

THE NORTH LONDON WASTE AUTHORITY

At a meeting of the **NORTH LONDON WASTE AUTHORITY** held on **WEDNESDAY 24 JUNE 2009** 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 Greg Foxsmith – London Borough of Islington
Councillor Mike Freer – London Borough of Barnet
Councillor John Gilbert - London Borough of Islington
Councillor Andrew Harper – London Borough of Barnet
Councillor Ertan Hurer – London Borough of Enfield
Councillor Chris Knight - London Borough of Camden
Councillor Samantha Lloyd - 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.

Councillor Meehan nominated Councillor Loakes, seconded by Councillor Lloyd.
There were no further nominations.

RESOLVED –

that Councillor Loakes be elected Chair of the North London Waste Authority for the year 2009/10.

COUNCILLOR CLYDE LOAKES IN THE CHAIR

2. APPOINTMENT OF VICE-CHAIRS

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

Councillor Hurer nominated Councillor Lavender, seconded by Councillor Freer.
Councillor Foxsmith nominated Councillor Moffitt, seconded by Councillor Gilbert.
There were no further nominations.

RESOLVED –

that Councillors Lavender and Moffitt be elected as Vice-Chairs of the North London Waste Authority for the year 2009/10.

3. APOLOGIES

Apologies were reported from Councillors Haley, Laing 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

Councillors Freer and Harper declared personal, non prejudicial interests in Item 27, 'Site Acquisitions', as Executive Members of Barnet Council.

Councillor Meehan declared a personal, non prejudicial interest in Item 27, 'Site Acquisitions', as a Member of Haringey Council.

Councillor Hurer declared a personal, non prejudicial interest in Item 27, 'Site Acquisitions', as an Executive Member of Enfield Council.

Councillor Knight declared declared a personal, non prejudicial interest in Item 27, 'Site Acquisitions', as a Member of the North London Waste Planning Members Group.

7. MINUTES

RESOLVED –

that the public minutes of the ordinary meeting of the Authority held on 22 April 2009 and the extraordinary meeting held on 29 May 2009, 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

None

ANNUAL GENERAL MEETING BUSINESS

9. MEMBERSHIP OF THE AUTHORITY 2009/10

Members considered a report of the Deputy Clerk.

RESOLVED –

that the report be noted.

10. APPOINTMENT OF MEMBERS TO COMMITTEES AND OTHER APPOINTMENTS

Members considered a report of 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 of the report with the following membership: Councillors Lavender, Loakes and Moffitt, 1 Conservative vacancy and 1 Labour vacancy, to be notified to the Deputy Clerk by the Group Leaders;
- iii) that Ray Georgeson, Dr Chris Elliot and Councillor John Boast be re-appointed as 'A' Directors on the Board of LondonWaste Limited until the next AGM of the North London Waste Authority;
- iv) that Councillor Lavender and Mr Mike O'Donnell be appointed as trustees to the LondonWaste Ltd Pension Scheme until the next AGM of the North London Waste Authority;
- v) that Councillor Loakes be appointed to the Joint Waste Strategy Implementation Board with the Vice-Chairs acting as deputies until the next AGM of the North London Waste Authority;
- vi) that Councillors Foxsmith, Meehan and Lavender be appointed as the representatives to the Landfill Allowance Trading Scheme (LATS) Member Working Group until the next AGM of the North London Waste Authority;

(North London Waste Authority: 24 June 2009)

- vii) 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 until the next AGM of the North London Waste Authority; and
- viii) that the position regarding attendance at meetings be noted.

ACTION BY: Deputy Clerk

11. NORTH LONDON WASTE AUTHORITY – ANNUAL REPORT 2008/2009

Members considered a report of the Deputy Clerk.

RESOLVED –

that the report be noted.

12. ANNUAL REPORT OF NLWA DIRECTORS OF LONDONWASTE LTD

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

Councillor John Boast, Chair of the Board of LondonWaste Limited and a director appointed by the Authority was present at the meeting and introduced the report.

RESOLVED –

that the report be noted.

13. DATES OF MEETINGS FOR THE AUTHORITY IN 2009/10

Members considered a report of the Deputy Clerk.

RESOLVED –

(i) that meetings of the Authority in 2009/10 be held on the following dates:

- Friday 25 September 2009
- Wednesday 9 December 2009
- Wednesday 10 February 2010
- Wednesday 21 April 2010
- Wednesday 30 June 2010

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

ACTION BY: Deputy Clerk
TO NOTE: ALL

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

ORDINARY BUSINESS

14. EXTERNAL AUDIT PLAN FOR THE 2008/09 ACCOUNTS

Members considered a report of the Financial Adviser

Mr Philip Johnstone, District Auditor presented the report.

RESOLVED-

that the report be noted

15. 2008/2009 REVENUE AND CAPITAL BUDGETS FINAL OUTTURN AND 2009/2010 FIRST BUDGET REVIEW

Members considered a report of the Financial Adviser.

A Member noted that there was a sum of £1m earmarked for the funding of future recycling initiatives and suggested that some of this finance could be used to fund individual borough's recycling initiatives. The Chair reported that a proposal would be coming forward to a future meeting for the setting up of a Panel to look at ways of achieving the 50% recycling target and it was agreed that these funds should be ringfenced for these purposes.

