

THE NORTH LONDON WASTE AUTHORITY

At a meeting of the **NORTH LONDON WASTE AUTHORITY** held on **FRIDAY 26 SEPTEMBER 2008** at 2.00pm in Committee Room 2, Camden Town Hall, Judd Street, London, WC1H 9JE

MEMBERS PRESENT

Councillor Robert Belam - London Borough of Waltham Forest
Councillor Andrew Cornwell – London Borough of Islington
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 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 Councillor Mike Freer and Councillor Jamie Carswell.

2. DEPUTATIONS

There were no deputations.

3. ANNOUNCEMENTS

Councillor Loakes proposed and it was agreed that the order of the agenda should be rearranged as follows:-

Item 19 to be taken after Item 10 followed by Item 27, 25 and 26 on the private agenda.

The remaining items were considered in the order in which they appeared in the agenda.

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

There were no declarations of interest.

5. MINUTES

With regard to the Minutes of the Annual meeting on 25 June 2008, the Deputy Clerk requested an addition to Minute 19, that at the end of the preamble the following words be added:-

‘and the recommendations of the Strategy Implementation Board meeting of 20 June 2008’, in order to clarify that these were circulated to the meeting.

RESOLVED:-

that the minutes of the meeting on 25 June, subject to the above amendment and the minutes (public and private) of the extraordinary meeting on 5 August, be confirmed as a correct record and signed by the Chair.

ACTION BY: Deputy Clerk

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

No items

7. MEMBERS QUESTIONS

No questions submitted.

8. MEMBERSHIP OF THE AUTHORITY AND OTHER APPOINTMENTS

Members considered a report of the Deputy Clerk.

RESOLVED:-

- i) that the appointment of Councillor Chris Knight to the Authority from the London Borough of Camden, to replace former Councillor Mike Greene, be noted; and
- ii) that the Deputy Clerk seek nominations via Group Leaders for Members to sit on the Joint Waste Strategy Implementation Board.

ACTION BY: Deputy Clerk/Group Leaders

9. APPOINTMENT OF 'A' DIRECTORS

Members received a report of the Clerk. An addendum was also tabled informing the Authority of the appointment of 'A' Directors by the Appointments Panel.

RESOLVED:-

- i) that the report be noted;
- ii) that the decision of the Appointment Panel to appoint the following 'A' Directors (subject to satisfactory references) be endorsed:-

Councillor John Boast
Dr Chris Elliot
Mr Ray Georgeson MBE

ACTION BY: Deputy Clerk/Clerk

10. 2007-08 STATEMENT OF ACCOUNTS

Members considered a report of the Financial Adviser.

RESOLVED-

- i) that the Auditor's report be noted;
- ii) that the Financial Adviser be authorised to sign the letter of representation; and
- iii) that the Authority's 2007/08 Statement of Accounts be approved and the Chair be authorised to sign them accordingly (subject to any changes that may arise from the remaining audit work, as detailed in paragraph 3.5 of the report).

ACTION BY: Financial Adviser

11. 2008/09 SECOND BUDGET REVIEW

Members considered a report of the Financial Adviser.

RESOLVED:

- i) that the second review of the 2008/09 revenue budget be noted;
- ii) that the potential budget pressures that could further impact on the Authority's 2009/10 budget and resource requirements be noted; and
- iii) that it be noted that a third review of the 2008/09 budget will be reported to the Authority meeting in December together with an up-to-date assessment of the budget and resource requirements for 2009/10.

ACTION BY: Financial Adviser

12. ADMINISTRATIVE ARRANGEMENTS FOR AGENDA DESPATCH

Members considered a report of the Clerk.

Members of the Authority expressed concern at the level and organisation of support and governance arrangements and asked for a report on options.

RESOLVED:-

- i) that the statutory despatch requirements for agendas be noted;
- ii) that the issues surrounding emailing of papers, in particular in relation to the size of reports and the security of sensitive information be noted;
- iii) that approval be given for the purchase of an 'extranet' for the publication of meeting agendas and reports, as detailed in paragraph 2;
- iv) that agendas be couriered to Members to the address of their choice; and
- v) a report be submitted to the Authority on support and governance arrangements.

ACTION BY: Clerk/Deputy Clerk/Legal Adviser

13. JOINT WASTE STRATEGY UPDATE

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

RESOLVED:

- i) that it be noted that the North London Joint Waste Strategy and the accompanying Strategic Environmental Assessment Environmental Report have both been finalised for the Authority, but that the formal decision-making processes were not yet complete in all constituent borough councils; and
- ii) that the Authority's involvement in the pilot European Week of Waste Prevention (22nd – 29th November 2008) be noted.

14. NORTH LONDON WASTE PLAN UPDATE

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

RESOLVED:

that the report be noted.

