

NORTH LONDON WASTE AUTHORITY

At a meeting of the **NORTH LONDON WASTE AUTHORITY** held on **THURSDAY, 11TH FEBRUARY, 2016** at 10.00 am in the Committee Room 1, Town Hall, Judd Street, London WC1H 9JE

MEMBERS OF THE AUTHORITY PRESENT

Councillors Anderson, Apak, Arthur, Blackwell, Cazimoglu, Cohen, Demirci (Vice-Chair), Greening, Loakes (Chair), Webbe and Zinkin

MEMBERS OF THE AUTHORITY ABSENT

Councillors Lyons, McNamara and Taylor,

The minutes should be read in conjunction with the agenda for the meeting. They are subject to approval and signature at the next meeting of the North London Waste Authority.

MINUTES

1. APOLOGIES

Apologies for absence were submitted by Councillors Lyons, McNamara and Taylor.

Apologies for lateness were submitted by Councillor Webbe.

2. DECLARATIONS BY MEMBERS OF PECUNIARY, NON-PECUNIARY AND ANY OTHER INTERESTS IN RESPECT OF ITEMS ON THIS AGENDA

Councillor Loakes declared a non-pecuniary interest in any relevant business as a member of the London Waste and Recycling Board.

Councillors Cohen and Zinkin declared non-pecuniary interests in all relevant business regarding Pinkham Way, Summers Lane and the Hendon rail transfer station as Members of the London Borough of Barnet.

Councillor Zinkin declared in the interests of transparency that the Chairman of Biffa was known to him as they had worked together in the past at Balfour Beatty.

Councillor Greening declared for the purposes of transparency that he was Mayor of Islington and that he had a non-pecuniary interest in any business involving the Mayor's Charity.

Councillor Anderson declared a non-pecuniary interest in all relevant business regarding the Pinkham Way site as a Member of the London Borough of Enfield.

3. DEPUTATIONS (IF ANY)

There were no deputations.

4. MINUTES

Consideration was given to the public minutes of the meeting held on 10th December 2015.

Councillor Cohen noted that he was not listed as a Vice-Chair to the Authority. The Chair stated that no additional appointment was made previously to the position of Vice-Chair since it became vacant. However, an item to re-appoint would be included with the agenda for the next Authority meeting.

RESOLVED

THAT the public minutes of the meeting held on 10th December 2015 be agreed and signed as a correct record.

5. REVENUE BUDGET AND LEVY 2016/17

Consideration was given to a report of the Financial Adviser.

The Head of Finance introduced the report. It was confirmed that all constituent councils had formally approved the move to the menu price based levy. The alternative recommendations outlined in the report were not therefore necessary.

The Chair stated that a great deal of effort had been taken to reach the stage where a menu price based levy could be adopted by the Authority. He thanked Members and officers from the Authority and constituent boroughs for their efforts.

RESOLVED

THAT the Authority:

1. Notes that it is satisfied that the proposed budget will be sufficient to meet the net expenditure requirements for the year ahead and agrees the 2016/17 budget
2. Agrees to use revenue balances of £9.591m to help fund the 2016/17 budget
3. Agrees the 2016/17 levy at £46.649m (comprising a base levy element of £42.590m and an RRC element of £4.059m.)
4. Notes the medium term budget forecasts for 2017/18, 2018/19 and 2019/20.

5. Authorises the Financial Adviser to make the arrangements for collection of the levy and charges for household and non-household waste.
6. Approves the Prudential Indicators and agrees the basis for calculating the Minimum Revenue Provision as set out in sections 9 and 10 of the report.
7. Agrees that for 2016/17 the charge for non-household and chargeable non-household residual and recyclable waste will be as set out in paragraph 6.3.2
8. Agrees that the 2016/17 charges for non-household and chargeable household waste be as follows:
 - Residual £81.64 per tonne
 - Dry Recyclable £44.66 per tonne
 - Food £66.95 per tonne
 - Green £48.86 per tonne
9. Notes that the levy will be apportioned in accordance with the menu price basis as formally agreed by all constituent councils.

6. DEVELOPMENT CONSENT ORDER APPLICATION PROCESS UPDATE

Consideration was given to a report of the Managing Director.

