

Jones, Michael

From: info@nelsonplanthire.co.uk
Sent: 02 March 2023 15:49
To: 'Tanner, Matt'
Cc: Jones, Michael
Subject: RE: Whitehouse Field
Attachments: Council threat.pdf; Previous council threat.pdf; Council letter latest.pdf; APP-EPR-548.pdf

Importance: High

Matt,

I thought I should drop you another email to highlight information that answers the questions that you constantly keep asking despite us providing clear answers you require which fulfil the criteria. I should point out that this information has already been provided as part of the WRP and permit application and numerous times since then.

I am hoping that you can now see the obligation as clear as day as the planning inspector did. There are also more threats from the LPA throughout the course of time that are not included here but which you have seen within our application. These have ranged throughout the schemes inception and progression.

I have once again attached the last inspectorates decision for you confirming that the EA have agreed under oath in a recorded inquiry that there is an obligation to complete these works. Confirmed at point 13 of the inspectors decision.

It is also clear the minimum amount of waste has been used within our application as we have agreed this drawing with the council. It is also clear that this scheme has approval and we do not need to apply for a lesser scheme because within the approval we have we have unequivocally demonstrated that we are using the minimum amount of waste.

I believe that the latest correspondence to yourselves from the LPA as part of their statutory consultee response confirms the volumes within the drawings that have been agreed with ourselves and this should be the end of the matter. This confirms that the EA are aligned with the LPA completely which was to my understanding all that you were waiting for from them and all that the inspectorate outlined was needed within the last hearing.

I am disappointed that still you opt to ignore vital information in order to avoid confirming recovery and providing us with an environmental permit which would allow us to complete the works, satisfy the planning conditions and the outstanding enforcement notice once the works are finally complete, this is seriously now prejudicing our commercial position as the council confirm in their latest correspondence that they are "considering their position".

To that note and in line with your latest date provided I feel that the deadline that has been set by yourself of 23 March 2023 must be the final deadline extension as there have been far too many. I believe that this constant posturing and liaison with the council to delay and find reasons to unreasonably withhold any decision are unreasonable and on that basis, if we have not been granted recovery and environmental permit by this date then we will need to commence with a formal appeal in order to bring this matter to its conclusion which will include claiming for costs against the EA for this continued unreasonable behaviour.

I hope that you can try and avoid this costly and lengthy process as the inspectorates are already over run with work and this is highly avoidable.

Kind regards,

Simon Nelson



Phone: 01264 726121 or 01264 357627

Mobile: 07920 100 120

Email: info@nelsonplanthire.co.uk

Website: www.nelsonplanthire.co.uk

Confidentiality Note:

This message is intended for the named person above and may be confidential, privileged or otherwise protected from disclosure.

If it has reached you by mistake please contact the sender on 01264 726121 and delete the message immediately.

From: Tanner, Matt <Matthew.Tanner@environment-agency.gov.uk>
Sent: Wednesday, March 1, 2023 9:23 AM
To: Jones, Michael <Michael.Jones2@tetrattech.com>; info@nelsonplanthire.co.uk
Subject: RE: Whitehouse Field

Morning Both,

Thank you for your patience with the consultation with TVBC. We have now received a response which may impact on any decision you may wish to take regarding your application. In light of this, we thought it would be appropriate to issue another letter outlining the potential ways forward. Please see the attached letter and confirm how you wish to proceed.

You will be aware of a recent site visit carried out by Jemma Lovegrove (Triage Officer). She mentioned you were on site and wanted me to pass on her thanks for the conversation you had. Her finding will be included for consideration in the determination.

Kind regards,

Matt Tanner BSc (Hons) MSc

Senior Permitting Officer (Waste Deposit Team)

Environment Agency | Richard Fairclough House, Latchford, Warrington WA4 1HT

Matthew.Tanner@Environment-Agency.gov.uk

Mobile: 07876 130613

Pronouns: he/him ([why is this here?](#))

Typical hours : Monday – Friday, 7am – 3pm

