

Councillor Nick Daubney
Leader of the Borough Council of King's Lynn and West Norfolk
Borough Council of King's Lynn and West Norfolk
King's Court
Chapel Street
King's Lynn
Norfolk
PE30 1EX
Tel: 01553 616200
Email: cllr.nick.daubney@west-norfolk.gov.uk

Borough Council of
**King's Lynn &
West Norfolk**



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**CCU
POST ROOM**

The Rt. Hon. Caroline Spelman MP
Secretary of State for Environment, Food and Rural Affairs
Nobel House
17 Smith Square
London
SW1P 3JR

30 January 2012

Dear Secretary of State

Following your announcement and letters confirming your intention to award PFI credits to enable the building of a mass burn incinerator in King's Lynn, you will be aware of my letter to you dated 18 January 2012, expressing our disappointment at your decision and a request that you make available the additional evidence you received which you believe justified your decision.

I refer of course to evidence received over and above that submitted prior to your letter to the Norfolk County Council Leader dated 7 November 2011.

Naturally, we are disappointed that we have not received sight of this additional evidence. Your plea with us to 'put fresh effort into working constructively' would be considerably easier to act upon if we were all allowed to have full and current information.

In investigating ways that such evidence will be forthcoming (FOI requests etc) you should be aware that on Thursday 26 January 2012 the Borough Council of King's Lynn & West Norfolk determined to seek judicial review of your decision. You should also be aware that this was determined by a recorded vote and that the vote was unanimous with no abstention.

.....continued

King's Court, Chapel Street, King's Lynn, Norfolk PE30 1EX
Tel: (01553) 616200; fax: (01553) 691663
DX 57825 KING'S LYNN

Chief Executive – Ray Harding Deputy Chief Executive – David Thomason

You may agree that this is an unprecedented determination and as such require your civil servants to release the information asked for in a timely fashion.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Nick Daubney', is written over a rectangular stamp. The stamp contains the text 'STOS' and some other illegible markings. A horizontal line extends from the end of the signature.

Nick Daubney
Leader of the Council

cc Henry Bellingham
Elizabeth Truss