

## CABINET ITEM COVERING SHEET PROFORMA

### AGENDA ITEM

REPORT TO CABINET  
23 SEPTEMBER 2018

REPORT OF SENIOR  
MANAGEMENT TEAM

## CABINET DECISION

Environment and Transport – Lead Cabinet Member – Councillor Mike Smith

### TEES VALLEY JOINT WASTE MANAGEMENT STRATEGY (JWMS)

1. Summary

Tees Valley Joint Waste Management Strategy (JWMS) for Members to consider prior to consultation commencing. The Strategy following Members approval will be published on each of the Council's website prior to 5 October 2018

2. Recommendation

1. It is recommended that Members agree the public consultation on the draft JWMS.

3. Reasons for the Recommendation/Decision

To inform Cabinet of the Tees Valley Joint Waste Management Strategy (JWMS).

4. Members' Interests

Members (including co-opted Members) should consider whether they have a personal interest in any item, as defined in **paragraphs 9 and 11** of the Council's code of conduct and, if so, declare the existence and nature of that interest in accordance with and/or taking account of **paragraphs 12 - 17** of the code.

Where a Member regards him/herself as having a personal interest, as described in **paragraph 16** of the code, in any business of the Council he/she must then, **in accordance with paragraph 18** of the code, consider whether that interest is one which a member of the public, with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest and the business:-

- affects the members financial position or the financial position of a person or body described in **paragraph 17** of the code, or
- Relates to the determining of any approval, consent, licence, permission or registration in relation to the member or any person or body described in **paragraph 17** of the code.

A Member with a personal interest, as described in **paragraph 18** of the code, may attend the meeting but must not take part in the consideration and voting upon the relevant item of business. However, a member with such an interest may make representations, answer questions or give evidence relating to that business before the business is considered or

voted on, provided the public are also allowed to attend the meeting for the same purpose whether under a statutory right or otherwise (**paragraph 19** of the code)

Members may participate in any discussion and vote on a matter in which they have an interest, as described in **paragraph 18** of the code, where that interest relates to functions of the Council detailed in **paragraph 20** of the code.

### **Disclosable Pecuniary Interests**

It is a criminal offence for a member to participate in any discussion or vote on a matter in which he/she has a disclosable pecuniary interest (and where an appropriate dispensation has not been granted) **paragraph 21** of the code.

Members are required to comply with any procedural rule adopted by the Council which requires a member to leave the meeting room whilst the meeting is discussing a matter in which that member has a disclosable pecuniary interest (**paragraph 22** of the code)

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**REPORT OF SENIOR  
MANAGEMENT TEAM**

**CABINET DECISION**

**TEES VALLEY JOINT WASTE MANAGEMENT STRATEGY (JWMS)**

**SUMMARY**

Tees Valley Joint Waste Management Strategy (JWMS) for Members to consider prior to consultation commencing. The Strategy following Members approval will be published on each of the Council's website prior to 5 October 2018

**RECOMMENDATION**

1. It is recommended that Members agree the public consultation on the draft JWMS

**DETAIL**

1. The Tees Valley authorities; Redcar & Cleveland Borough Council (RCBC), Stockton-on-Tees Borough Council (SBC), Middlesbrough Borough Council (MBC) and Hartlepool Borough Council (HBC) have an existing waste treatment solution under contract with Suez (formerly SITA) until 2020. The arrangement was put in place as part of a joint procurement between the four local authorities which made up Cleveland County in 1995 and led to a 250,000 tpa (tonnes per annum) Energy from Waste (EfW) incineration facility being built by Suez at Haverton Hill. The facility came online in 1998 and has now been in operation for over 20 years. Darlington Borough Council (DBC) have a separate waste disposal contract.
2. The Tees Valley Authorities excluding Darlington Borough Council currently deliver approximately 180,000 tonnes of municipal waste into the Haverton Hill site. This is the non-recyclable residual waste collected both at the Kerbside and at our Household Waste Recycling Centre. The local authorities pay a gate fee for the processing of each tonne of waste which is delivered to the plant. The waste is in turn converted to energy which is fed in to the national grid.
3. The current contract with Suez for waste disposal now runs to 2025 which was agreed by Members as part of the 2018 Medium Term Financial Plan (MTFP). Darlington Borough Council's contract is coterminous and ends 2025.
4. In order to plan for the future and place the Tees Valley in the strongest position, a strategic outline business case has been developed to progress options for post 2025. Key to this is providing not only a long-term solution for dealing with waste but also to contribute to local economic growth, and supporting the circular economy.
5. Under the Strategic Outline Business case the following outcomes for this programme of work were agreed:

