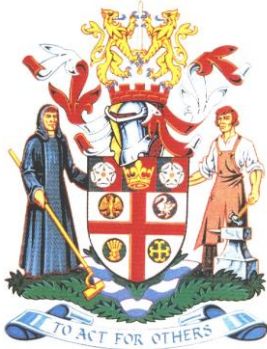


Selby District Council



Agenda

Meeting: **Executive**
Date: **Thursday, 4 April 2019**
Time: **4.00 pm**
Venue: **Committee Room - Civic Centre, Doncaster Road, Selby, YO8 9FT**
To: **Councillors M Crane (Chair), J Mackman (Vice-Chair), C Lunn, C Metcalfe and C Pearson**

1. Apologies for Absence

2. Minutes (Pages 1 - 6)

The Executive is asked to approve the minutes of the meeting held on Thursday 7 March 2019.

3. Disclosures of Interest

A copy of the Register of Interest for each Selby District Councillor is available for inspection at www.selby.gov.uk.

Councillors should declare to the meeting any disclosable pecuniary interest in any item of business on this agenda which is not already entered in their Register of Interests.

Councillors should leave the meeting and take no part in the consideration, discussion or vote on any matter in which they have a disclosable pecuniary interest.

Councillors should also declare any other interests. Having made the declaration, provided the other interest is not a disclosable pecuniary interest, the Councillor may stay in the meeting, speak and vote on that item of business.

If in doubt, Councillors are advised to seek advice from the Monitoring Officer.

4. Ferrybridge D Combined Cycle Gas Turbine (CCGT) Power Station - Nationally Significant Infrastructure Project (Pages 7 - 14)

Report E/18/49 outlines the Nationally Significant Infrastructure Project (NSIP) for the Ferrybridge D Combined Cycle Gas Turbine (CCGT) Power Station and seeks support in principle for the project.

5. Waste Strategy 2018 Consultations (Pages 15 - 22)

E/18/50 outlines details regarding consultations about the Waste Strategy 2018.

Janet Waggott

**Janet Waggott
Chief Executive**

Date of next meeting
Thursday, 30 May 2019 at 4.00 pm

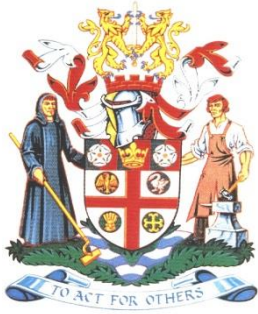
For enquiries relating to this agenda please contact Palbinder Mann, on 01757 292207 or pmann@selby.gov.uk

Recording at Council Meetings

Recording is allowed at Council, committee and sub-committee meetings which are open to the public, subject to: (i) the recording being conducted with the full knowledge of the Chairman of the meeting; and (ii) compliance with the Council's protocol on audio/visual recording and photography at meetings, a copy of which is available on request. Anyone wishing to record must contact the Democratic Services Manager using the details above prior to the start of the meeting. Any recording must be conducted openly and not in secret.

Agenda Item 2

Selby District Council



Minutes

Executive

Venue: Committee Room - Civic Centre, Doncaster Road, Selby, YO8 9FT

Date: Thursday, 7 March 2019

Time: 11.00 am

Present: Councillors M Crane (Chair), J Mackman (Vice-Chair), C Lunn, C Metcalfe and C Pearson

Also Present: Councillor M Jordan

Officers Present: Janet Waggott (Chief Executive), Dave Caulfield (Director of Economic Regeneration and Place), Julie Slatter (Director of Corporate Services & Commissioning), Karen Iveson (Chief Finance Officer (s151)), Keith Cadman (Head of Commissioning, Contracts and Procurement) (for minute item 86), Aimi Brookes (Contracts Team Leader) (for minute item 86), Mike James (Communications and Marketing Manager) and Palbinder Mann (Democratic Services Manager)

Public: 0

Press: 1

NOTE: Only minute numbers 86 and 87 are subject to call-in arrangements. The deadline for call-in is 5pm on Thursday 21 March 2019. Decisions not called in may be implemented from Friday 22 March 2019.

