

## **THE NORTH LONDON WASTE AUTHORITY**

At a meeting of the **NORTH LONDON WASTE AUTHORITY** held on **WEDNESDAY 10 FEBRUARY 2010** at 2.00pm in Committee Room 1, Camden Town Hall, Judd Street, London, WC1H 9JE

### **MEMBERS PRESENT**

Councillor Robert Belam - London Borough of Waltham Forest  
Councillor John Gilbert - London Borough of Islington  
Councillor Andrew Harper – London Borough of Barnet  
Councillor Chris Knight - London Borough of Camden  
Councillor Alan Laing - London Borough of Hackney  
Councillor George Meehan – London Borough of Haringey  
Councillor Keith Moffitt – London Borough of Camden (Vice-Chair in the Chair)  
Councillor Daniel Thomas - London Borough of Barnet

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

### **1. APOLOGIES**

Apologies were reported from Councillors Foxsmith, Hurer, Lavender, Lloyd and Loakes.

### **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**

There were no declarations of interest.

### **5. MINUTES**

#### **RESOLVED –**

that the public minutes of the extraordinary meeting of the Authority held on 1 December 2009 and the public minutes of the ordinary meeting held on 9 December 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. CHANGE IN MEMBERSHIP**

The Authority noted that Councillor Daniel Thomas from the London Borough of Barnet had been appointed to replace Councillor Freer on the Authority. The Chair welcomed Councillor Thomas to his first meeting of the Authority.

It was also noted that the London Borough of Haringey had notified their intention to replace Councillor Haley as a Member of the Authority and would be confirming their appointment in due course.

**9. REVENUE BUDGET AND LEVY 2010/11**

Members considered a report of the Financial Adviser.

**RESOLVED:**

- i) that the 2009/10 revised budget and 2010/11 proposed budget be noted;
- ii) that the proposed 2010/11 non-household residual waste charge at £81.11 per tonne and £46.61 in the case of non-household dry recyclable wastes, be approved;
- iii) that it be agreed that the proposed budget would be sufficient to meet the net expenditure requirements for the year ahead and that therefore the 2010/11 budget be approved;
- iv) that the medium term budget forecasts for 2011/12, 2012/13 and 2013/14 be noted;
- v) that the levy for 2010/11 be approved at £43.512 million;
- vi) that it be noted that the levy would be apportioned in accordance with default provisions of the Joint Waste Disposal Authorities (Levies) (England) Regulations 2006;
- vii) that the Financial Adviser be authorised to make the arrangements for collection of the levy and charges for non-household waste; and

- viii) that the Prudential Indicators and the basis for calculating the Minimum Revenue Provision, as set out in section 8 of the report, be approved.

**ACTION BY: Financial Adviser**

## **10. JOINT WASTE STRATEGY UPDATE**

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

Further to the report it was noted that with regard to the Community Projects Fund, the Chair had suggested that in future the proposals should be themed or relate to agreed priorities. The Authority was therefore asked to delegate authority to the Head of Waste Strategy and Contracts, in consultation with the Chair and Vice-Chairs, to agree changes to the eligibility criteria for this fund.

### **RESOLVED:**

- i) that approval be given for a letter of support for the London Community Resource Network's bid for London Waste and Recycling Board funding, as described at paragraph 6.1 of the report, to be sent by the Managing Director; and
- ii) that the Head of Waste Strategy and Contracts, in consultation with the Chair and Vice-Chairs, be authorised to agree changes to the eligibility criteria for the Community Projects Fund.

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

## **11. THE LONDON MAYOR'S DRAFT MUNICIPAL WASTE MANAGEMENT STRATEGY**

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

As the date of the extraordinary meeting of the Authority was now agreed as 24 March and the deadline for comments on the Strategy was 15 March, the second option in the recommendations of bringing a response back to the Authority for approval was now no longer feasible. In response to a Member's request, it was agreed however, that the proposed response would be circulated to all Members before it was submitted.

Members made comments as follows:-

- questioned the practicality and affordability of the 60% recycling target in the current context of a Private Finance Initiative procurement structured for 50%
- would like to see proposals for the Mayor to work with boroughs on 'high rise' recycling

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- would like the strategy to include looking at all energy from waste technologies
- clarity on the timescales of the strategy would be welcome

**RESOLVED:**

that the Head of Waste Strategy and Contracts be authorised, in consultation with the Chair and Vice Chairs, to submit a response to The Mayor's Draft Municipal Waste Management Strategy, January 2010 on the basis of the points made in paragraphs 3.2 and 3.3 of the report and the above comments of Members, the response to be circulated to all Members prior to its submission.

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

**12. NORTH LONDON WASTE PREVENTION PLAN**

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

A Member commented that they would prefer to see the emphasis of activity on educating children in school about waste prevention, with the aim of establishing desired patterns of behaviour from an early age.

