

**From:** [Bunten, James](#)  
**To:** [Emma Conwell](#); [Appeals\\_NPS](#)  
**Cc:** [Tom Roberts](#)  
**Subject:** FW: INQUIRY APP/EPR/636/651 DANESHILL DN22 8RB FCC Recycling (UK) Ltd  
**Date:** 02 April 2024 15:37:04

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Dear Emma/ Kerry

I refer to the late submission below from Vivienne French. The Inspector has seen it and asked that it's passed on to the EA and the Appellant for their information.

Kind regards

James

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**From:** Vivienne FRENCH <[REDACTED]>  
**Sent:** Tuesday, April 2, 2024 2:22 PM  
**To:** BASSETLAW CONSERVATIVE BRENDAN CLARKE-SMITH ASSOCIATION  
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**Cc:** [REDACTED]  
**Subject:** INQUIRY APP/EPR/636/651 DANESHILL DN22 8RB FCC Recycling (UK) Ltd

Inquiry at Olde Bell Hotel, Barnby Moor, Retford 19th -22nd March and April 30th, May 1,2,3 2024  
Asbestos Soil Sorting Facility at Daneshill DN22 8RB

I have followed closely this application since February 2020. I am concerned that there has not been full disclosure to the Public and only heard of the complete reversal of the Environment Agency 's earlier objections and statements concerning the dangers of ASBESTOS emissions when I attended this Inquiry. I was one of two members of the public who attended for 3 days on March 19th 2024 and until that day the general public believed that FCC were refused the permit to import asbestos contaminated soils to that site. I was shocked to learn from the Barrister Mr Smythe that the EA had changed their opposition to the refusal of asbestos contaminated soils and now had "decided to vary the permit to include the activity which was the subject of the appeal, these are amendments to the processing in relation to ASBESTOS ." The EA did NOT undertake a public Consultation in respect of this decision to issue a regulator initiated variation of the Environmental Permit by letter on 29/9/2023 to FCC from the Principal Permit Team Leader of the EA .This is a fundamental change of position by the EA who then suggested to FCC (NOT via Freeths the appellant's lawyers) that the appeal should be withdrawn.  
Apparently the EA had decided to invoke its powers of Regulation 20(1).

I BELIEVE THAT THIS FAILS TO COMPLY WITH PROCEDURAL REQUIREMENTS OF ENVIRONMENTAL PERMITTING REGULATIONS 2016

I did speak at the Inquiry and I informed the Chairman for the Planning Inspectorate, Mr Paul Griffiths, that the Public were completely unaware of this complete reversal of the EA earlier objections and statements concerning the dangers of asbestos emissions. The Chairman instructed officials present to forward all relevant information which we now have. The EA position is contradictory and fails to provide evidence that there will be no material increase in the amount of asbestos fibres which will be released. A building is inappropriate on that site due to toxic chemicals remaining from the wartime munitions factory.

Who made this decision to now permit asbestos on that site at Daneshill ? Why was the initial decision reversed ? Why was there no public consultation?

I appreciate that, if FCC are permitted by Mr Griffiths to import asbestos to Daneshill , the full application will then have to be submitted to Nottinghamshire County Council Planning Department again but could be approved. We as a Community will be under threat for the next 20 years from the inevitable escape of asbestos fibres from this site. One fibre can cause mesothelioma and death in 15-20 years. I hope we can trust the Environment Agency "to create a better place for people and wildlife "

Vivienne French REDACTED

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