Executive
Thursday, 7 March 2019

83 APOLOGIES FOR ABSENCE

There were no apologies for absence.

84 MINUTES

The Executive considered the minutes of the meeting held on 6 February 2019. It was noted that minute item 75 referred to an amendment to the previous minutes however this was an error.

RESOLVED:

To approve the minutes of the meeting held on 6 February 2019 with the above amendment for signature by the Chair.

85 DISCLOSURES OF INTEREST

There were no declarations of interest.

86 REVIEW OF FUTURE OPTIONS FOR FLEET REPLACEMENT

The Lead Executive Member for Housing, Health and Culture presented the report which set out the Council's options for the future waste and recycling service following the extension of the existing collection contract with Amey Plc from April 2017.

The Lead Executive Member for Housing, Health and Culture highlighted the following points:

- Since the previous discussion with the Executive, the Government had released a 25 year waste strategy with a primary outcome of reducing waste to landfill to less than 10% by 2035. It was noted that the recommendations within the report if approved will help the Council deliver the waste strategy whilst also mitigating against future cost increases.
- In addition to the waste strategy North Yorkshire County Council has commissioned a consultancy to review the operation of the Allerton Waste Recovery Park to help deliver the waste strategy. Initial indications are positive and are likely to require changes to the collection services which the recommendation in the report also supported.
- The primary driver for the service review was that the existing collection fleet is coming to the end of its life following a previous lease extension from 7 to 10 years. To

Executive
Thursday, 7 March 2019

ensure Amey Plc are able to procure a replacement fleet a decision was required to standardise the fleet with rear loading vehicles and book build slots with suppliers.

Discussion took place on the proposals. It was noted that Amey Plc were currently up for sale at the moment however that did not affect the recommendations outlined in the report.

The Executive acknowledged that the most common complaints from residents concerning the current recycling service was on the recycling boxes being moved around in severe weather and that the problems encountered by the current refuse vehicles when manoeuvring on certain roads in the district. The Executive were in agreement of the recommendations which would assist in solving these issues.

With regard to the consultation to be carried out, the Executive stated that they wished for residents to be informed regarding how much each of the options would cost and in addition the cost implications for improving the service.

RESOLVED:

- i) To provide Amey plc with a letter of commitment to enable the placing of orders for new vehicles for fleet replacement with standard rear loading vehicles with operational effect from April 2020.**
- ii) To approve a public consultation exercise is undertaken in the summer to inform future waste and recycling containment and collection services from April 2020.**
- iii) To ensure that the potential financial implications be factored into the next refresh of the Council's Medium Term Financial Strategy.**

REASON FOR DECISION:

The contract extension in March 2017 required the current collection fleet to be operated beyond the 7 years within the original contract to a maximum of 10 years by March 2020. It is accepted by the industry that waste vehicles maximum operational productive life is 10 years. The review of the recycling service presents a strategic service and investment opportunity to standardise the collection fleet, improve operational delivery and address negative customer feedback about the current recycling service.

Executive
Thursday, 7 March 2019

Implications for future recycling collections following the recent publication of the Government's Waste Strategy 2018 and the launch of Our Paper (an initiative working with WRAP and the Confederation of Paper Industries to encourage Council's to provide separate collections of paper and cardboard) will also be addressed by implementing the recycling option recommended.

87 CORPORATE PERFORMANCE REPORT - QUARTER 3 - 2018/19 (OCTOBER TO DECEMBER)

The Leader of the Council presented the quarterly performance report which provided a progress update on the delivery of the Council's Corporate Plan 2015-20 as measured by a combination of progress against priority projects / high level actions and performance against key performance indicators (KPIs).

