

By email to: sb.sacco@gmail.com



Request ref: 2019-32

North London
Waste Authority

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FAO: Mr Stephen Brice

Dear Stephen

RE: Request for information

Thank you for your request for information of 29 August. This request is being handled under the Environmental Information Regulations (EiR) 2004 (our reference number 2019-32¹). Section 1 of this letter outlines your request, section 2, our response.

1. Your request was for the following information:

Please give information of any actions or strategy instituted by the NLWA, as a 'Statutory undertaker' (see 4) e) below) to fulfil its duties under Section 40 of the Natural Environment and Rural Communities Act 2006, in particular subsections 1, 2 & 3 (see below).

Section 40 states that:

(1) [F2The] public authority must, in exercising its functions, have regard, so far as is consistent with the proper exercise of those functions, to the purpose of conserving biodiversity.

(2) In complying with subsection (1), a Minister of the Crown [F3or government department] must in particular have regard to the United Nations Environmental Programme Convention on Biological Diversity of 1992.

(3) Conserving biodiversity includes, in relation to a living organism or type of habitat, restoring or enhancing a population or habitat.

(4) "Public authority" means any of the following—

¹ Given the nature of our activities and the fact that environmental information is interpreted quite broadly we now generally answer information requests under the Environmental Information Regulations rather than the Freedom of Information Act. Further detail is available at: http://www.ico.gov.uk/for_organisations/environmental_information.aspx


- (a) a Minister of the Crown;
- F4(b)
- (c) a public body (including a government department, a local authority [F5 and a local planning authority]);
- (d) a person holding an office—
 - (i) under the Crown,
 - (ii) created or continued in existence by a public general Act, or
 - (iii) the remuneration in respect of which is paid out of money provided by Parliament;
- (e) a statutory undertaker.

2. NLWA Response

- 2.1 North London Waste Authority's (NLWA) statutory duties are set out on our website <http://nlwa.gov.uk/about/authority-services/> Since the duties mentioned above were imposed in 2006 NLWA has developed the following strategies and implemented the following actions in relation to biodiversity:
- 2.2 The North London Joint Waste Strategy (2004 – 2020) which currently sets the framework for our actions and those of the seven constituent borough councils was subject to a Strategic Environmental Assessment which assessed amongst other things: "Will the North London Joint Waste Strategy protect local biodiversity?" and "Will the North London Joint Waste Strategy enhance local biodiversity?" You can find the results of that assessment here: <http://nlwa.gov.uk/media/1756/strategic-environmental-assessment-full-report.pdf>
- 2.3 Annual progress monitoring reports about the implementation of the strategy including the SEA objectives are available on our website here: <http://nlwa.gov.uk/governance-and-accountability/annual-strategy-monitoring-reports/>
- 2.4 By far the biggest aspect of our work in managing waste at present is the north London Heat and Power Project (NLHPP) our project to replace the Edmonton energy-from-waste (EfW) plant with a new energy recovery facility (ERF). You can find full details of how we will ensure the local environment is protected, including conserving biodiversity, on the project website: <http://www.northlondonheatandpower.london/faqs/sustainability/how-will-you-ensure-the-local-environment-is-protected/>
- 2.5 There is a useful document 'North London Heat and Power Project – Environmental Commitments and Mitigation Schedule' which is available here on the NLHPP website: <http://www.northlondonheatandpower.london/media/zk1lpdvi/ad06-03-environmental-commitments-and-mitigation-schedule-updated-18-july-2016.pdf>
This 25 page document lists all the environmental commitments and mitigations contained within the Development Consent Order (DCO) for the replacement energy recovery facility and details the document and section in which each commitment is located.
- 2.6 The 'North London Heat and Power Project – Environmental Statement: Non-Technical Summary' also provides a useful overview of in particular, the environmental impact assessment findings for the project. http://www.northlondonheatandpower.london/media/15dhs0p3/ad06-01_es_nts_lores.pdf

- 2.7 Another example of the Authority's commitment to conserving biodiversity is work the Authority has undertaken to remove invasive species plant species from the Authority's land at Pinkham Way and more recent work on Ardra Road and Deephams Farm Road which are adjacent to the Edmonton EcoPark site.
- 2.8 I trust this response answers your questions but if you require any further information please do not hesitate to contact us.
- 2.9 You have the right of appeal about our response and if you wish to appeal please look at our website <http://www.nlwa.gov.uk/governance-and-accountability/freedom-of-information-act/fags> scrolling down the section entitled '*what happens if I am not happy?*' for further guidance.

Yours sincerely,



Barbara Herridge
External Relations Manager

