Information for Mr. Latimer on Question 8 Dealing with the Issue of Alternative Disposal Options for Disposal of the Contaminated Sediment

1. The original Port of Tyne application was received by Defra on 22nd February 2003. The first note on file advising Defra on the issue of alternative disposal options for disposal of the contaminated sediment is contained in a minute dated 13th March 2003 from Dr Vivian, Cefas to Graham Boyes, Defra. It was clearly stated that the information provided on this issue was inadequate. This was also addressed in a minute and an email some 2 weeks later from Dr Vivian, Cefas to Mr. Boyes, Defra. These minutes and emails are attached below with the relevant text highlighted in yellow in the Word document.

RE Port of Tyne CV 130303.txt

PoT applic CV 010403.doc

RE Ct Status Tyne TBT Disposal...

2. At a meeting on 2nd June 2003, the Port of Tyne provided a review titled 'River Tyne. T.B.T. Contaminated Sediments. Potentially available remediation/disposal options'. Following that meeting, a minute from Dr Vivian, Cefas to Mr. Boyes, Defra dated 18 June 2003 dealt with this issue amongst wide range of other issues. Cefas was content that PoT and its consultants had carried out a thorough review of the potential alternative disposal options for the contaminated sediments. However, they had not provided specific cost estimates for the options considered in the 'Legal/Environmental Risk Framework Matrix for TBT Contaminated Sediments from the Tyne Estuary'. Cefas requested this information together with some additional information. This minute is attached below with the relevant text highlighted in yellow.

PoT applic CV 180603.doc

3. In a minute dated 5th September 2003 from Dr Vivian, Cefas to Mr. Boyes, Defra Cefas reported that they had received a response from Port of Tyne on disposal and remediation options but that PoT had not replied to the queries in Annex 1 to your letter to Keith Wilson dated 27th June 2003. The latter queries were those raised in the minute above dated 18th June 2003. Cefas again stated that while they were satisfied that PoT had carried out a thorough investigation of potentially available disposal options, they did not accept that adequate information had been presented about the cost and practicality of the options, particularly those dealt with in the Legal Framework Matrix. This minute is attached below with the relevant text highlighted in yellow.

PoT applic CV 050903.DOC

4. In a short minute from Dr Vivian, Cefas to Mr. Boyes, Defra dated 8 September 2003, it was stated that having read the Disposal and Remediation report provided by Port of Tyne, there was no need to use the 6th bullet of point 6 in the minute dated 5 September 2003 in any reply to PoT. Thus, Cefas were satisfied that Port of Tyne had satisfactorily addressed this issue of alternative disposal options.

Port of Tyne CV 080903.rtf

I had to amend the reference to the bullet number in this doc as it was incorrect. Thus, the document date is 27th February 2007. However, you can see from the properties of the file that it was created on 8th September 2003.

5. A minute dated 9th September 2003 from Dr Vivian, Cefas to Mr. Boyes, Defra provided detailed comments on the Disposal and Remediation report provided by Port of Tyne.

PoT alt disp options rept CV 0...

6. This document produced by Dr Vivian dated 13th February 2004 set out the overall objectives for a successful project and the critical issues requiring satisfactorily resolution in order that a FEPA licence could be issued.

Port of Tyne Capping Trial Req...

7. This minute from Dr Vivian, Cefas to Mr. Smith, Defra dated 25th June 2004 was the final advice on the capping project but it did not specifically address the issue of alternative methods of disposal as by then Cefas had accepted that capping was the only practically available option available to Port of Tyne. I did not find a minute that specifically stated this.

PoT advice CV 250604.DOC