

[REDACTED]

From: [REDACTED]@mhhcontracting.co.uk>
Sent: 04 May 2017 14:26
To: [REDACTED]
Cc: [REDACTED]
Subject: Droppingwell Tip
Attachments: RMBC to EA 16-1-17.pdf; RMBC to EA 7-4-17.pdf; EA to RMBC 16-2-17.pdf

[REDACTED]

I write further to your email of 19 April 2017 and note that I have still not heard anything further from you in relation to a date(s) for holding the without prejudice meeting to resolve the access issues.

I made the point in my email to you of 11 April that we had at that time, been waiting to hear from you in this regard for nearly a month. That period will shortly be two months.

To be frank, it does not take nearly two months to provide dates of availability for a meeting. My suspicion is that Mr Wilson is delaying the holding of the meeting until such time as his recent correspondence with the Environment Agency (EA) has run its course. We have recently been contacted by journalists working for the Telegraph and the Yorkshire Post in respect of the proposed re-opening of the site. The first journalist specifically informed me that they were investigating a complaint that they had received from Rotherham MBC. The second journalist stated that he was investigating a complaint made by Rotherham MBC to the EA. As a result of those conversations I was left in no doubt that the journalists were being fed details of the matter by a representative of Rotherham MBC.

Copies of the correspondence which I refer to above are attached. These clearly could only have been provided to the journalist from two sources and I would be extremely surprised if they were provided by the EA.

It is clear that Mr Wilson is making a concerted effort to put significant time and resources into seeking to discredit this company, Grange Landfill Limited and [REDACTED] with the EA. I do not intend to address the comments and allegations made by Mr Wilson in his correspondence with the EA, much of which is highly speculative and misleading. However, what I would say is that such comments are clearly not conducive or helpful as regards the settlement talks that it was proposed would take place between us as regards the access way.

With that in mind and given the agenda under which Mr Wilson appears to be operating, my instructions are to insist that we be provided with dates of availability for the proposed meeting by 4.00 pm on 8 May, failing which, it will be assumed that the council's position is as adopted in the correspondence with the EA and that it wishes to proceed without looking to reach any form of compromise with us as regards the use of the access way. This could have gone some way to addressing some of the concerns expressed by local residents and businesses. If that is the outcome, the company's position will be to simply to seek to use the access way as we believe we are fully entitled to do. In the event that any steps are taken to prevent such use, we will have little alternative but to look to commence immediate proceedings for injunctive relief against the Council. We will also seek to recover the loss and damage that we have already suffered as a result of the actions taken by the Council in October 2016, which are yet to be resolved and in respect of which all our rights and remedies remain fully reserved. I must also fully reserve the position of both this company and [REDACTED] in respect of the contents of the attached letters.

I look forward to hearing from you.

Regards

[REDACTED]
In House Solicitor
MHH Contracting Ltd



CONTRACTING

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From: [REDACTED]@rotherham.gov.uk]

Sent: 19 April 2017 14:23

To: [REDACTED]@mhhcontracting.co.uk

Subject: [REDACTED] out of office until 24/04/2017

[REDACTED]

Further to our telephone conversation today, this is just to let you know that [REDACTED] is away until 24 April 2017, so – to be realistic - I doubt that there is going to make any progress on the Rotherham MBC side with arranging the meeting before then.

[REDACTED]

[REDACTED] Legal Services, Rotherham Metropolitan Borough Council.

Address: Riverside House, Main Street, Rotherham, S60 1AE. [REDACTED] Email:

[REDACTED]@rotherham.gov.uk Website: www.rotherham.gov.uk

Before printing, think about the environment.

From: [REDACTED]

Sent: Wednesday, April 19, 2017 2:16 PM

To: [REDACTED]
Subject: OUT OF OFFICE

I am out of the office until Monday 24th April 2017. If you need assistance for myself OR Damien Wilson then please contact Management Support on [REDACTED]

Otherwise I will deal with your message on my return

Thanks

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