



### Appendix 1 – Information subject to legal privilege

1. File 1 – Doc 72 – Memo from LC AO WCC to TG SEC WCC with Letter from concerning planning legal case dated 10/07/2013 (*This document has been included in this category to make it clear that I consider it to be legal advice however, as outlined below, I consider it to lie outside the scope of the appellant’s request in any event.*)
2. File 1 – Doc 97 – Email from TG to Law Agent and MG WCC giving summary of file and enquiring about availability to attend meeting dated 15/03/2016
3. File 1 – Doc 98 - Email from DS Law Agent seeking files to examine dated 15/06/2016
4. File 1 – Doc 101 – Email and Memo from JS ES WCC to TG WCC review file and recommendation for progression dated 22/07/2016
5. File 1 – Doc 110 – Emails from TG WCC to IM Law Agent WCC cc MDe SE WCC seeking legal advice with respect to provision under water pollution act and correspondence and meeting with various landowner and parties involved dated 16/06/2018
6. File 1 – Doc 118 – Memo from IM Law Dept WCC to TG SEC cc JS ES WCC endorsing the recruitment of consultants to ascertain to seriousness, extent and risks dated 12/06/2018
7. File 1 – Doc 119 – Email from TG WCC to IM Law Agent WCC cc MDe SE JS ES WCC forwarding email with attachments dated 14/06/2018
8. File 1 – Doc 126 – Email from TG WCC to IM Law Agent WCC cc MDe SE WCC seeking legal advice with respect to section 12 notices and meeting with GM and solicitor on 10/10/18 dated 04/10/2018
9. File 1 – Doc 127 – Memo from IM Law Dept WCC to TG SEC JS ES MDe SE WCC referring to meeting with MOR and GM and BM Solicitors, and legal requirements for revised framework for investigation and further legal advice dated 09/11/2018
10. File 1 – Doc 128 – Memo from TG WCC to MDe SE cc SQ DOS WCC referring to recent meeting with GM and BM and EPA and recommending authorisation for further legal advice as per Law Agent dated 22/11/2018
11. File 1 – Doc 129 – Email from TG WCC to MDe SE WCC referring memo from IM Law Dept with regard to status of section 12 notice dated 30/11/2018
12. File 2 – Doc 2 – Memo from IM Law Dept WCC to TG SEC JS ES MDe SE WCC referring email from KOR MOR about additional site investigation work proposed and instruction for referral to Barrister dated 17/01/2019
13. File 2 – Doc 3 – Memo from IM Law Dept WCC to TG SEC JS ES MDe SE WCC regardin update and MO for referral to Barrister dated 11/02/2019
14. File 2 – Doc 35 - Email from DK Law Agent to TG WCC with advice on letter to regarding sampling and access to site and results dated 26/07/2019
15. File 2 – Doc 43 - Memo from IM Law Dept WCC to TG SEC JS ES MDe SE WCC referring to seeking update on MOR report and legal instructions dated 20/11/2020



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16. File 2 – Doc 44 – TG Draft notes from meeting 17/12/19 between TG, JS, IM WCC regarding scope of consultant brief, cost recovery and mediation invite dated 17/12/2019
17. File 2 – Doc 47 – Memo from IM Law Dept WCC to TG SEC JS ES MDe SE WCC referring to recent meeting with TG and JS WCC regarding scope of consultant brief and reports dated 09/01/2020
18. File 2 – Doc 50 - Memo from TG WCC to MDe SE IM Law Agent cc. BK DOS WCC referring to Draft Site Investigation Report and Findings and further assessment dated 19/02/2020
19. Tender File – Doc 21 – Memo from TG WCC to MDe SE WCC seeking advice on financial and legal matters dated 21/12/2018 : the **final paragraph** of this memo refers to legal advice and can be removed on that basis.
20. Malone O'Regan – Doc 7 – Memo to Law Agent – background and seeking counsel's advice dated Apr-20
21. EPA – Doc 19 – Memo from JS to TG WCC Review of case dated 22/07/2016