

[REDACTED]

From: [REDACTED]@mhhcontracting.co.uk>
Sent: 05 April 2017 15:17
To: [REDACTED]
Cc: [REDACTED]
Subject: Droppingwell
Attachments: 20170405105159395.pdf

Dear [REDACTED]

Whilst I await hearing from you in relation to the proposed date of the without prejudice meeting, there are two issues in the meantime that I need to make you aware of.

The Collection of soil samples from our site

On 31 March at around 10:30 am, two unidentified (and unannounced) people were at the entrance to our site taking soil samples. Our agent engaged the two people to enquire as to who they were and what they were doing.

Our agent was advised that they were from RMBC and that they were taking general soil samples from the verge. They were also seen on our site on the batter of Phase 1. In a subsequent telephone conversation with [REDACTED] of RMBC Environmental Protection, we were advised that it was indeed RMBC's officers that were on site taking surface samples of soils. My colleague stated that representatives of RMBC should not be going onto our land without our permission. I understand that it was alleged that permission was not needed under the powers that Environmental Protection operates under. I intend to clarify this with [REDACTED] directly.

Damage caused to boreholes on our site by RMBC

My colleague received a telephone call on 3 April from [REDACTED] of RMBC to say that the machine working on regrading RMBC's field had been onto our land on the south side of our site and may have damaged the boreholes on this part of our site.

I am instructed that [REDACTED] acknowledged in that conversation that RMBC should not have been on our land and it was accepted that RMBC had made a mistake in doing so.

We have since inspected our site and it has been noted that two boreholes, Boreholes numbered 3 and 4 have been damaged. Further investigation is required to determine the full extent of the damage.

I have attached photographs showing the damage as identified at present. We were unable to see anything of Borehole number 4 (photographs 925 and 955) and only found the collar in the approximate location of where Borehole number 4 was previously situated. In relation to Borehole number 3 (photographs numbered 934, 938, 939, 940 and 941) we located the concrete surround, metal collar and the open hole of the borehole itself.

We have advised [REDACTED] of the damage by telephone and advised him that we will have to assess the damage and that we will inform RMBC of the costs involved in repairing the damage. I do not anticipate that this will prove controversial given the conversations that have taken place so far.

Please do not hesitate to contact me should you wish to discuss anything set out above. It may well be that both these issues are resolved ultimately without them becoming part of our on-going discussions.

Kind regards

[REDACTED]



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