

THE NORTH LONDON WASTE AUTHORITY

At a meeting of the **NORTH LONDON WASTE AUTHORITY** held on **WEDNESDAY 25 JUNE 2008** at 3.00pm in Committee Room 1, Camden Town Hall, Judd Street, London, WC1H 9JE

MEMBERS PRESENT

Councillor Robert Belam - London Borough of Waltham Forest
Councillor Jamie Carswell – London Borough of Hackney
Councillor Andrew Cornwell – London Borough of Islington
Councillor Greg Foxsmith – London Borough of Islington
Councillor Mike Freer – London Borough of Barnet
Councillor Brian Haley – London Borough of Haringey
Councillor Andrew Harper – London Borough of Barnet
Councillor Ertan Hurer – London Borough of Enfield
Councillor Alan Laing – London Borough of Hackney
Councillor Clyde Loakes – London Borough of Waltham Forest
Councillor George Meehan – London Borough of Haringey
Councillor Keith Moffitt – London Borough of Camden

The minutes should be read in conjunction with the agenda for the meeting.

MS MOIRA GIBB, CLERK TO THE AUTHORITY, IN THE CHAIR

1. APPOINTMENT OF CHAIR

Moira Gibb opened the meeting and sought nominations for the position of Chair.

RESOLVED –

THAT Councillor Loakes be elected Chair of the North London Waste Authority for the year 2008/09.

COUNCILLOR CLYDE LOAKES IN THE CHAIR

2. APPOINTMENT OF VICE-CHAIRS

The Chair sought nominations for the two Vice-Chair positions.

RESOLVED –

THAT Councillors Lavender and Moffitt be elected as Vice-Chairs of the North London Waste Authority for the year 2008/9.

3. APOLOGIES

Apologies were reported from Councillors Greene and Lavender.

4. DEPUTATIONS

There were no deputations.

5. ANNOUNCEMENTS

Notification of Party Leaders

Members noted that Councillors Lavender, Loakes and Moffitt had been appointed as party Group Leaders for the Conservative, Labour and Liberal Democrat parties respectively on the North London Waste Authority.

6. DECLARATIONS BY MEMBERS OF PERSONAL OR PREJUDICIAL INTERESTS IN RESPECT OF ITEMS ON THIS AGENDA

Councillor Laing declared that he was a Member of the North London Waste Plan Planning Members' Group.

7. MINUTES

RESOLVED –

THAT the minutes of the meeting of the Authority held on 16 April 2007, having been confirmed as a correct record, be signed by the Chair.

8. NOTIFICATION OF ITEMS OF BUSINESS THAT THE CHAIR DECIDES TO TAKE AS URGENT

The Chair had agreed to take an item of Urgent Business, 'Strategic Environmental Assessment (SEA) and Adoption of the North London Joint Waste Strategy'. The reason for urgency was that a final version of the North London Joint Waste Strategy needed to accompany the Authority's Outline Business Case application for PFI credits. The report could not be prepared for inclusion in the main agenda because the statutory period of public consultation on the Draft SEA Environmental Report and SEA Draft North London Joint Waste Strategy did not close until 17 June 2008.

ANNUAL GENERAL MEETING BUSINESS

9. STATEMENT OF MEMBERSHIP

Members considered a report by the Deputy Clerk.

RESOLVED –

THAT the report be noted.

10. APPOINTMENT OF MEMBERS TO COMMITTEES AND OTHER APPOINTMENTS

Members considered a report by the Deputy Clerk.

RESOLVED –

- (i) THAT the political balance requirements as they affect the Authority for the ensuing municipal year be noted;
- (ii) THAT an Urgency Committee be established as set out in paragraph 3.3 of the report with the following membership: Councillors Hurer, Laing, Lavender, Loakes and Moffitt;
- (iii) THAT Councillor Lavender and Mr Mike O'Donnell be appointed as trustees to the LondonWaste Ltd Pension Scheme;
- (iv) THAT appointments to the Joint Waste Strategy Implementation Board be deferred to the next ordinary meeting;
- (v) THAT Councillors Foxsmith, Meehan and Lavender be appointed as the representatives to the Landfill Allowance Trading Scheme (LATS) Member Working Group;
- (vi) THAT Councillor Belam be appointed as an observer and Councillor Harper be appointed as a substitute observer on the North London Waste Plan Planning Members Group; and
- (vii) THAT the position regarding attendance at meetings be noted.

ACTION BY: Deputy Clerk

11. APPOINTMENT OF A DIRECTORS

Members considered a report of the Legal Adviser on proposals for the appointment of the A Directors of LondonWaste Limited.