The Executive made the following comments about the reports:

- There was some good work but concern was raised over the average time taken to re-let vacant council homes. The Executive stated that it would be useful if the figures could be broken down into the different type of voids.
- The Executive praised the figures relating to repairs to council owned properties, average wait time for a customer to see an advisor and the average wait time before a customer phone call was answered by an advisor.
- Queries were raised around the status of four KPIs relating to council tax and other debt currently showing with a warning. The Director of Corporate Services and Commissioning explained that the indicator relating to council tax collected could be affected by customers paying their council tax over 12 months. In relation to house rent arrears collection, it was explained that there had been an impact with the introduction of Universal Credit on these figures. The Director of Corporate Services and Commissioning agreed to obtain clarification in relation to why the collection of non-domestic rate was showing a downturn. In relation to sundry debt collected, the Executive were informed that this figure had been impacted by staff sickness in the service area.

RESOLVED:

To note and approve the report;

Executive
Thursday, 7 March 2019

REASON FOR DECISION:

The reporting of performance data enables the Council to demonstrate progress on delivering the Corporate Plan priorities to make Selby District a great place.

The meeting closed at 11.38 am.

This page is intentionally left blank



Report Reference Number: E/18/49

To: Executive
Date: 4 April 2019
Status: Non-Key Decision
Ward(s) Affected: Brotherton and Byram; Monk Fryston; Hambleton; Camblesforth and Carlton
Author: Jenny Tyreman, Senior Planning Officer
Lead Executive Member: Cllr J Mackman, Lead Executive Member for Place Shaping
Lead Officer: Dave Caulfield, Director of Economic Regeneration and Place

Title: Ferrybridge D Combined Cycle Gas Turbine (CCGT) Power Station – Nationally Significant Infrastructure Project

Summary:

This report sets out the legislative background to Nationally Significant Infrastructure Projects (NSIPs) and how these are dealt with. The Executive have considered similar NSIP reports in respect of Eggborough Power Station in March 2017 and Drax Power Station in March 2018. Essentially applicants for infrastructure projects need to make an application to the Planning Inspectorate (PINS) for a Development Consent Order (DCO). The final decision is made by the Secretary of State on the recommendation of PINS, but Local Planning Authorities are statutory consultees in the process.

SSE Generation Limited is proposing to submit an application for a DCO to construct and operate a new build Combined Cycle Gas Turbine (CCGT) power station on land at the existing Ferrybridge 'C' Power Station site and this scheme is Nationally Significant Infrastructure Project (NSIP) to be determined by the Planning Inspectorate. SSE Generation Limited undertook an initial stage of consultation in March/April 2018, developed the project proposals further and undertook a second stage of consultation in November/December 2018. It was anticipated that SSE Generation Limited would submit their DCO application to PINS during Q1/Q2 2019, however, SSE Generation Limited have recently advised that there will be a delay in the submission of the DCO application. It is not presently known how long this delay will be.

Once the DCO application has been submitted to PINS, they will have 28 days to decide whether or not the application meets the standards required to be accepted

for examination. Following acceptance, an Examining Authority will be appointed, and all Interested Parties will be invited to attend a Preliminary Meeting, run and chaired by the Examining Authority. PINS then have up to six months to carry out the examination of the proposals through a series of structured and topic based hearings which officers may need to attend. After the examination a decision will be made by the Secretary of State, within 6 months of the close of the examination. Following this the Council will have the responsibility to discharge any planning conditions and enforce the terms of the DCO.

This report outlines and seeks support in principle for the project. Selby District Council is a statutory consultee and authorisation is sought for the Director of Economic Regeneration and Place in consultation with the Executive Member for Place Shaping to agree the Local Impact Report, Statement of Common Ground, the content of the draft DCO, and all further necessary representations by the District Council, together with post decision monitoring of planning conditions and enforcement of the DCO.

Recommendations:

- i. That the contents of this report are noted and that Members agree to support this NSIP application in principle, subject to agreement in relation to specific and localised matters of detail.**
- ii That authorisation is sought from the Executive to authorise the Director of Economic Regeneration and Place in consultation with the Executive Member for Place Shaping to agree the Local Impact Report, Statement of Common Ground, the content of the draft DCO, and all further necessary representations by the District Council, together with post decision monitoring of planning conditions and enforcement of the DCO.**

Reasons for recommendation:

Timescales for commenting on the DCO application once it is submitted are embedded in statute and it is important that appropriate delegation arrangements are in place so that the Council is able to meet the deadlines which are set by PINS.

