

**Agenda Item No:**

**NORTH LONDON WASTE AUTHORITY**

**REPORT TITLE:**

**HOUSEHOLD WASTE AND RECYCLING CENTRE  
- WESTERN ROAD, HARINGEY**

**REPORT OF:**

**HEAD OF WASTE STRATEGY & CONTRACTS**

**FOR SUBMISSION TO:**

**AUTHORITY MEETING**

**DATE:**

**26<sup>th</sup> SEPTEMBER 2013**

**SUMMARY OF REPORT:**

The Authority has previously been expecting to acquire a site at Cranford Way, Hornsey from LB Haringey as a replacement for the current Household Waste and Recycling Centre (HWRC) at High Street, Hornsey. Circumstances are now such that it is proposed that the Authority acquires a different site from LB Haringey instead, at Western Road, Wood Green.

**RECOMMENDATIONS**

The Authority is recommended to delegate authority to:

- i. the Head of Waste Strategy & Contracts to negotiate terms for the purchase of the Western Road HWRC from LB Haringey, such terms to be approved by the Managing Director and Legal Adviser in consultation with the Chair, and the site acquired by the Authority;
- ii. the Head of Waste Strategy & Contracts to commission LondonWaste Ltd to apply for an Environmental Permit and to operate the HWRC; and
- iii. the Director of Procurement to amend the Authority's Requirements to provide for management of the site at Western Road to replace the development and management of the site at Cranford Way, such change to be incorporated at financial close of the Waste Services Contract

**Signed by: Head of Waste Strategy & Contracts**

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**Date: .....17<sup>th</sup> September 2013.....**

## **1. BACKGROUND**

- 1.1. The change in statutory responsibilities that has led to the Authority now managing Household Waste Recycling Centres (HWRCs) in Camden, Haringey, Islington and Waltham Forest arose during a period of transition for LB Haringey in particular, as it had been planning to relocate the High Street Hornsey HWRC, and had itself acquired a replacement site at Cranford Way, Hornsey N8.
- 1.2. Authority officers have nevertheless been working with LB Haringey officers to see if any other site might be more suitable and equally available, as the Cranford Way site was not ideal.
- 1.3. Circumstances are now such that LB Haringey prefers to make a site available to the Authority at Western Road, N22 (see Appendix 1). The site is larger and more regularly shaped than the previously proposed site at Cranford Way, is in a non-residential area (although there is a school nearby), and has a current planning consent which includes its former use by LB Haringey as a HWRC and recycling depot. Consequently, this reports sets out the proposed process by which the new site will be developed, operated and funded by LB Haringey and the Authority.
- 1.4. Replacing the High Street Hornsey HWRC with a similar facility at a nearby location also enables the Authority to maintain current compliance with its own policy for HWRC provision that it approved in June 2010, as well as its above-mentioned statutory duty to provide such facilities.
- 1.5. The constituent borough councils unanimously agreed a local alternative levy apportionment mechanism as part of the transfer of the above HWRCs to the Authority, and changes to this are also discussed below.

## **2. PROCESS FOR DELIVERING THE NEW HWRC**

- 2.1. LB Haringey intends to secure planning permission for and construct an HWRC at Western Road, and is liaising closely with the Authority about the layout, physical specifications and a range of planning matters, and the LB Haringey project team has already been in liaison with planning policy colleagues.
- 2.2. The Authority is developing an application for an Environmental Permit to operate the new HWRC. It is doing this through LondonWaste Ltd (LWL), in the company's present capacity as our main waste disposal contractor, but noting that under the proposed Waste Services Contract it is planned that the new contractor will acquire the Authority's shares in LWL, albeit that the contractual lines of responsibility will change.

- 2.3. The Authority will purchase the HWRC from LB Haringey once it is ready for use. The price to be paid by the Authority will be guided by a valuation of the Western Road site that LB Haringey has commissioned from the District Valuer and the cost of converting the existing building into an operable HWRC (expected costs are in a Part 2 Appendix).
- 2.4. The Authority already has a capital budget for the acquisition of Cranford Way and for other new HWRCs if they (i) become available, (ii) help the Authority achieve its policy on service-coverage and (iii) are acceptable to the constituent borough council that would be paying the greatest share of the costs in accordance with the planned Inter Authority Agreement.
- 2.5. The current levy apportionment arrangements made specific provision for the Authority's recovery from the constituent borough councils of its costs in relation to the acquisition of the Cranford Way site. However, these levy arrangements did not envisage the currently proposed change from Cranford Way to Western Road. As a consequence of this, Members may wish to note that the constituent borough councils are currently expected to make a change to the way in which they ask the Authority to apportion the levy. The change to the locally agreed levy apportionment mechanism is such that the specific provisions previously agreed in relation to Cranford Way (based on a visitor survey conducted by the Authority at the High Street Hornsey HWRC) will apply directly to Western Road in the same way. Currently this is expected to be in the form shown at Appendix 2.
- 2.6. The costs to the Authority of the acquiring the Western Road HWRC will be funded from the capital budget and financed through borrowing. As a consequence, the cost of funding this investment will be spread over a number of years as a revenue cost and will be recovered through the levy.
- 2.7. Members may also wish to note in this regard a separate report elsewhere on this agenda that notes a further change to the levy apportionment arrangements arising from LB Barnet's intention to deliver commingled dry recyclable wastes to the Authority for treatment.