RESOLVED –

- i) that the 2008/09 final outturn (subject to audit), be noted;
- ii) that the over and under payments by boroughs in respect of non-household waste in 2008/09 and the arrangements for repayment to and collection from boroughs be noted;
- iii) that the 2008/09 draft Statement of Accounts (Appendix A to the report), be approved;
- iv) that carry forward of slippage from 2008/09 to 2009/10 in the sum of £0.395m be approved;
- v) that the first review of the 2009/10 budget be noted;
- vi) to note that a second review of the 2009/10 budget will be submitted to the Authority in September;

(North London Waste Authority: 24 June 2009)

- vii) to note the current outlook for 2010/11, 2011/12 and 2012/13 and that a more detailed financial assessment of the medium term budget and resource requirements will be reported to the Authority in September; and
- viii) that the £1m earmarked reserve for recycling initiatives be ringfenced for work by the Authority to achieve 50% recycling targets.

ACTION BY: Financial Adviser

TO NOTE: Deputy Clerk

16. ANNUAL REVIEW OF RISK MANAGEMENT ARRANGEMENTS

Members considered a report of the Financial Adviser.

RESOLVED –

that the contents of the report be noted and the updated risk register approved.

ACTION BY: Financial Adviser

17. JOINT WASTE STRATEGY UPDATE

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

Further to the report, it was noted that contractor K had withdrawn its tender for work packages 2 and 3 and it was proposed therefore that officers make alternative arrangements within delegated authority spending limits. It was also noted that recommendation ii) regarding the Community Fund was withdrawn as this also could be dealt with under delegated authority.

RESOLVED –

- i) that Work Package 1 of the WRAP funded 'Love Food, Hate Waste' - North London Campaign (Events Organisation) be awarded to 'Resource Futures';
- ii) that Work Packages 2 and 3 be managed by officers within delegated authority spending limits;
- iii) that no further funding be provided to the Resource Forum; and
- iv) that the budgeted amount allocated to support the Resource Forum in 2009/10 be retained for other appropriate events or activities which meet similar partnership objectives, and that the Head of Waste Strategy and Contracts be authorised, in consultation with the Chair and Group Leaders, to decide which events or activities to provide or support.

ACTION BY: Head of Waste Strategy and Contracts

18. CONSULTATIONS OF THE MAYOR OF LONDON ON SPATIAL PLANNING AND ECONOMIC DEVELOPMENT

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

RESOLVED:

- i) that the draft response to the consultation on "*A new plan for London, Proposals for the Mayor's London Plan*", Mayor of London, April 2009 attached as Appendix 2 to the report be approved;
- ii) that the draft response to the consultation on "*Rising to the Challenge, Proposals for the Mayor's Economic Development Strategy for Greater London*", Mayor of London, May 2009 attached as Appendix 3 to the report be approved; and
- iii) to note the anticipated consultation on the Mayor of London's new municipal waste management strategy.

ACTION BY: Head of Waste Strategy and Contracts

19. STATE OF SEPARATION PAYMENT SCHEME

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

RESOLVED -

that the report be deferred to the next meeting of the Authority to allow further discussion.

ACTION BY: Head of Waste Strategy and Contracts

TO NOTE: Deputy Clerk

20. AWARD OF CONTRACTS FOR THE MERCHANT MRF CAPACITY FOR COMMINGLED MATERIAL

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

RESOLVED-

that contracts for Merchant MRF Capacity for Commingled Material from October 2009 to December 2014 be awarded in lots to Bywaters (Leyton) Ltd (3 lots) and Greenstar Environmental (4 lots), as detailed in the report.

ACTION BY: Head of Waste Strategy and Contracts

21. FORWARD PLAN

Members considered a report of the Deputy Clerk.

RESOLVED –

that the report be noted.

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

There were no such items.

23. 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 24 June 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.

24. MINUTES

RESOLVED –

that the private minutes of the ordinary meeting of the Authority held on 22 April 2009 and the extraordinary meeting held on 29 May 2009 be approved and signed by the Chair as a correct record.

25. LONDONWASTE LIMITED MINUTES

RESOLVED –

that the minutes of the meeting of the Board of LondonWaste Limited on 29 January, 26 February, 27 March and 30 April 2009, be noted.

The full minute of Minutes 26 and 27 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.

26. UPDATE ON PROCUREMENT STRATEGY ISSUES

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

RESOLVED-

that the report be noted.

27. SITE ACQUISITIONS

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

RESOLVED-

that the recommendations in the report be approved.

28. EVALUATION FRAMEWORK

Members considered a report of the Director of Procurement.

RESOLVED-

- i) that the evaluation methodology as set out in Appendices B and C of the report, relating to the Waste Services and Fuel Use procurements respectively, including the evaluation criteria and weightings set out in those documents, be approved; and
- ii) that ongoing officer work issues as set out in paragraphs 2.12, 2.13, and 3.18 of the report be noted, with the possibility of further advice to the Authority in September if any changes or additions are required.

(North London Waste Authority: 24 June 2009)

29. 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 2.45 pm

Chair

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Public Minutes end