(North London Waste Authority: 25 June 2008)

The Legal Adviser also circulated amended recommendations to include proposals for the temporary appointment of A Directors, pending a recruitment exercise. This addendum is attached as an Appendix to these minutes.

There was some discussion about whether the recruitment to A Directors should be restricted to officers of the constituent boroughs. Members were advised however that similar conflicts of interests to those which affected Members of the Authority were likely to occur with officers of the constituent boroughs. They would not however be excluded from applying.

RESOLVED –

- (i) THAT A Directors to LondonWaste Limited for the forthcoming year be appointed from outside the membership of the Authority;
- (ii) THAT the changes to Standing Orders detailed in paragraph 20 of the report be approved;
- (iii) THAT Standing Orders be suspended so as to allow the temporary appointment of three members from constituent Councils, although not also members of this Authority, until 30 September 2008 and, after consultation with the groups, the Clerk be duly authorised to confirm such appointments;
- (iv) THAT an advisory panel be created to be comprised of three Members of the Authority, to be chosen following consultation with the Leaders of the three groups on the Authority, each to appoint one member of the panel and that the panel be advised by the Clerk to the Authority;
- (v) THAT details of candidates to go before the panel be chosen from those individuals who will be identified by officers having undertaken a focused and conditional (upon this decision) recruitment process; and
- (vi) THAT after consultation with the panel, the Clerk makes recommendations to the Authority at their meeting in September 2008, for appointments to be made as from 1 October 2008.

ACTION BY: Deputy Clerk/Legal Adviser

12. NORTH LONDON WASTE AUTHORITY – ANNUAL REPORT 2007/2008

Members considered a report of the Deputy Clerk.

RESOLVED –

THAT the report be noted.

13. ANNUAL REPORT OF NLWA DIRECTORS OF LONDONWASTE LTD

Members considered a joint report of the Deputy Clerk and the NLWA Directors of LondonWaste Ltd.

RESOLVED –

THAT the report be noted.

14. CHANGE TO STANDING ORDERS

Members considered a report by the Clerk.

RESOLVED –

THAT Standing Order A.4.1 of the North London Waste Authority be amended so that it reads “the annual meeting of the Authority will take place in May or June.”

ACTION BY: Deputy Clerk

15. DATES OF MEETINGS FOR THE AUTHORITY IN 2008/9

Members considered a report of the Deputy Clerk.

Under this item, Members also discussed administrative arrangements for the agendas for the meetings. Members wished to receive agenda papers in both electronic and hard copy format and to receive the papers 10 days in advance rather than the statutory five clear days. Given the length of many of the reports, officers were also asked to produce an executive summary front sheet of up to two pages for each report. Members also indicated that it was expected that all reports would be included in the main despatch. Members also emphasised the need for the officers of the Authority and of each constituent borough to work together to ensure the sharing of relevant information.

RESOLVED –

(i) THAT meetings of the Authority in 2008/9 be held on the following dates:

- Friday 26 September 2008
- Wednesday 10 December 2008
- Wednesday 11 February 2009
- Wednesday 22 April 2009
- Wednesday 24 June 2009

(ii) THAT these meetings start at 2.00pm and take place at Camden Town Hall;

(iii) THAT an extraordinary meeting be held to consider procurement matters on a date to be arranged as soon as possible after 30 July; and

- (iv) THAT it be noted that additional extraordinary meetings of the Authority to deal with matters related to the Waste Services Procurement will need to be called at short notice.

ACTION BY: Deputy Clerk

TO NOTE: ALL

This concluded the business of the Annual Meeting of the Authority.

ORDINARY BUSINESS

16. 2007/2008 REVENUE AND CAPITAL BUDGETS FINAL OUTTURN AND 2007/2008 FIRST BUDGET REVIEW

Members considered a report of the Financial Adviser.

RESOLVED –

- (i) THAT the 2007/08 final outturn be noted subject to audit;
- (ii) THAT the over and under payments by boroughs in respect of non-household waste in 2007/08 and the arrangements for repayment to and collections from boroughs be noted;
- (iii) THAT the draft statement of accounts 2007/08 at appendix A of the report be approved;
- (iv) THAT the first review of the 2008/09 budget and potential budget pressures be noted;
- (v) THAT it be noted that the 2nd review of the 2008/09 budget would be submitted to the Authority in September; and
- (vi) THAT the current outlook for 2009/10, 2010/11 and 2011/12 be noted and that a more detailed financial assessment of the medium term budget and resource requirements would be reported to the Authority in September.