### **3. RECOMMENDATIONS**

- 3.1. It is recommended that the Authority delegates authority to:
  - 3.1.1. the Head of Waste Strategy & Contracts to negotiate terms for the purchase of the Western Road HWRC from LB Haringey, such terms to be approved by the Managing Director and Legal Adviser in consultation with the Chair, and the site acquired by the Authority;
  - 3.1.2. the Head of Waste Strategy & Contracts to commission LondonWaste Ltd to apply for an Environmental Permit and to operate the HWRC; and

- 3.1.3. the Director of Procurement to amend the Authority's Requirements to provide for management of the site at Western Road to replace the development and management of the site at Cranford Way, such change to be incorporated at financial close of the Waste Services contract

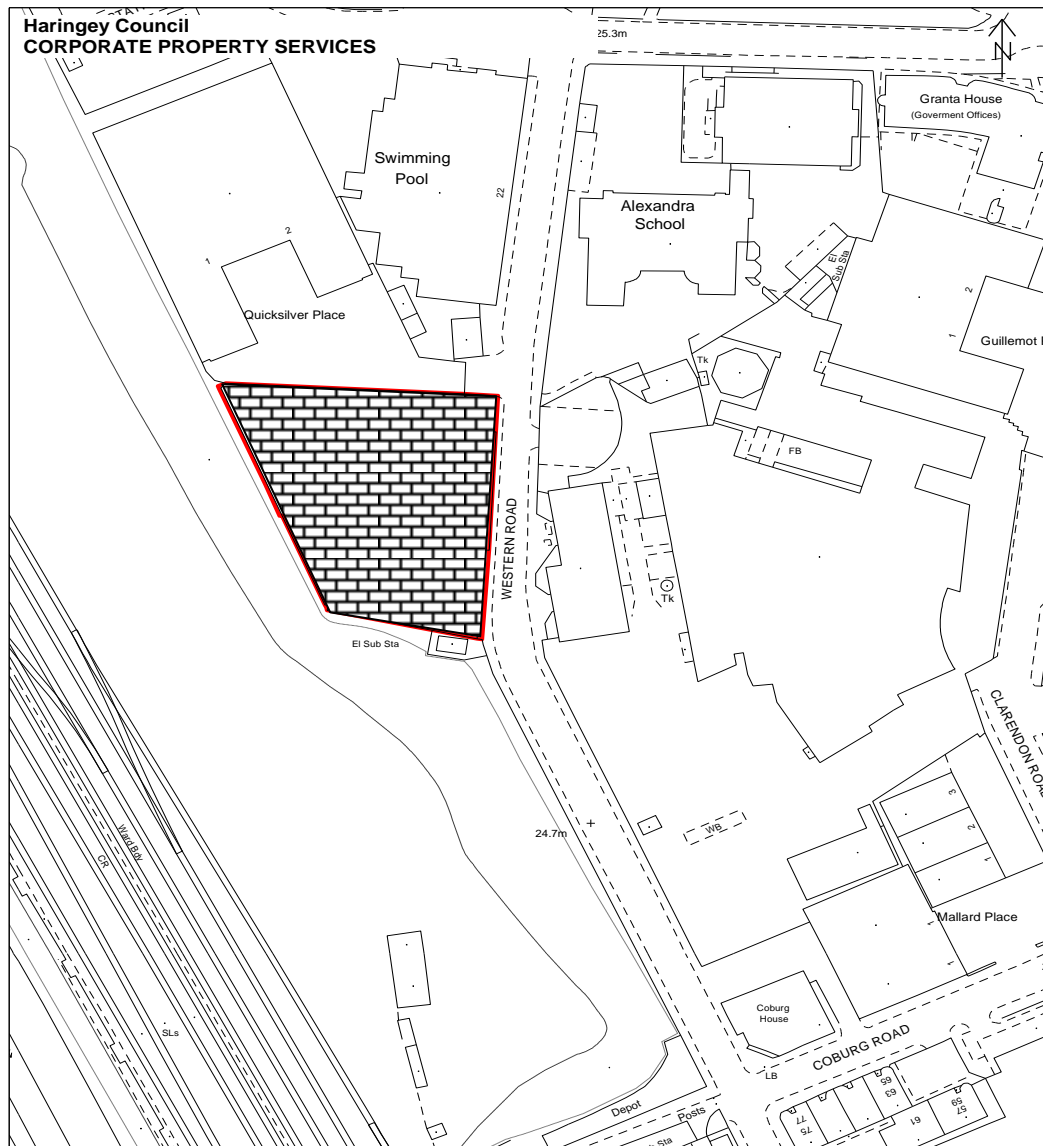
#### **4. COMMENTS OF THE FINANCIAL ADVISER**

