

THE NORTH LONDON WASTE AUTHORITY

At a meeting of the **NORTH LONDON WASTE AUTHORITY** held on **WEDNESDAY 11 FEBRUARY 2009** 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 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 Michael Lavender – London Borough of Enfield (Vice-Chair)
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 Mike Freer, John Gilbert, Chris Knight, Alan Laing and Samantha Lloyd.

2. DEPUTATIONS

There were no deputations.

3. ANNOUNCEMENTS

a) Visit from Councillor Swannick, Chair of GMWDA

Noted that it was hoped to rearrange this visit.

b) Order of Business

The Chair proposed to take the private session items before the budget report, as the private reports had potential budgetary implications.

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

Councillor Harper declared a personal but non prejudicial interest in Item 23, 'Sites Issues' and Item 24, 'Hendon Rail Transfer Station Property and Contractual

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Matters', as an executive Member of Barnet Council. Councillors Haley and Meehan declared personal but non prejudicial interests in Item 23, 'Sites Issues', as Members

of Haringey Council. Councillors Hurer and Lavender declared personal but non prejudicial interests in Item 23, 'Sites Issues', as members of Enfield Council.

5. MINUTES

RESOLVED -

that the Part I minutes of the meeting on 11 December 2008 be confirmed and signed as a correct record.

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

There were no such items.

7. MEMBERS QUESTIONS

No questions were submitted.

8. NLWA REPRESENTATION AT THE ANNUAL GENERAL MEETING OF LONDONWASTE LIMITED

Members considered a report of the Deputy Clerk.

RESOLVED –

- i) that the Chair of the Authority be nominated to represent the Authority at the Annual General Meeting of LondonWaste Limited, with Bob Bench, Finance Officer, to be appointed as a substitute; and
- ii) that the Chair be authorised to vote at his discretion, following consultation with the Financial Adviser to the Authority.

ACTION BY: Financial Adviser/Deputy Clerk

9. THIRD PARTY REUSE AND RECYCLING CREDIT REGISTRATIONS

Members considered a report of the Head of Waste Strategy and Contracts and expressed an initial view that they were not minded to pay credits to profit making organisations. In order for the implications of this to be fully considered for the current round and to consider policy for next year, it was agreed to defer a decision on the profit making organisations to the next meeting and to request a report to that meeting reviewing the scheme.

RESOLVED –

- i) that the charity and not for profit organisation registrations, as detailed in the report, be approved; and
- ii) that a decision on profit making organisation registrations be deferred until the next meeting of the Authority and a report reviewing the 2010/11 policy also be brought to that meeting.

ACTION BY: Head of Waste Strategy and Contracts

10. WASTE PREVENTION

Members considered a report of the Head of Waste Strategy and Contracts. Members commented that there should be a co-ordinated communications strategy and asked officers to consider the most appropriate way of achieving this.

RESOLVED –

- i) that the waste prevention activity in 2008/09 be noted; and
- ii) that the proposed waste prevention activity for 2009/10, as set out in Appendix 2 of the report be approved; and

ACTION BY: Head of Waste Strategy and Contracts

11. BATTERIES DIRECTIVE IMPLEMENTATION AND CONSULTATION

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

A member raised some concerns about the cost incurred to local authorities of disposing of fly tipped car batteries.

RESOLVED –

that the consultation response attached to the report be approved.

ACTION BY: Head of Waste Strategy and Contracts

12. REVENUE BUDGET AND LEVY 2009/10

Members considered a report of the Financial Adviser.

RESOLVED –

- i) that the 2008/09 revised budget and the 2009/10 proposed budget, as set out in the report, be noted;

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- ii) that the 2009/10 non-household waste charge be approved at £72.20 per tonne;
- iii) that it be agreed that the proposed budget will be sufficient to meet the net expenditure requirements for the year ahead and that therefore the 2009/10 budget, as set out in the report, be approved;
- iv) that the medium term budget forecast for 2010/11, 2011/12 and 2012/13 be noted;
- v) that the levy for 2009/10 be approved at £43.647 million;
- vi) that it be noted that the levy will 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 as set out at section 8 be approved.

ACTION BY: Financial Adviser

13. JOINT WASTE STRATEGY UPDATE

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

RESOLVED –

that the report be noted.

14. KEY LEGISLATIVE CHANGES

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

RESOLVED –

that the report be noted.

15. ANNUAL REVIEW OF RISK MANAGEMENT ARRANGEMENTS

Members considered a report of the Financial Adviser and asked for a more detailed review of arrangements for future reports. It was noted that a full review was undertaken annually every June when the report would also be integrated with the procurement risk strategy.

ACTION BY: Financial Adviser

RESOLVED –

that the report be noted

16. FORWARD PLAN OF DECISIONS

Members considered a report of the Deputy Clerk. Under general discussion, Members made a request to receive agenda papers earlier. Whilst officers noted the practical difficulties around this, in particular the very fast moving issues around the procurement, it was agreed that further thought would be given to it.

ACTION BY: Report Authors/Deputy Clerk

RESOLVED –

that the report be noted.

17. DATE OF NEXT MEETING

It was noted that the next ordinary meeting of the Authority would take place on Wednesday 22 April 2009.

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

There was no such business.

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 11 February 2009 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 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.

20. LONDONWASTE LIMITED MINUTES

RESOLVED –

that the minutes of the meeting of the Board of LondonWaste Limited on 24 October 2008 be noted.

21. MINUTES

RESOLVED –

that the Part 2 minutes of the meeting of the Authority on 11 December be approved and signed as a correct record.

The full minute of Minutes 22, 23 and 24 is considered to contain exempt information within the meaning of Category 3 of Schedule 12A Local Government Act 1972 (as amended), '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.

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. OPTIONS AND CONTINGENCIES

Members considered a report of the Director of Procurement

RESOLVED –

that the recommendations in the report be approved.

23. SITES ISSUES

Members considered a report of the Director of Procurement and agreed a way forward.

24. HENDON RAIL TRANSFER STATION PROPERTY AND CONTRACTUAL MATTERS

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

RESOLVED –

that the recommendations in the report be approved.

25. GOVERNMENT REVIEW OF OUTLINE BUSINESS CASE

Members considered a report of the Director of Procurement.

RESOLVED –

that the report be noted.

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.

27. CLOSE OF MEETING

The meeting ended at 5.07 pm

Chair

Officer Contact: Frances Wake, 020 7974 1915, Frances.Wake@camden.gov.uk

PUBLIC MINUTES END