1. Introduction and Background

- 1.1 On 1 April 2012, under the Localism Act of 2011, PINS became the agency responsible for operating the planning process for NSIPs.
- 1.2 NSIPs are large scale developments such as new harbours, power generating stations (including wind farms), and electricity transmission lines which require a type of consent known as a DCO under procedures governed by the Planning Act 2008 (and amended by the Localism Act 2011). This is not a 'planning application' under the Town and Country Planning Act 1990 and the status of the development plan is different in that the principal guidance for their determination is contained within the suite of Energy National Policy Statements (NSPs). The 2008 Act sets out thresholds above which certain

types of infrastructure development are considered to be 'nationally significant' and require the granting of a consent order. NSIPs were introduced as a fast track method and alternative way of dealing with nationally important infrastructure after the much publicised delays in the consenting of Heathrow's last major expansion proposal for a fifth terminal.

- 1.3 In England, PINS examines applications for DCOs from the energy, transport, waste, waste water and water sectors. For such projects, PINS undertakes an examination of the application and makes a recommendation to the relevant Secretary of State, who makes the final decision on whether to grant or to refuse the DCO. Energy NSPs introduce a presumption in favour of granting DCOs.

2. The Project

- 2.1 SSE Generation Ltd is proposing the development of a CCGT Power Station and associated peaking and black start plant on the former site of the Ferrybridge C Coal Fired Power Station, Ferrybridge, Knottingley, along with a gas pipeline. The project, known as 'Ferrybridge D CCGT Project', will have a generating capacity of circa 2,200 megawatts and will supply electricity to the national grid using the existing grid connection to the Ferrybridge site.
- 2.2 The new CCGT power station would be located within the existing Ferrybridge site boundary and would utilise three of the existing cooling towers which were previously used for the now decommissioned coal fired power station. The electricity would be produced from natural gas taken from the national gas transmission network. A new underground gas pipeline of up to 750 mm in diameter and 9.8 kilometres in length, which would run north-east from the existing Ferrybridge site providing connection to the National Transmission System (NTS).
- 2.3 The new CCGT power station would be constructed on land falling under the jurisdiction of Wakefield Metropolitan District Council (WMDC), while the associated new underground gas pipeline would be constructed within land falling under the jurisdiction of Selby District Council (SDC) and North Yorkshire County Council (NYCC).
- 2.4 What is CCGT? The gas turbine compresses air and mixes it with fuel that is heated to a very high temperature. The hot air-fuel mixture moves through the gas turbine blades, making them spin. The turbine spins at 3000rpm driving the generator that converts the spinning energy into electricity. A Heat Recovery Steam Generator (HRSG) captures exhaust heat from the gas turbine that would otherwise escape through the exhaust stack. The HRSG creates steam from this exhaust heat and delivers it to the steam turbine. The steam turbine sends its energy to the generator drive shaft where it is converted into additional electricity.
- 2.5 The proposed power station will employ wet cooling technology making use of the water from the River Aire and three of the existing eight natural draft cooling towers. The associated peaking plant would provide electricity to the

National Grid at short notice during periods of unexpected high demand or in the event of a loss of generating capacity elsewhere. The associated black start plant would provide the capability of being able to start the CCGT units without assistance from the National Grid electricity transmission system in the event of a total or partial shutdown of the system. The CCGT would then help restart the UK transmission system, as power stations without black start capability need to draw power from the transmission system to start operation.

- 2.6 The new CCGT power station will be designed to be “Carbon Capture Ready”, which is a Government requirement. This means that land must be set aside for future carbon capture and compression equipment in order to meet the requirements set out in the EU Directive on the geological storage of carbon dioxide 2009/31/EC (European Commission, 2009). Carbon capture plant will not form part of the DCO application, since its deployment is currently not viable in the UK, but an area of land has been allocated for it, which will be retained by the Applicant as required. A Carbon Capture Readiness (CCR) report will accompany the DCO application.
- 2.7 In terms of the new underground gas pipeline, three potential gas pipeline routes and associated Above Ground Installation (AGI) locations were considered at the initial consultation stage to supply the proposed CCGT power station. Following analysis of technical, environmental and planning considerations, the central route has been selected. This route offers a number of benefits above the potential northern and southern routes such as passing through less densely populated areas keeping disruption to a minimum. The corridor has also been narrowed, to 100m for most of the route, following further engineering and survey work.
- 2.8 Should consent for Ferrybridge D be granted, construction could begin in 2021. The construction period for the CCGT power station would be approximately 4 years.