- 4.1. The Financial Adviser has been consulted in the preparation of this report and has no further comments to add.

#### **5. COMMENTS OF THE LEGAL ADVISER**

- 5.1. The Legal Adviser has been consulted during the preparation of this report and comments are incorporated in the report.

## Proposed Western Road HWRC site



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**Recycling Centre**  
**20 Western Road**  
**Wood Green**  
**LONDON**  
**N22 6UG**

CPM no. 1340

Overlay : *Environment - Depots*

Plan produced by Janice Dabinett on 13/12/2012

Deed packet : 6519

LR title no. : Freehold NGL299080

Site Area (hectares) : 0.2655 ha

Scale 1:1250

Drawing No. BVES A4 1415g

### Extract from the prevailing levy apportionment arrangements - *to amend*\*

#### Apportionment of levies

4.—(1) Subject to regulation 5, the amount to be levied by a joint waste disposal authority in respect of any financial year from each of its constituent councils shall be determined by apportioning the total amount to be levied by that authority in that year between those councils as follows—

- (a) in such proportions as all the constituent councils may agree; or
- (b) in the absence of such agreement, by a combination of the following proportions—
  - (i) the costs incurred by the joint waste disposal authority in the disposal or treatment of household waste delivered to it by its constituent councils shall be apportioned between the constituent councils in proportion to the tonnage of household waste delivered by each of these councils to the joint waste disposal authority within the last complete financial year for which data are available;
  - (ii) the costs incurred by the joint waste disposal authority in the disposal or treatment of business refuse that is deposited at places provided by the constituent councils under section 1 of the Refuse Disposal (Amenity) Act 1978(a) shall be apportioned between the constituent councils in proportion to the tonnage of business refuse deposited at such places within the area of each of these councils within the last complete financial year for which data are available;
  - (iii) The costs incurred by the joint waste disposal authority in the planning, construction, equipping and operation of sites provided under section 51(1)(b) of the Environmental Protection Act 1990 (HWRCs), including contract payments, staffing, utilities, premises, reuse, recycling, composting (costs and/or income) and relevant management costs, but excluding the cost of removing residual waste and its disposal (the authority's duty under the Refuse Disposal (Amenity) Act 1978), shall be apportioned between those constituent councils in whose area an HWRC is situated proportionate to the authority's relative costs applicable to each HWRC, such that the authority's above costs of each HWRC are paid in full by the constituent council in which it is situated.
  - (iv) The costs incurred by the joint waste disposal authority in the purchasing of Cranford Way Western Road HWRC shall be apportioned between the constituent councils in the following proportions:

Barnet	0.613%
Camden	0.038%
Enfield	0.383%
Hackney	0.191%
Haringey	97.894%
Islington	0.804%
Waltham Forest	0.077%
  - (v) The costs incurred by the joint waste disposal authority in the purchasing of any further HWRCs shall be apportioned between the constituent councils in proportion to the number of households in each constituent council that exist within a two-mile radius of the entrance to the HWRC until a visitor survey has been undertaken by the Authority. Once a visitor survey has been undertaken by the Authority for any such HWRC the costs as at clause (iii) above shall be recovered from the constituent councils from the next financial year onwards in proportion to such visitor survey; visitors from outside the Authority's area shall be treated as visitors from the borough in which the HWRC is situated. Further visitor surveys may be undertaken by the Authority in future years, which shall be used in place of previous visitor surveys from the financial year after they are undertaken, including for the avoidance of doubt Cranford Way; and
  - (vi) all other costs not falling within paragraphs (i) (ii) (iii) (iv) or (v), shall be apportioned between the constituent councils by reference to the relevant proportion.

[\*N.B. a further amendment may be necessary for another matter]

**Report Ends**