- Have a well-developed alternative option to contract extension, giving a strong negotiating position in 2025 (with work beginning in 2017/18 in order to have enough development time for credible options);
- Have a well-developed long-term solution and waste strategy (2025 -2045 and beyond) to provide certainty and financial stability for each authority;
- Provide increased benefit from the energy output of the Energy for Waste (EfW) where the current contract does not;
- Contribute positively to the local circular economy. For example helping local energy-intensive industries or extracting useful materials to be used locally;
- Provide opportunities to increase recycling of our waste;
- Contribute positively to the future regeneration and infrastructure of key development sites;
- Promote jobs and growth.

## **COMMUNITY IMPACT IMPLICATIONS**

6. All residents and businesses will benefit from a sustainable waste disposal strategy.

## **FINANCIAL IMPLICATIONS**

7. The Tees Valley Combined Authority has funded the Strategic Outline business case recognising both the contribution and opportunities the waste collected by the local authorities provides the Tees Valley circular economy. The cost of developing the Strategic Outline Business Case is £450K.
8. The costs associated with the procurement of the post 2025 waste disposal contract will be up to £4 million between the Tees Valley Councils.

## **LEGAL IMPLICATIONS**

9. Legal considerations will come into play dependent upon the solution chosen regarding the future of waste disposal.
10. There are no legal implications resulting from agreeing the draft JWMS for consultation. Consultation is recommended by National Guidance and has been the practice of the council to consult on the strategy. Legal considerations will come into play dependent upon the solution chosen regarding the future of waste disposal.

## **RISK ASSESSMENT**

11. Without a waste strategy there is no framework to base decisions on future waste management, demonstrate how the Councils will achieve policy targets and make provision for waste disposal services in the future for which the Council has a statutory obligation; there is therefore a reputational risk and a risk of challenge for any future waste management development.

## **COUNCIL PLAN POLICY PRINCIPLES AND PRIORITIES**

12. The draft Tees Valley JWMS was built on the aims and objectives of the existing strategy and aims to deliver a high quality, accessible and affordable waste management service that contributes to:
  - Economic regeneration, including employment and a more circular economy;
  - Recognising waste as a resource to maximise income;
  - The protection of the environment and natural resources; reducing the carbon impact of waste management.

- Delivers customer satisfaction;
- Reduces the amount of waste generated by householders and the Councils;
- Increases reuse and recycling;
- Then maximises recovery of waste; and;
- Works towards zero waste to landfill.

13. The Tees Valley Councils, will work towards these strategic objectives this vision for waste management and support the necessary changes in behaviour and practice to make this happen, whilst at the same time balancing financial commitments and budgets and delivering a high-quality service and supporting local communities.

#### **CORPORATE PARENTING IMPLICATIONS**

14. Report does not contain corporate parenting implications.

#### **CONSULTATION INCLUDING WARD/COUNCILLORS**

15. Consultation has taken place with Tees Valley Chief Executives, Tees Valley Waste Management Group, Elected Members through workshops, officers of the Tees Valley Combined Authority and Local Authority officers.
16. The draft JWMS will be published on each of the Council's website prior to the 5 October for eight weeks. Comments will be collated and fed back to Local Partnerships and the Local Authorities to consider

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