3. The Process

- 3.1 The Planning Act 2008 process was introduced to streamline the decision-making process for major infrastructure projects, making it fairer and faster for communities and applicants alike. The six stages in the process are: pre-application; acceptance; pre-examination; examination; recommendation and decision; and post decision.
- 3.2 The Ferrybridge D CCGT Power Station Project is presently at the pre-application stage with PINS. The applicants submitted a Scoping Report to PINS on 13 December 2017. SDC and NYCC provided comments to PINS on the Scoping Report on 11 January 2018. PINS, on behalf of the Secretary of State issued a Scoping Opinion in January 2018. This sets out the required extent and content of the Environmental Statement to be submitted with the application for a DCO. Those areas that may be examined in detail come under the headings:
 - Air Quality

- Noise and Vibration
 - Ecology and Nature Conservation
 - Water Resources and Flood Risk
 - Geology, Hydrogeology and Land Contamination
 - Cultural Heritage
 - Traffic and Transport
 - Land Use, Agriculture and Socio-Economics
 - Landscape and Visual Amenity
 - Waste Management
 - Climate
 - Cumulative Effects
 - Electronic Interference
 - Aviation
 - Accidental Events/Health & Safety
- 3.4 On 20 November 2018, the applicants notified PINS of the proposed application for an order granting development consent for the purposes of section 46 of the Planning Act 2008 and supplied the information for consultation under section 42, including a Preliminary Environmental Information Report (Vol I – III); a Non-technical Summary; and a visualisation of how the gas fired generating station could look. The applicants also notified PINS of their proposal to provide an Environmental Statement in respect of the proposed development in accordance with Regulation 8(1)(b) of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017.
- 3.5 The applicants have fulfilled their statutory duty to carry out consultation on their proposals before submitting an application. Following an initial stage of public consultation in March/April 2018, the project team developed the project proposals further and a second stage of public consultation began on 12 November 2018 ending on 17 December 2018.
- 3.6 The applicant had advised that the DCO application would be submitted to the Planning Inspectorate during Q1/Q2 2019. However, they have recently advised that there will be a delay in the submission of the DCO application. It is not presently known how long this delay will be.
- 3.7 Once the DCO application has been submitted to PINS, they will have 28 days to decide whether or not the application meets the standards required to be accepted for examination. Following acceptance, an Examining Authority will be appointed, and all Interested Parties will be invited to attend a Preliminary Meeting, run and chaired by the Examining Authority. PINS then have up to six months to carry out the examination of the proposals through a series of structured and topic based hearings which officers may need to attend. After the examination a decision will be made by the Secretary of State, within 6 months of the close of the examination. Following this the Council will have the responsibility to discharge any planning conditions and enforce the terms of the DCO.

- 3.8 The Council is working in association with the County Council as part of Better Together to, where possible make co-ordinated responses. To date, no strategic concerns have been raised to the principle of the development by SDC or NYCC.
- 3.9 Submission of the Local Impact Report, Statement of Common Ground, input into the Draft DCO and any written representations will be required in accordance with deadlines set by PINS, and once the examination commences, these deadlines are likely to be tight. Therefore authorisation is sought from the Executive to authorise the Director of Economic Regeneration and Place in consultation with the Executive Member for Place Shaping to agree the Local Impact Report, Statement(s) of Common Ground, the content of the Draft DCO and all further necessary representations by the District Council, together with post decision monitoring of planning conditions and enforcement of the DCO.