**RESOLVED:**

that the programme of work as outlined in the North London Waste Prevention Plan April 2010 - March 2012 attached in Appendix 1 to the report, be approved.

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

**13. AWARD OF CONTRACT FOR THE TRANSPORTATION OF CIVIC AMENITY WASTE**

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

Members were reminded that the appendix to this report which included details of tenders submitted was included on the private agenda and could only be discussed in detail if the meeting moved into private session.

**RESOLVED:**

that the contract for the transportation of civic amenity waste from 21 June 2010 to 15 December 2014 be awarded to LondonWaste Limited, for the reasons detailed in the report.

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

#### **14. COMMINGLED INCOME PAYMENT SCHEME**

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

In response to a Member's enquiry, it was noted that the £17.15 per tonne figure was based on originally projected income and that there were still detailed discussions needed before a system of menu pricing could be considered as part of the Inter Authority Agreement.

#### **RESOLVED:**

that the introduction of the Commingled Income Payment Scheme, as set out in the report, be approved with effect from 1 October 2009 until the proposed Inter Authority Agreement is in effect.

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

#### **15. THIRD PARTY RE-USE AND RECYCLING CREDIT REGISTRATIONS**

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

#### **RESOLVED:**

that the applications for registration for reuse and recycling credits payments from the fifteen organisations listed at Appendix 2 of the report, be approved.

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

#### **16. DELEGATED AUTHORITY TO ADVISERS - DELEGATIONS TO THE MANAGING DIRECTOR**

Members considered a report of the Legal Adviser.

A Member commented that the wording of the proposed delegation, 'Reporting to the Clerk to have overall responsibility for the management of the NLWA' was ambiguous. It was clarified that the Managing Director was to have overall responsibility for managing the Authority but reported to the Clerk.

#### **RESOLVED:**

that the granting of the delegated powers to the post of Managing Director as detailed in paragraph 2 of the report, subject to rewording for the purposes of clarification as detailed above, be approved and the Deputy Clerk be authorised to make and publish the necessary amendments to the NLWA Standing Orders to reflect this decision.

**ACTION BY:           Legal Adviser/Deputy Clerk**

**17. URGENT ACTION TAKEN BY THE CLERK UNDER STANDING ORDER  
A.30.3(iii)**

Members considered a report of the Deputy Clerk

**RESOLVED:**

that the report be noted.

**18. MEETING DATES**

It was noted that the date had now been confirmed for an extraordinary meeting on Wednesday 24 March 2010 at 9am.

Members were also asked to consider presuming the cancellation of the meeting scheduled on 21 April 2010, but leaving it in the diary, should the need arise.

Members also noted that at the September meeting of the Authority, Members raised the possibility of having meetings in the morning instead of the afternoon. A possible alternative morning time/date for the Annual General Meeting in June was therefore suggested. Members however confirmed that they wished to continue with the currently scheduled date and that consideration of alternative meeting times be deferred until the AGM when dates of meetings for the coming year would be considered.

**RESOLVED:**

- i) that the confirmation of the extraordinary meeting to be held on Wednesday 24 March at 9am be noted;
- ii) that the meeting scheduled for 21 April be left in the diary but with a presumption of cancellation unless otherwise notified;
- ii) that the date of the Annual General Meeting be confirmed as Wednesday 30 June at 2pm.

**ACTION BY: Deputy Clerk**

**19. FORWARD PLAN**

Members considered a report of the Deputy Clerk.

**RESOLVED:**

that the report be noted.

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

There were no such items.

**21. 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 10 February 2010 during consideration of the following items 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 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 Council's conduct of a commercial operation OR because the disclosure of the information is likely to prejudice the commercial interests of the Council and organisations engaged in commercial activities as the information relates to commercial activities that are conducted in a competitive environment.

Publicity in respect of Item 24 would be likely to lead to disclosure of information relating to Exempt Information Category 1 - Information relating to an individual. The reasons why the public interest favours withholding the information are that information includes discussion of competencies of current post holders.

**22. MINUTES**

**RESOLVED:**

that the private minutes of the extraordinary meeting of the Authority held on 1 December 2009 and the private minutes of the ordinary meeting of the Authority held on 9 December be approved and signed by the Chair as a correct record.

**23. LONDONWASTE LIMITED MINUTES**

**RESOLVED:**

that the minutes of the meetings of the Board of LondonWaste Limited held on 29 October 2009, 26 November 2009 and 17 December 2009 be noted.

The full minutes of Minutes 24 and 25 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.

**24. THE FUTURE GOVERNANCE OF LONDONWASTE LIMITED**

Members considered a report of the Managing Director.

**RESOLVED:**

that the recommendations in the report be approved.

**ACTION BY:           Managing Director**

**25. PROCUREMENT UPDATE**

Members considered a report of the Director of Procurement.

**RESOLVED:**

that the recommendations in the report be approved.

**ACTION BY:           Director of Procurement**

**26. 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 3.33 pm

Chair

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**Public Minutes end**