The Head of Legal and Governance introduced the report. It was noted that hearings detailed in section 2.2 of the report would take place in public and would be recorded.

RESOLVED

THAT the Authority:

1. Notes the update on the Development Consent Order application.
2. Agrees to the use of the contingency budget for the DCO on the basis set out in paragraph 5.1.

7. OPERATIONS UPDATE REPORT

Consideration was given to a report of the Head of Operations.

The Head of Operations introduced the report and invited Members to comment.

Members enquired what the impact of the changes had been on Re-use and Recycling Centre (RRC) services. The response was given that tonnages had reduced slightly but data was still being analysed. One complaint had been received

in relation to rubble produced by a household being limited to six bags. Members stated that this change was not unreasonable in itself, but communication could be improved to ensure that residents were aware of restrictions. Making signs more prominent at the entrances to RRCs was suggested as a simple practical improvement by Members.

Members also queried the three defaults which had been issued to LondonWaste Ltd (LWL), and what the effect of this would be when LWL was a wholly owned subsidiary. In response, the Head of Operations stated that the defaults were issued principally as a performance management tool, and were used proportionally in relation to events.

RESOLVED

THAT the report be noted.

8. THIRD PARTY RE-USE AND RECYCLING CREDIT REGISTRATIONS

Consideration was given to a report of the Head of Operations.

The Head of Operations introduced the report and invited Members to comment. A Member commented that Bright Sparks were not on the list of recycling credit applicants. The response was given that the Authority's current policy is not to pay credits for services that had already been paid for by the constituent borough councils, and this was the case in respect of Bright Sparks.

Members also enquired about the role of re-use in the context of the 'circular economy' report later on the agenda. It was noted that the proposed EU target was for both re-use and recycling activity combined to be 65% of municipal waste so there was not necessarily a conflict, but that much would depend on future engagement by the Government with the EU on the circular economy proposals.

RESOLVED

THAT the Authority approves the applications from all the organisations listed at Appendix 2 for registration for re-use and recycling credit payments during the financial year 2016/17.

9. WASTE PREVENTION PLAN

Consideration was given to a report of the Managing Director.

The External Relations Manager introduced the report and invited Members to comment. The Chair stated that thanks were due to officers at respective boroughs for their contribution to the development of the Plan, and that continuing engagement with the boroughs would be important. Councillor Zinkin stated that the London Borough of Barnet were entirely supportive of the programme, but wished it to be recorded that it was Barnet's view that the option of a programme at 75% of 2014-16

levels of funding was preferable. This was the subject of discussion at the special Members' Recycling Working Group Meeting (MWRG), with a continued budget at the current level being preferred. Councillor Cazimoglu added that she also wished it to be noted that she was in full support of the approach of the MRWG, and that it would be important that appropriate monitoring arrangements are in place.

RESOLVED

THAT the North London Waste Prevention Plan April 2016-March 2018 (including the programme of work associated with it as attached in Appendix 3) be approved.

10. COMMUNICATIONS CAMPAIGN ON HOUSEHOLD RECYCLING - AGENCY PROCUREMENT UPDATE

Consideration was given to a report of the Managing Director.

The External Relations Manager introduced the report and invited Members to comment and ask questions. A Member asked how the Authority would know if the campaign was working. The response was given that bidders should put forward methods of measurement, which would be considered at the procurement stage, and that the successful contractor would do initial baseline testing and would have to implement its agreed programme; on-going measurement would be based on both further awareness testing and on tonnage data as appropriate. It was also stated that the Members' Recycling Working Group would consider and comment on progress.

RESOLVED

THAT the Authority:

1. Notes progress on the procurement since February 2015 and the update provided to the Members' Recycling Working Group (MRWG) in September 2015.
2. Notes that the advertisement for the procurement will be published in the Official Journal of the European Union as set out in section 3 of the report, and that a decision on the successful tenderer will be brought to the Authority meeting in June 2016.

11. CONSULTATIONS AND POLICY UPDATE

Consideration was given to a report of the Head of Operations.