15. RECYCLING CREDIT AND INCENTIVE PAYMENTS – 2007-08

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

RESOLVED:

- i) that the payments made to third parties for the 2007/08 scheme year be noted;
- ii) that the payment of recycling credit payments to constituent borough councils for 2007/08 as set out in the report be approved; and
- (iii) that that the payment of biodegradable municipal waste incentive payments for 2007/08 as set out in the report be approved.

16. REVIEW OF THE NORTH LONDON WASTE AUTHORITY REUSE AND RECYCLING CREDIT PAYMENT SCHEME

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

RESOLVED:

- (i) that the revised third party reuse and recycling credit policy as set out in paragraph 7.2 of the report be approved; and
- (ii) that it be noted that the Authority's policy on paying third party reuse and recycling credits will be kept under review in relation to any unforeseen issues that may arise, with a further specific review in September 2009.

17. PLANNING FOR A BETTER LONDON CONSULTATION

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

RESOLVED:

that the draft response to this consultation as attached as Appendix 1 of the report be approved.

18. UK RENEWABLE ENERGY STRATEGY CONSULTATION

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

RESOLVED:

that the response to the Government consultation on a UK Renewable Energy Strategy attached as Appendix 1 of the report be approved.

19. NOTTINGHAM DECLARATION ON CLIMATE CHANGE

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

RESOLVED:

- (i) that the signing of the Nottingham Declaration on Climate Change be approved;
- (ii) that it be noted that Officers will prepare draft implementation actions and a reporting regime, liaising where appropriate with the Chair and Group Leaders, the constituent borough councils and the Mayor of London; and
- (iii) that the likely 2009/10 budget requirement of up to £20,000 be noted

20. FUTURE REPORTS

Members considered a report by the Deputy Clerk.

RESOLVED:

that the report be noted.

21. ANY OTHER BUSINESS THAT THE CHAIR CONSIDERS URGENT AND IS EXEMPT WITHIN THE MEANING OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972

There was no such business.

22. 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 26 September 2008 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.

23. LONDONWASTE LIMITED MINUTES

Members considered a report by the Deputy Clerk.

RESOLVED –

that the report be noted.

25. WASTE SERVICES PROCUREMENT: 'OTHER' PROCUREMENT ISSUES

Members considered a report by the Director of Procurement. The Director also referred in addition to a letter from DEFRA with advice about the submission of an Outline Business Case in Round 4 of PFI applications. Members were also updated on issues in the report.

RESOLVED:-

- i) that the feedback on discussions with DEFRA as detailed in paragraphs 2.1 – 2.3 of the report be noted;
- ii) that the proposed line on site ownership in relation to waste services sites (paragraphs 2.4 – 2.6 of the report) be approved;
- iii) that the proposed approach on Household Waste & Recycling Centres (paragraphs 2.7 – 2.10 of the report) be approved;
- iv) that the proposed approach on fuel use site/ sites (paragraphs 2.11 – 2.15 of the report) be approved;
- v) that the feedback on bilateral meetings with Boroughs (paragraphs 3.1 – 3.3 of the report) be noted;
- vi) that the proposed approach on Part 1/ Part 2 information (paragraphs 3.4 – 3.7 of the report) be approved;
- vi) that the report on commercial negotiations with SITA and related matters (paragraphs 4.1 – 4.4 of the report) and supplementary oral report to the meeting be noted.

ACTION BY: Director of Procurement

26. WASTE SERVICES PROCUREMENT: AFFORDABILITY

Members considered a report by the Director of Procurement. The Legal Adviser sought some flexibility for the Clerk to authorise any changes prior to the final signing of the affordability letter. The proposals were put to the vote and carried by 10 votes to 2.

RESOLVED:-

- i) that the Chair, Clerk, and Finance Adviser be authorised to sign the affordability letter as drafted at Annex A of the report or as amended by the Clerk to the Authority, in consultation with the Leaders of the three groups on the Authority, on the basis of the figures shown in section 3 of the report;
- ii) that noting section 4 of the report, that should changes arise, that the Financial Adviser be authorised, in consultation with the Chair of the Authority, to make changes to the figures within the affordability letter; and
- iii) that the potential improvement programme set out in section 5 of this report be noted and the possible use of the 2008/9 budget contingency of £0.5m to advance this work, and that a full report will be presented to the NLWA Authority meeting on the 29 October 2008.

ACTION BY: Director of Procurement

Councillor Cornwell requested that his vote against the above decision be recorded.

27. SITE AND PLANNING ISSUES

Members considered a report by the Director of Procurement and received a presentation on potential sites.

RESOLVED:

that the recommendations in the report be approved.

28. CLOSE OF MEETING

The meeting ended at 3.35pm

Chair

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MINUTES END