4. Implications

4.1 Legal Implications

- 4.1.1 The District Council is an interested party and support for the scheme is subject to agreeing the requirements in the DCO.
- 4.1.2 The District Council will have further involvement following submission of the application and during the examination period, including attendance at issue specific, and DCO public hearings. It is also possible that appropriate planning obligations, in conjunction with the County Council may be required to address any impacts and if considered necessary in planning terms. Both of these may require some input from the Council's legal team.

4.2 Financial Implications

- 4.2.1 The District Council, jointly with the County Council, have entered into a Planning Performance Agreement (PPA) with *SSE Generation Limited*. The PPA establishes a project framework and gives greater clarity to all parties as to their roles and responsibilities. The PPA also establishes a fund set aside against which both this Council and the County Council can claim for work carried out by its service areas which is in excess of their normal working practices.

5. Conclusion

- 5.1 Members are asked to note the contents of this report and agree to support this NSIP application in principle, subject to agreement in relation to specific and localised matters of detail.
- 5.2 Members are also asked to authorise the Director of Economic Regeneration and Place in consultation with the Executive Member for Place Shaping to agree the Local Impact Report, Statement of Common Ground, the content of the draft DCO, and all further necessary representations by the District

Council, together with post decision monitoring of planning conditions and enforcement of the DCO.

6. Background Documents

The National Infrastructure Planning website of the Planning Inspectorate is at the link:

<https://infrastructure.planninginspectorate.gov.uk/projects/yorkshire-and-the-humber/ferrybridge-d-combined-cycle-gas-turbine-ccgt-power-station-project/?ipcsection=overview>

7. Appendices

None.

Contact Officer: Jenny Tyreman, Senior Planning Officer, Selby District Council – Email: jtyreman@selby.gov.uk

This page is intentionally left blank



Report Reference Number: E/18/50

To: Executive
Date: 4th April 2019
Status: Non Key Decision
Ward(s) Affected: All
Author: Keith Cadman, Head of Commissioning, Contracts and Procurement.
Lead Executive Member: Cllr Chris Pearson, Lead Executive Member for Housing, Health and Culture
Lead Officer: Julie Slatter, Director of Corporate Services and Commissioning

Title: Waste Strategy 2018 Consultations

Summary:

The government waste strategy 2018 was published on 18th December 2018 and referenced the publication / issue of a number of consultation exercises to commence early 2019. Four consultation exercises were published on 18th February 2019 and all four consultations run for 12 weeks with a closing date of 12th May for plastic packaging tax and 13th May for the other three consultations. This report summarises the main areas of consultation within each exercise and outlines a Response for Selby. The four consultations can be viewed via the links below.

<https://consult.defra.gov.uk/environmental-quality/consultation-on-reforming-the-uk-packaging-produce/>

<https://consult.defra.gov.uk/environment/introducing-a-deposit-return-scheme/>

<https://consult.defra.gov.uk/environmental-quality/consultation-on-consistency-in-household-and-busin/>

<https://consult.defra.gov.uk/environmental-quality/plastic-packaging-tax/>

Recommendations:

- i. That the Executive approve the responses to the seven areas of consultation within this report as detailed below.
- ii. That delegated authority for the Executive Member for Housing, Health and Culture in consultation with the Director of Corporate Services and

Commissioning sign off Selby District Councils response to the consultations.

Reasons for recommendation

To ensure the Executive is consulted and signs off the responses on behalf of Selby District.