Members requested that the submissions in response to the London Borough of Enfield's Local Plan 2017-2032 and the London Borough of Enfield's S.106 Development Plan Document be circulated to Members for information.

RESOLVED

THAT the Authority:

1. Notes the research commissioned by the Chartered Institution of Wastes Management on the possible impact of the European Commission's circular economy package attached as Appendix 1;
2. Requests the Managing Director to carry out any further work on the impacts of the circular economy package so long as this is contained within existing resources;
3. Delegates authority to the Managing Director to submit a response to London Borough of Enfield's Local Plan 2017-2032 on the basis set out in paragraph 3.5;
4. Delegates authority to the Managing Director in consultation with the Chair and Vice Chair to submit a response to London Borough of Enfield's S.106 Development Plan Document (DPD);
5. Approves the draft Authority response to the Haringey Local Plan Pre-Submission Public Consultation – Alterations to Strategic Policies attached as Appendix 2;
6. Approves the draft Authority response to the Haringey Local Plan Pre-Submission Public Consultation – Development Management DPD attached as Appendix 3;
7. Approves the draft Authority response to the Haringey Local Plan Pre-Submission Public Consultation – Site Allocations DPD attached as appendix 4;
8. Approves the draft Authority response to the Haringey Tottenham Area Action Plan, Pre-Submission version, attached as Appendix 5;
9. Delegates Authority to the Managing Director in consultation with the Chair and Vice Chair to approve a draft response to the London Borough of Barnet's Draft Municipal Recycling and Waste Strategy and Future Delivery document.

12. FORWARD PLAN OF DECISIONS

Consideration was given to a report of the Managing Director

RESOLVED

THAT the report be noted.

13. LOCAL GOVERNMENT ACT 1972 - ACCESS TO INFORMATION

RESOLVED

THAT the press and public be excluded from the proceedings of the North London Waste Authority of 11th February 2016 during consideration of the following items on Part II of the agenda, on the basis that, were members of the public to be present, there would be disclosure of exempt information as defined in Schedule 12A to the Local Government Act 1972, as amended.

Specifically:

Exempt Information Category 1 – Information which relates to an individual: the reason why the public interest favours withholding the information is that the release of such information could constitute or facilitate an unwarranted interference with the individual's privacy.

Exempt Information Category 3 – Information relating to the financial or business affairs of any particular person, including the authority holding that information, and not required to be registered under various statutes: the reason why the public interest favours withholding the information are that the release of such information would prejudice the Authority's conduct of a commercial operation OR because the disclosure of the information is likely to prejudice the commercial interests of the Authority and organisations engaged in commercial activities as the information related to commercial activities that are conducted in a competitive environment.

Exempt Category 5 - Information in respect of which there is a claim to legal professional privilege: the reasons why the public interest favours withholding the information are that the release of such information could prejudice the safeguarding of openness in all communications between client and lawyer and the Authority's ability to ensure access to full and frank legal advice.

14. PRIVATE MINUTES

RESOLVED

THAT the private minutes of the meeting held on 10th December 2015 be signed and agreed as a correct record.

15. GOVERNANCE OF LONDONWASTE LIMITED

Consideration was given to a report of the Managing Director

RESOLVED

THAT the Authority agrees the recommendations as set out in the report.

16. RESIDUAL WASTE STRATEGY

Consideration was given to a report of the Managing Director.

RESOLVED

THAT the Authority agrees the recommendations as set out in the report.

17. LEE VALLEY HEAT NETWORK UPDATE

Consideration was given to a report of the Managing Director

RESOLVED

THAT the Authority agrees the recommendations as set out in the report.

18. ANY OTHER ITEMS THE CHAIR DECIDES TO TAKE AS URGENT

Consideration was given to an urgent report of the Managing Director.

RESOLVED

THAT the Authority:

1. Agrees Councillor Stuart McNamara not be disqualified due to non-attendance at Authority meetings for a period of 6 consecutive months for the reasons as outlined in paragraphs 1.3 and 1.4 of this report
2. Agrees the period within which Councillor McNamara can attend a meeting should be extended until the next meeting of the Authority.

The meeting ended at 11:14am

CHAIR

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MINUTES END