

EAST LONDON WASTE AUTHORITY

25 June 2003
(3.20 - 4.25 p.m.)

Present:- Councillor Ware (Vice-Chair in the Chair); Councillors McKenzie, Sladden, Tebbutt, Twomey and Weinberg

1211 APPOINTMENT OF CHAIR

We have appointed Councillor McKenzie as our Chair for the ensuing municipal year. Immediately following his appointment Councillor McKenzie assumed the Chair from Councillor Ware.

1212 APPOINTMENT OF VICE-CHAIR

We have appointed Councillor Ware as our Vice-Chair for the ensuing municipal year.

1213 APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillors Corbett and Leitch.

1214 MINUTES

We have confirmed as correct the minutes of our meeting held on 26 March 2003.

1215 MEMBERSHIP 2003/04

The Chair welcomed Councillor Pat Twomey to her first ELWA meeting. Councillor Twomey has been appointed by the London Borough of Barking and Dagenham in place of Councillor Dale.

The Clerk referred to a letter from Councillor Dale conveying thanks to ELWA Members and officers and to Shanks and extending his best wishes for the future. We have asked that a letter be sent to Councillor Dale expressing ELWA's appreciation of the work and commitment during his association with ELWA and particularly in the last year as Chair.

1216 ELWA LIMITED DIRECTORSHIP

Having considered a report from the Executive Director on issues relating to ELWA's directorship on ELWA Limited, we have:-

- (i) appointed Councillor Weinberg as ELWA's 'A' Director on the ELWA Limited Board for the 2003/04 municipal year;
- (ii) authorised the 'A' Director to act as ELWA's representative at the Annual General Meeting of ELWA Limited; and
- (iii) agreed that our Chair be authorised to nominate an alternate 'A' Director should the need arise.

1217 ELWA CONSTITUTION AND STANDING ORDERS

Further to Minute 1207 of our last meeting, we have received a report from the Office Manager in respect of the proposed ELWA Constitution, which included a schedule of the main changes to the previous draft version.

Accordingly, we have:-

- (i) approved and adopted the revised ELWA Constitution as presented at this meeting;
- (ii) authorised the Managing Director to make the necessary minor amendments prior to its general circulation;
- (iii) agreed that ELWA's Standing Orders be revoked with immediate effect; and
- (iv) noted that a review of the new Constitution will be undertaken after the first year.

1218 BEST VALUE PERFORMANCE PLAN 2003/4

The Office Manager presented the draft ELWA Best Value Performance Plan for 2003/4, which is required to be published by 30 June.

Arising from comments by the District Auditor on the draft Plan, the Office Manager tabled a revised schedule of the performance indicators and targets which now include target figures for all indicators for 2004/5 and 2005/6.

Accordingly, we have:-

- (i) noted the draft Plan; and
- (ii) authorised the Managing Director to approve the final version of the Plan for publication by 30 June 2003.

1219 PLANNING ISSUES

We have received and noted a report from the Executive Director on issues relating to the planning applications for the redevelopment of the four borough civic amenity sites (to be renamed Reuse and Recycling Centres) and the main Bio-MRF plants at Frog Island, Rainham and Jenkins Lane, Barking.

The planning applications for each of the civic amenity site redevelopments have now been approved, subject to certain conditions. In respect of the redevelopment of the Gerpins Lane civic amenity site in Upminster, the Executive Director advised that the terms of the planning permission granted by Havering Council require ELWA and Shanks.east london (the trading name of ELWA Limited) to be party to a Section 106 Agreement under the Town and Country Planning Act 1990. The S106 Agreement relates mainly to a planting scheme at and around the site. We have also discussed the requirement under the planning consent for the new building

Arising from our discussions, we have:-

- (i) Noted the present position regarding the planning applications;
- (ii) Authorised the Managing Director to finalise and complete the Agreement pursuant to Section 106 of the Town and Country Planning Act 1990 in respect of the Gerpins Lane civic amenity site, including agreement to permit the planting of trees on ELWA's land as shown on the plan appended to the report; and
- (iii) Asked the Executive Director to advise Members accordingly in respect of the requirement for a pitched roof to the new building at the above site.

