

**South Bucks District Council
Chiltern District Council**

CHECKLIST BOX – for draft report only		
Date and time report submitted:		
Appendices How Many?	Yes/No	Date
Exempt What paragraph ?	Yes/No	Date
Referred to Finance Comments received Comments incorporated Report agreed	Yes/No Yes/No Yes/No Yes/No	Date
Referred to Legal Comments received Comments incorporated Report agreed	Yes/No Yes/No Yes/No Yes/No	Date
Referred to ICT Comments received Comments incorporated Report agreed	Yes/No Yes/No Yes/No Yes/No	Date
Consulted Cabinet Member/Chairman of Committee	Yes/No/N/A	If N/A then why not
Are there any background papers	Yes/No	
Has an Equalities Impact Assessment been carried out?	Yes/No/N/A	If N/A then why not
Have any Health & Safety or Environmental Protection Act issues or Sustainability Implications been addressed?	Yes/No/N/A	If N/A then why not

SUBJECT:	<i>Joint Waste Committee for Buckinghamshire - Dissolution</i>
REPORT OF:	<i>Portfolio Holder for Environment – Councillor Mike Smith</i>
RESPONSIBLE OFFICER	<i>Chris Marchant, Head of Environment</i>
REPORT AUTHOR	<i>Sue Markham, Principal Solicitor, 01895 837326, sue.markham@southbucks.gov.uk</i>
WARD/S AFFECTED	<i>All</i>

1. Purpose of Report

To consider how the Joint Waste Strategy 2014-2020 will be progressed following the dissolution of the Joint Waste Committee for Buckinghamshire.

RECOMMENDATIONS

- 1 That the Joint Waste Committee for Buckinghamshire be dissolved when all of the constituent authorities have given their formal agreement to do so, and that the twelve months' notice required by the Committee's Constitution be waived;
- 2 that the Joint Waste Partnership be retained as an informal entity to carry out activities to support the delivery of the Joint Waste Strategy 2014-2020;

- 3 that a Memorandum of Understanding, as outlined in the report of the officers, be drawn up to regulate the activities of the Joint Waste Partnership with authority being delegated to the Head of Environment in consultation with the Head of Legal and Democratic Services to agree the precise terms;
- 4 that the remaining funds in the approved budget of the Joint Waste Committee, once committed expenditure has been met, be used to fund a continued fly-tipping campaign across Buckinghamshire;
- 5 that the grant awarded by the Department for Communities and Local Government for the Fighting Food Waste project be used to support the activities described in the bid for funding;
- 6 that the partner Councils give consideration to making budgetary provision for the ongoing work of the Partnership once the remaining budget has been utilised, expected to be for the financial year 2018/19 and thereafter.

2. Reasons for Recommendations

Now that the Joint Waste Strategy 2014-2020 is established and all of the Buckinghamshire district councils have rolled out new collection services, the Joint Waste Committee for Buckinghamshire (JWC) has decided, subject to the formal agreement of its constituent authorities, that the Strategy can be delivered in a more efficient manner by dissolving the formal joint committee and adopting a more streamlined and less formal structure.

3. Content of Report

- 3.1. The JWC received a report at its last meeting, 20 January 2016, to consider how the work of the Committee could best be progressed.
- 3.2. The JWC had originally been established in 2004 to deliver the aims and objectives of the county-wide Joint Municipal Waste Management Strategy.
- 3.3. The report set out the background to the JWC, including its achievements since its formation in 2004. New collection services and procurement contracts in all authorities, a forecast underspend of a little over £125,000 at year end 2015/16 and the Waste Partnership Officer vacancy provided an opportunity for Members to review the current partnership arrangements in place. The report set out a number of options for Members to consider. During the discussion a number of Members suggested that the JWC be streamlined to improve efficiency and replace the formal decision making structure that was no longer required. A distinction was made between the formal JWC decision making structure and the Buckinghamshire Waste Partnership that referred to activities carried out jointly by the Districts and County Council and the joint branding. Members recognised the benefits of working together and were keen to continue the sharing of knowledge between authorities within the Partnership. Members were also particularly keen to continue the successful fly-tipping campaign, DCLG funded activities, and reducing littering. It was agreed by the JWC that activities to reduce littering were best carried out by the Districts due to the close links with the waste collection and street cleansing arrangements delivered by the District Councils. During the discussion it was noted that joint officer groups would be needed to enable specific projects to continue to be delivered jointly by the Partnership.

3.4. Section 17 of the JWC Constitution enabled the JWC to be dissolved provided that a minimum of 12 months written notice was provided, to expire on 31 March in any year. Members noted that this notice period could be waived provided that there was agreement from each participating Council's Cabinet.

3.5. The JWC made the following recommendations, which are now incorporated into the recommendations in this report for consideration by the Cabinets of each constituent authority:

"1. That the Joint Waste Committee for Buckinghamshire be dissolved without a minimum 12 month notice period, subject to agreement from the Cabinet of each participating Council.

2. That the Joint Waste Partnership be retained as an informal entity to carry out specific joint activities on behalf of Buckinghamshire County Council and the District Councils, including the fly-tipping campaign and activities relating to the funding received from the Department for Communities and Local Government.

3. That activities to reduce littering be carried out by the District Councils."

3.6. The County and District waste officers are developing a Memorandum of Understanding to provide adequate governance arrangements that will regulate the work of the informal Partnership and will replace the formal constitution of the JWC. The MoU will address the following issues:

3.6.1. Participating organisations

3.6.2. Rationale/scope

3.6.3. Goals and objectives (based on the Joint Waste Strategy and the specific activities identified by the JWC)

3.6.4. Governance

3.6.5. Resources

3.6.6. Review and evaluation

3.7. Activities based around the Joint Waste Strategy will be ongoing, with the initial meeting of the informal Waste Partnership expected to be scheduled for September 2016.

3.8. An annual report will be submitted to Members to keep them informed of progress against the objectives of the Joint Waste Strategy.

4. Consultation

All of the constituent authorities are represented on the JWC so have been consulted upon and involved in the decision making to date. It is the formal dissolution of the JWC that requires the involvement of each Authority's Cabinet.

5. Options

The options available for continuing to deliver the joint Waste Strategy were considered at length by the JWC and it is their recommendations that are now presented.

6. Corporate Implications

- 6.1. Financial – the JWC hold a budget surplus of around £125,000 (subject to existing commitments) and activities will be funded from that surplus until the remaining budget has been utilised, expected to be 2018/19, when further budgetary provision will need to be considered;
- 6.2. Legal – the actions under the Joint Waste Strategy will continue to be delivered under the operational powers of the relevant Director/Head of Service in each constituent authority;
- 6.3. Environmental, Partnership, and Sustainability – the new arrangements will ensure that the aims of the Joint Waste Strategy are delivered in a more efficient manner.

7. Links to Council Policy Objectives

The work to deliver the Joint Waste Strategy directly supports the policy objective to conserve the environment and promote sustainability.

8. Next Steps

The terms of the MoU for the informal Joint Waste Partnership will be finalised in readiness for the Partnership to continue to deliver the aims of the Joint Waste Strategy.

Background Papers:	<ul style="list-style-type: none">• Joint Waste Strategy for Buckinghamshire 2014 – 2020• Agenda and Minutes of the Joint Waste Committee for Buckinghamshire 20 January 2016 <p>It is a legal requirement that we make available any background papers relied on to prepare the report and should be listed at the end of the report (copies of Part 1 background papers for executive decisions must be provided to Democratic Services)</p>
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