

## **THE NORTH LONDON WASTE AUTHORITY**

At a meeting of the **NORTH LONDON WASTE AUTHORITY** held on **WEDNESDAY 9 DECEMBER 2009** at 2.00pm in Committee Room 1, Camden Town Hall, Judd Street, London, WC1H 9JE

### **MEMBERS PRESENT**

Councillor Greg Foxsmith – London Borough of Islington  
Councillor Brian Haley - London Borough of Haringey  
Councillor Andrew Harper – London Borough of Barnet  
Councillor Ertan Hurer - London Borough of Enfield  
Councillor Chris Knight - London Borough of Camden  
Councillor Alan Laing - London Borough of Hackney  
Councillor Clyde Loakes – London Borough of Waltham Forest (Chair)  
Councillor George Meehan – London Borough of Haringey  
Councillor Keith Moffitt – London Borough of Camden (Vice-Chair)

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

### **1. APOLOGIES**

Apologies were reported from Councillors Belam, Freer, Gilbert, Lavender and Lloyd.

### **2. DEPUTATIONS**

There were no deputations.

### **3. ANNOUNCEMENTS**

None

### **4. DECLARATIONS BY MEMBERS OF PERSONAL OR PREJUDICIAL INTERESTS IN RESPECT OF ITEMS ON THIS AGENDA**

Councillor Loakes declared a personal, non prejudicial interest as a member of the London Waste and Recycling Board.

Councillor Harper declared a personal, non prejudicial interest in Item 22, 'Approval and Submission of Outline Business Case Refresh', as an Executive Member of Barnet Council.

Councillors Haley and Meehan declared personal, non prejudicial interests in reports referring to Pinkham Way, as Members of Haringey Council

**5. MINUTES**

**RESOLVED –**

that the public minutes of the ordinary meeting of the Authority held on 25 September 2009 and the public minutes of the extraordinary meeting held on 16 October 2009, be confirmed as a correct record and signed by the Chair.

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

None

**7. MEMBERS' QUESTIONS**

There were none.

**8. JOINT WASTE STRATEGY UPDATE AND ANNUAL MONITORING REPORT**

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

Further to the report, it was noted that the draft Annual Monitoring report was sent to Borough Technical Officers on 10 September and a revised draft on 17 November and was discussed at the Technical Officer Group on 25 November this year.

The Strategic Environmental Assessment Objectives 12, 15, 18 and 20 were not reported in the Annual Monitoring Report because indicators had not yet been agreed for these Objectives.

Councillors Haley and Meehan expressed concern about the lack of agreement on a revised State of Separation Scheme and the detrimental financial impact this had on the Borough of Haringey. It was agreed that the Head of Waste Strategy and Contracts should discuss this in detail with Councillors Haley and Meehan and that an update on this be submitted to the next meeting of the Authority.

**ACTION BY: Head of Waste Strategy and Contracts**

Under this item, Councillor Harper asked for an update on the 2 working groups that had been agreed at the September meeting of the Authority. The Managing Director reported that to date it had not been possible to find a convenient date for Members to meet.

**RESOLVED –**

- i) that the 2008/09 Annual Monitoring Report for the North London Joint Waste Strategy as set out in Appendix 2 of the report be approved; and
- ii) that the progress on waste prevention activities and that a new waste prevention plan for 2010-12 will be brought to the next meeting Authority meeting be noted.

**ACTION BY: Head of Waste Strategy and Contracts**

**9. NORTH LONDON WASTE PLAN PREFERRED OPTIONS REPORT**

Members considered a report of the Head of Waste Strategy and Contracts. A minor amendment to the report was circulated.

**RESOLVED –**

- i) that the report as amended be noted; and
- ii) that the draft consultation response to the North London Waste Plan Preferred Options report, as attached at Appendix 2 of the report, incorporating the circulated amendment, be approved

**ACTION BY: Head of Waste Strategy and Contracts**

**10. THE LONDON PLAN SPATIAL DEVELOPMENT STRATEGY FOR GREATER LONDON**

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

**RESOLVED –**

- i) that the draft response to The London Plan, Spatial Development Strategy for Greater London, Consultation draft replacement plan, October 2009 as set out in Appendix 1 of the report be approved;
- ii) that authority be delegated to the Head of Waste Strategy and Contracts, in consultation with the Chair and Vice Chairs, to submit a response to the revised borough waste apportionment figures consultation should insufficient time be available for this to be brought to a full Authority meeting; and
- iii) that authority be delegated to the Head of Waste Strategy and Contracts, in consultation with the Chair and Vice Chairs, to submit a response to relevant borough 'Core Strategy' consultations should insufficient time be available for these to be brought to a full Authority meeting.