Introduction and Background

- 1.1 The government waste strategy 2018 was published on 18th December 2018 and referenced the publication / issue of a number of consultation exercises to commence early 2019. Four consultation exercises were published on 18th February 2019 and all four consultations run for 12 weeks with a closing date of 12th May for plastic packaging tax and 13th May for the other three as set out below.
 - Taxing plastic packaging with less than 30% recycled content.
 - Consistent collections including food waste and free garden waste
 - Extended Producer Responsibility (EPR) for packaging and the concept of full net cost recovery for LA's
 - Deposit Return Scheme (DRS) for the UK
- 1.2 The first consultation listed above has minimal impact on local authority (LA) collections or disposal so this briefing concentrates on the three most relevant to waste collection and disposal authorities. Responding to each consultation in isolation is not advisable as responses to one consultation should inform and / or support responses to another to ensure responses are consistent. Subject to the responses received there will be further consultations late 2019 or early 2020 on proposed regulatory changes.
- 1.3 There are 250 questions in the three consultations with a further 56 in the plastic packaging consultation. The questions within the consistent collections and EPR consultations are grouped within a number of proposals, whereas the DRS consultation is structured around options for a DRS scheme.
- 1.4 The questions within the consultations can be categorised as those primarily aimed at either the packaging producers or LA's. Our responses concentrate on those questions that have a direct consequence for LA's, which is a smaller number. For the LA questions our responses reflect current service provision with no anticipated adverse impact. However, there are a few questions, or groups of questions, that seek responses on potential new services and any associated costs. Whilst the full consultation response is

proposed to be signed off by the Executive member, the draft responses to seven areas requiring Executive approval are set out below.

2. Consistency of Collection Consultation

This consultation has 20 proposals containing 66 questions

Proposals 4 to 6 Q17 to Q23

By 2023 we propose to legislate for local authorities to provide all kerbside properties and flats with access to at least a weekly separate collection service for food waste, including provision of containers and liners.

One of the main issues with this proposal is possible insufficient access for many LA's to suitable reprocessing facilities including Selby. Distribution of facilities and capacity is not uniform across the country, which could lead to some LA's being unable to procure contracts or doing so at a market premium. The facility at Allerton Park is designed to extract food waste from residual waste and has capacity for all North Yorkshire districts but would require investment in the facility and provision of local transfer stations. Craven District Council conducted a food waste collection costing exercise a couple of years ago that estimated the annual cost of kerbside collection to be in the region of £500,000. In addition there would be significant capital set up costs associated with this service for kitchen caddies, sealed boxes for collection and decomposable caddy liners.

The consultation states that new burdens will be funded however there is no indication of where the funding for food waste collections would come from. There would need to be reassurance that funding would be provided long term to cover this service and would not be required to be diverted from other areas jeopardising other essential services. It is valid to raise the issue of the source of funding for food waste and to make the point it should be 'new' money and not existing council budgets freed up from the EPR funding for packaging.

Removal of food from the residual waste stream will impact long term technological solutions reliant on food waste within residual waste stream (e.g. mechanical biological treatment [MBT] plants) such as Allerton Park. Concerns about the economic feasibility of Allerton Park with potentially expensive facility upgrades/contractual variations should additionally be raised.

- ***Selby response to these questions should clearly indicate that such service provision remain at the discretion of the Local Authority based on local requirements and policy.***

Proposal 7 Q24 & Q25

We are seeking views on whether households generating garden waste should be provided with access to a free collection service. If introduced this would be a minimum fortnightly collection service of a 240-litre capacity container (either bin or sack). Local authorities may provide additional capacity or more frequent services and would be able to charge for this additional provision

As with the food waste collections the consultation state new burdens will be funded but no indication has been given as to where these funds would come from. Whilst this may not appear to have a direct impact on Selby, over 80% of District councils currently charge for this service so the national financial impact cannot be ignored due to local circumstances when responding. There is also no indication if those authorities currently offering collections free, such as Selby, will then receive funding to cover them or not.

- ***Selby's response to these questions should clearly indicate that such service provision remain at the discretion of the LA based on local requirements and policy.***

Proposals 10 to 12 Q32 - 39

We are proposing to prepare statutory guidance on minimum service standards to which local authorities will be required to have regard. The detail of this guidance will be consulted upon in our second consultation

Although it states there will be a second consultation it will be important to get detailed views across at this stage as that will greatly influence how this second consultation looks and what is further consulted on. There is cross over with proposal 8 here but there is no harm in repeating information given in answers to that proposal if it is relevant. As there is mention of service frequencies in this section it will be an important aspect to cover.

- ***Selby's response to these questions should clearly indicate that such service provision remain at the discretion of the LA based on local requirements and policy.***

3. Extended Producer Responsibility (EPR) Consultation

This consultation has three main proposals with 95 questions in this consultation.