1220 AVELEY METHANE LIMITED

Further to Minute 1172, we have received a report from the Executive Director on matters relating to Aveley Methane Limited (AML), the joint venture company between ELWA and Novera Energy Limited responsible for gas extraction from ELWA's Aveley 1 closed landfill site.

Discussions have taken place at recent meetings of the AML Board regarding the future arrangements for the company. As a result, it is proposed that external legal advisers be appointed to advise ELWA on any possible new arrangements, the cost of which can be met from ELWA's Aveley 1 Capital Reserve fund.

Accordingly, we have:-

- (i) Noted the current position regarding AML and the possible new arrangements with Novera Energy Ltd.; and
- (ii) Approved the appointment of external legal advisers, at an approximate cost of £30,000, to advise ELWA on any possible new arrangements for the structuring of AML, the cost to be met from the Aveley 1 Capital Reserve.

1221 ESSEX COUNCIL CIVIC AMENITY SITE CHARGING POLICY

Further to Minute 1191, the Executive Director reported on the decision by Essex County Council to introduce a charge from 3 June 2003 for non-Essex residents to dispose of household waste at the County's Luxborough Lane civic amenity site.

We have discussed the possible implications of this decision for ELWA and Shanks.east london, particularly in respect of the Chigwell Road civic amenity site which is the closest alternative site.

Arising from our considerations, we have:-

- (i) Agreed to take no immediate action in response to the decision by Essex County Council to introduce a charging policy at the Luxborough Lane civic amenity site;
- (ii) Noted that Shanks.east london is monitoring, as far as it is

- (iii) Asked officers to submit progress reports on this issue as appropriate; and
- (iv) Agreed that Essex County Council be requested to include appropriate signage at its Luxborough Lane site advising that the Chigwell Road site is available for residents of the London Borough of Redbridge to dispose of household waste free of charge.

1222 POSSIBLE VISIT TO ECODECO PLANT

Further to Minute 1208 of our last meeting, we have agreed that an ELWA visit to the EcoDeco plant in Milan, Italy should not be arranged at this time, although it may be appropriate to visit the plant in the future as part of a wider audience. In the meantime we have asked the officers to pursue with Shanks.east london the possibility of producing a live video of the plant in operation.

1223 IWMS CONTRACT PERFORMANCE – UPDATE

We have received and noted a report from the General Manager on operational and performance issues relating to the IWMS Contract. The General Manager also tabled graphs showing comparative tonnage data for the first five months of the contract against the projected level and quarterly statistics for 2001/2 – 2003/4. We have asked that the comparative data be incorporated into future update reports.

1224 FINAL OUT-TURN STATEMENT FOR YEAR ENDED 31 MARCH 2003 *

We have received and noted the Treasurer's report on the final out-turn for the year ending 31 March 2003. The report included details of the main variances to ELWA's revised estimates approved in February 2003 and the revenue balances position at the year end.

1225 BUDGET MONITORING STATEMENT *

We have received from the Treasurer a report comparing the Authority's actual expenditure for the two month period ending 31 May 2003 against the revenue estimates approved in February 2003.

The overall provisional net expenditure for the period shows an underspend of £102,000, which is due to lower than expected payments to Shanks.east london under the IWMS Contract.

1226 2003 PUBLIC PRIVATE FINANCE AWARDS *

The Managing Director advised that ELWA's IWMS Contract was selected as "Best Local Government Project" at the Public Private Finance Awards ceremony held at The Royal Lancaster Hotel, London on 11 June 2003. We have placed on record our congratulations to all concerned.

1227 EDUCATION & RECYCLING PROGRAMME *

We have asked officers to report to our next meeting on matters relating to

*(The Chairman agreed that these items could be considered at the meeting under the provisions of Section 100B(4)(b) of the Local Government Act 1972 as a matter of urgency in order not to delay the reporting of financial and other information.)