**ACTION BY: Head of Waste Strategy and Contracts**

**11. AMENDMENTS TO THE STATEMENT OF ARRANGEMENTS**

Members considered a report of the Managing Director.

**RESOLVED –**

that approval be given for officers to continue to do work, including formal staff and union consultations, that might lead to a transfer of Haringey staff to the employ of Camden.

**ACTION BY: Managing Director**

**12. CONTRACTS ACTIVITY**

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

**RESOLVED –**

that the report be noted.

**13. AN ECONOMIC VISION FOR THE UPPER LEE VALLEY**

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

**RESOLVED –**

that the report be noted.

**14. COMMERCIAL AND INDUSTRIAL WASTE IN ENGLAND**

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

It was noted that the formal consultation would be launched in the New Year. Members were keen however that the Authority put forward ideas prior to the publication of the consultation. A Member also asked for some thought to be given to the Mayor's strategy on this subject and a further report was requested for the next meeting with some options/ideas.

**RESOLVED -**

that the report be noted and the Authority's comments be followed up.

**ACTION BY: Head of Waste Strategy and Contracts**

**15. 2009/10 THIRD BUDGET REVIEW AND 2010/11 BUDGET FORECAST**

Members considered a report of the Financial Adviser.

It was noted that there were decisions to be taken on the private agenda that could affect consideration of the budget. The private agenda was therefore considered prior to this report.

**RESOLVED -**

that the report be noted and a meeting of the Scrutiny Panel set up early in the New Year.

**ACTION BY: Financial Adviser**

**16. EXTERNAL AUDITOR'S ANNUAL AUDIT LETTER TO MEMBERS  
NOVEMBER 2009**

Members considered a report of the Financial Adviser.

**RESOLVED –**

that the report be noted.

**17. FORWARD PLAN**

Members considered a report of the Deputy Clerk.

**RESOLVED –**

that the report be noted.

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

There were no such items.

**19. 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 9 December 2009 during consideration of the following reports, 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 these items 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.

In addition to the above, with regard to Item 23, the information can only be disclosed to those who have accepted that they are 'insiders' for the purposes of the legislation mentioned below. All confidential or unpublished price sensitive information relating to the discussions covered in report may be inside information and if misused could lead to insider trading for the purposes of the Criminal Justice Act 1993 as amended and market abuse for the purposes of the Financial Services and Markets Act 2000 as SITA's parent company is listed on a Regulated Market prescribed for the purposes of those acts. The disclosure of inside information, other than in accordance with set and agreed procedures, by an insider or dealing by an insider in any way in the share capital of a negotiating party which itself or whose parent is listed on a regulated market, whilst that information remains unpublished, may result in that person being liable to criminal and/or civil penalties under either or both of the acts mentioned above.

## **20. MINUTES**

### **RESOLVED –**

that the private minutes of the ordinary meeting of the Authority held on 25 September 2009 and the private minutes of the extraordinary meeting of the Authority held on 16 October be approved and signed by the Chair as a correct record.

## **21. LONDONWASTE LIMITED MINUTES**

### **RESOLVED –**

that the minutes of the meetings of the Board of LondonWaste Limited held on 30 July 2009 and 5 October 2009 be noted.

**The full minutes of Minutes 22, 23 and 24 are considered to contain exempt information as described above. The Proper Officer has considered all the circumstances of the report and is of the view that on balance the public interest in maintaining the exemption outweighs the public interest in disclosing the information.**

**22. APPROVAL AND SUBMISSION OF OUTLINE BUSINESS CASE REFRESH**

Members considered a report of the Director of Procurement and received a verbal update. Revised recommendations were also circulated.

**RESOLVED-**

that the report be noted and the revised recommendations be agreed.

**ACTION BY: Director of Procurement**

**23. ACQUISITION OF SHAREHOLDING IN LONDONWASTE LIMITED -**

Members considered two reports of the Director of Procurement and received a verbal update.

**RESOLVED-**

that the recommendations be agreed.

**ACTION BY: Director of Procurement**

**24. JOINT VENTURE ISSUES - DAY 1 AND GOVERNANCE**

Members considered a report of the Director of Procurement and received a verbal update from the Managing Director.

**RESOLVED-**

that the recommendations as amended be agreed.

**25. 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 3.45pm

Chair

*(North London Waste Authority: 9 December 2009)*

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**Public Minutes end**