Proposed Changes Key Principles Q10 – Q25

Principles for a reformed packaging producer responsibility system

Section 1: Full net cost recovery (Principle 2)

Section 2: Driving better design of packaging (Principle 3)

Section 3: Obligated producers (Principle 4)

These questions relate to the concept of full net costs recovery and the whole ethos of EPR for packaging. The range of costs that the consultation outlines producers should cover appears very broad so that is potentially a good thing for LAs. In response we should consider what we want to think about outlining and what you would include in those costs that are defined. There are also links and references to a DRS scheme as well as potential impacts on collection volumes and material mix that should also be considered.

- ***Selby's response should ensure consistency of materials maximises funding whilst minimising local impact.***

Proposals to support collection infrastructure Q26 to Q36

Section 4: Supporting improved infrastructure (Principle 5)

There are links here to the consistency consultation and a set of core materials and minimum standards, so responses need to cross reference each other. There is mention of groupings for identifying reference costs and that producers should not pay for inefficient services. This in theory goes against the concept of full cost recovery so this may be something that is considered as part of our response.

- ***Selby's response should ensure consistency of materials maximises funding whilst minimising local impact.***

4. Deposit Return Scheme (DRS) Consultation

There are 89 questions in this consultation however, many of the sections and associated questions have no direct impact to the collection service or LA operations so have been omitted from this summary.

Containers and Drinks in Scope Q9 to Q13

Selby's response will be influenced by which DRS option is preferred, 'all in' or 'on the go'.

Things to consider here might include current provision and recycling rates for these materials and the cost of DRS to producers overall to get the gains that are stated. One position LARAC have put forward in the past is that the cost of a DRS is huge relative to the gains that can be made, and this money would be better spent on the kerbside infrastructure. There is also a direct positive impact on kerbside littering in respect of drinks containers if an 'all in' system is supported with a negative impact on recycling volumes so careful consideration is needed in a response including types of containers, size, content etc.

- ***Selby's response to support an "on the go" deposit return scheme***

Overlap with EPR Scheme Q16 and Q17

In the past producers have stated that a DRS on top of EPR means they are paying twice. In reality they are paying to support two different collection systems for the same materials, kerbside and DRS. This supports the LA stance that DRS duplicates kerbside and so isn't needed. These questions could then be an opportunity to emphasise those aspects.

There is however a danger that stating companies should only be obligated through one system impacts on the funds in the other system. The concept of producer responsibility and full costs recovery is worth reinforcing here whichever option you might support.

- ***Selby's response to support full producer responsibility through both EPR and DRS schemes***

5. Plastic packaging tax consultation

There are 56 questions in this consultation and it is not proposed to respond to this consultation.

In theory this consultation has least direct impact on LA's as it is designed to stimulate better design and also end markets and therefore Selby will not respond to this consultation.

Driving Recycled Content Q11 to Q19

The proposal is to include pre-consumer and post-consumer plastics in the 30% recycled content. A view would need to be taken about the inclusion of pre-consumer plastics and whether this might impact negatively on plastics from households as the pre-consumer might be 'cleaner' and more readily available. This might not then stimulate the end markets in a way that is beneficial to LA's.

6. Alternative Options Considered

N/A

7. Implications

7.1 Legal Implications

N/A

7.2 Financial Implications

None arising from this report however implementation of the strategy will potentially have significant financial impacts but the detail is unclear at this point.

7.3 Policy and Risk Implications

Further reports and decisions may be required to comply with future legislation.

7.4 Corporate Plan Implications

These will be identified within any future reports and associated decisions

7.5 Resource Implications

None at present

7.6 Other Implications

N/A

7.7 Equalities Impact Assessment

A full equality impact assessment will be performed as part of any future service changes arising from legislative changes.

8. Conclusion

N/A

9. Background Documents

Waste Strategy 2018 URL Below

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/765914/resources-waste-strategy-dec-2018.pdf

10. Appendices

None

Contact Officer:

Keith Cadman
Head of Commissioning, Contracts and Procurement
kcadman@selby.gov.uk
01757292252

This page is intentionally left blank