ACTION BY: Financial Adviser

TO NOTE: Deputy Clerk

17. ANNUAL REVIEW OF RISK MANAGEMENT ARRANGEMENTS

Members considered a report by the Financial Adviser.

RESOLVED –

THAT the contents of the report be noted and the changes to the risk register approved.

ACTION BY: Financial Adviser

18. JOINT WASTE STRATEGY UPDATE

Members considered a report by the Head of Waste Strategy and Contracts

RESOLVED –

- (i) THAT authority be delegated to the Head of Waste Strategy and Contracts to submit a bid to the Waste and Resources Action Programme for communications support in 2008/09, if a suitable project is identified; and
- (ii) THAT authority be delegated to the Head of Waste Strategy and Contracts, in consultation with the Chair, to submit a response to any Local Area Agreement proposals made by the constituent borough councils which involve a waste indicator.

ACTION BY: Head of Waste Strategy and Contracts

19. STRATEGIC ENVIRONMENTAL ASSESSMENT AND ADOPTION OF THE NORTH LONDON JOINT WASTE STRATEGY

Members considered a report by the Head of Waste Strategy and Contracts which updated Members on the Strategic Environment Assessment of the North London Joint Waste Strategy and public consultation.

RESOLVED –

- (i) THAT the Strategic Environmental Assessment Report (SEA) and the North London Joint Waste Strategy 2008 be approved and formally adopted, subject to any changes that arise from other partners' final consideration of the same and the final amendments from the Authority's consultants to the SEA Environmental Report;
- (ii) THAT authority be delegated to the Head of Waste Strategy and Contracts, in consultation with the Chair, to make any further amendments arising therefrom to the SEA Environmental Report and the North London Joint Waste Strategy, June 2008, prior to such approval and adoption at (i) above being complete; and
- (iii) THAT it be noted that a paper setting out how consultation responses and other partners' final views were incorporated into the SEA Environmental Report and the North London Joint Waste Strategy 2008, will be brought to the September 2008 Authority meeting.

ACTION BY: Head of Waste Strategy and Contracts

20. THE LONDON MAYOR'S DRAFT BUSINESS WASTE MANAGEMENT STRATEGY CONSULTATION RESPONSE

Members considered a report by the Head of Waste Strategy and Contracts.

Members requested that a more positive response be included with regard to the recycling of commercial waste suggesting ways to improve the management of business wastes but setting out any legal, financial or practical issues to be overcome.

RESOLVED:

THAT subject to amendments to reflect the points made above, the response detailed with the report be approved.

ACTION BY: Head of Waste Strategy and Contracts

21. UPDATE ON THE MAIN (LONG TERM) WASTE SERVICES PROCUREMENT

Members considered a report by the Director of Procurement.

RESOLVED

THAT the revised procurement timetable be approved as detailed in the report, except for the special meeting proposed for 30 July, which would need to be rescheduled.

ACTION BY: Deputy Clerk and Director of Procurement

22. FUTURE REPORTS

Members considered a report by the Deputy Clerk.

RESOLVED –

THAT the report be noted.

23. ANY OTHER ITEMS OF BUSINESS THAT THE CHAIR DECIDES TO TAKE AS URGENT.

There were no such items.

24. LOCAL GOVERNMENT ACT 1972 – ACCESS TO INFORMATION

RESOLVED –

THAT the press and public be excluded from the proceedings of the North London Waste Authority on 25 June 2008 during consideration of Items 25 and 26 on part 2 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:

Publicity in respect of Items 25 and 26 would be likely to lead to disclosure of information relating to 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 reasons 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 disclosure of the information was likely to prejudice the commercial interests of the Authority and organisations engaged in commercial activities as the information relates to commercial activities that are conducted in a competitive environment.

25. PRESENTATION ON PROCUREMENT ISSUES

Members received a presentation by the Director of Procurement, a copy of which is attached as an Appendix to these Minutes.

During discussion, Members indicated that it would be useful to have an 'away day' for Members to familiarise themselves with procurement issues. Relevant borough officers should also be invited and the event should take place at the earliest opportunity.

ACTION BY: DIRECTOR OF PROCUREMENT

26. LONDONWASTE LTD MINUTES

Members considered a report by the Deputy Clerk.

RESOLVED –

THAT the report be noted.

27. ANY OTHER BUSINESS THAT THE CHAIR CONSIDERS URGENT AND IS EXEMPT WITHIN THE MEANING OF SCHEDULE 12A TO THE LOCAL GOVERNMENT ACT 1972

There was no such business.

The meeting ended at 4.50pm

Chairman

Officer Contact:



Minutes end