

THE ENVIRONMENT AGENCY

**ENVIRONMENTAL PERMITTING
(ENGLAND AND WALES)
REGULATIONS 2016**

IN THE MATTER OF

PINS REF APP/EPR/630

AN APPEAL BY NELSON PLANT HIRE LIMITED AGAINST
THIS IS A STATEMENT IN RELATION TO AN APPEAL BY NELSON
PLANT HIRE LIMITED AGAINST THE ENVIRONMENT AGENCY'S
REFUSAL TO ALLOW THE APPELLANT'S APPLICATION FOR AN
ENVIRONMENTAL PERMIT FOR THE 'STANDARD RULES 2015 NO
39: USE OF WASTE IN A DEPOSIT FOR RECOVERY OPERATION'.

SITE: WHITEHOUSE FIELD, WINCHESTER ROAD, ANDOVER,
HAMPSHIRE, SP11 7HW.

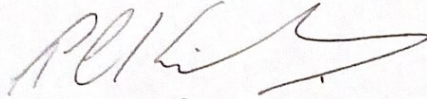
1. I **Phillip Kirby** have made this statement from facts which come from my own personal knowledge, in relation to a piece of land called Whitehouse Field, Andover, which I believe to be owned by The Nelson Family Pension Trust.
2. I have lived in the local area for approximately 28 years and worked as a civil/structural engineer which involved working with waste materials and clearing contaminated land.
3. The field came into the possession of Nelson Plant Hire in January 2018. They proceeded to strip topsoil and place in bunds around the northern perimeter of the site, imported hardcore and created a large yard at the highest point of the field. The yard has been used to store skips , plant ,sheds and scrap steel.

4. In April 2020, I noticed activity on the Whitehouse Field Site ("the Site"). I saw what looked like a processed material which I will describe as crushed concrete being delivered to the site via lorries.
5. In May 2022 large heaps of this type of material were stockpiled and subsequently removed from site on a regular basis throughout the summer.
6. In July 2022, I noticed that topsoil from the site situated on a bund on the north side of the site was being loaded away.
7. Throughout August 2022, I noticed several lorries loaded with crushed concrete on site and the lorries were depositing their loads on site. At the same time, I noticed that crushed concrete and topsoil was also being exported from the site.
8. Throughout October 2022, I did not see any further imports or exports of material.
9. In January 2023, I noticed that a new bund of what looks to be hardcore had been created along the track at the top of the access road leading to Nelson's yard .subsequently in May 2023 material has been loaded away from that bund.
10. From July 2022 through to May 2023, I noticed lorries loaded with soil excavated from the bund along the Winchester road being exported from the site.
11. Over several days in April 2023, I saw some virgin materials, possibly chalk was being excavated from an area of land immediately to the west of the overhead cables and about forty metres south of Winchester Road on the site.
12. Between the 17 and 21ST April 2023, I saw lorries tipping soil materials along the earth bund previously mentioned above in paragraph 9.

13. In May 2023 materials from the same bund were being exported off site. Since May this year (2023) the activity on site has decreased significantly, with only the odd lorry visit and movement of excavators

I believe that the facts stated in this witness statement are true.

Signed:

A handwritten signature in black ink, appearing to be 'R. L. H.', written over a horizontal line.

Dated:

26th June 2023,