

DERBYSHIRE COUNTY COUNCIL

**MEETING OF CABINET MEMBER – JOBS, ECONOMY AND
TRANSPORT**

10 September 2013

Report of the Acting Strategic Director – Environmental Services

**REVIEW OF CHARGES AND PAYMENTS FOR COMMERCIAL
WASTE, ABANDONED VEHICLES, RECYCLING CREDITS AND
EXCESS MILEAGE**

(1) **Purpose of the Report** To review the charges and payments made to the District/Borough Councils for the disposal of commercial waste and abandoned vehicles, and for payments for recycling credits and excess mileage related to the delivery of waste management services within the County.

(2) **Information and Analysis**

Commercial Waste Disposal Recharge Costs

The District and Borough Councils, as Waste Collection Authorities (WCAs), have a statutory duty to collect, on request, commercial waste from a range of organisations such as businesses, markets, Council offices, etc. They collect around 12,000 tonnes of commercial waste per year, approximately 3% of the total municipal waste stream in Derbyshire. The majority of commercial waste in the County is collected and disposed of by private sector waste collection companies.

The commercial waste collected by the WCAs is disposed of by the County Council through its waste management contract with Resource Recovery Solutions (Derbyshire) Ltd. The contract costs for disposal are initially met by the County Council and then subsequently recharged to the WCAs.

At a meeting on 5 July 2012, the Cabinet Member - Technology and Recycling approved the commercial waste disposal recharge rate for 2012/13 of £102.41 per tonne (Minute No.27/12 refers). The recharge comprises of a gate fee, landfill tax, Landfill Allowance Trading Scheme (LATS) surcharge and an administration fee. The following table details the 2012/13 charges and sets out proposed revised charges for 2013/14:

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Commercial Waste Recharge	2012/13	2013/14
Gate fee at disposal site	£36.25	£37.30
Landfill Tax	£64.00	£72.00
LATS surcharge	£0.16	£0.00
2% admin fee	£2.01	£2.19
Total	£102.41	£111.49

The gate fee and landfill tax are pass through costs and increase in accordance with contractual or legislative requirements. The LATS surcharge previously took into account the cost of LATS allowances and the amount of commercial waste landfilled. However, the LATS ended on 31 March 2013 and therefore it is not considered necessary or appropriate to apply this surcharge in 2013/14 or future years. The administration fee has been set at 2% to meet the cost of the work involved in recharging the WCAs. This cost has been increased in line with inflation.

In light of the changes in costs for the current financial year, highlighted in the table above, it is proposed that the commercial waste disposal recharge rate per tonne increases to £111.49 in 2013/14.

Abandoned Vehicle Agency Agreement

At a meeting on 27 August 2009, the Cabinet Member - Technology and Recycling approved a revised Agency Agreement for managing the disposal of abandoned vehicles in the County (Minute No.11/09 refers). This agreement enables the WCAs to provide all aspects of inspection, collection and disposal of abandoned vehicles and to share appropriate costs with the County Council.

The Agency Agreement provides a payment to the WCAs to manage the administration of the disposal of vehicles on behalf of the County Council. Current disposal costs are minimal due to high scrap metal prices but it should be noted that the market fluctuates and the cost of disposal can both increase and decrease.

The Cabinet Member agreed, in 2009, an Agency Payment for administration of £30 per abandoned vehicle with an annual adjustment based on Retail Price Index (RPI). The 2012/13 rate of £34.26 is subject to an increase of 2.90%, based on the April 2013 RPI figure, resulting in a revised payment per vehicle of £35.25. The abandoned vehicle payments in respect to the agreement are estimated to total £10,000 in 2013/14.

Recycling Credits

The Environmental Protection Act 1990 and the Clean Neighbourhoods Act 2005 place a duty on Waste Disposal Authorities (WDAs) to provide a financial incentive to WCAs and third party organisations to recycle household

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waste. WDAs have a duty to pay recycling credits based on the savings in disposal and collection costs which result from recycling household waste.

The Department of Environment, Food and Rural Affairs (Defra) issued guidance in 2006 requiring recycling credits to be based on the average cost of landfill in 2005/6 and subsequently to increase by 3% per year.

In 2012/13, the recycling credit rate was £47.40 per tonne. The County Council's payments in recycling credits are estimated to total £3.84 million to WCAs and £17,000 to furniture projects, a number of schools and voluntary groups. In accordance with the statutory 3% increase, the proposed rate for 2013/14 is £48.82 per tonne. It is anticipated that the costs in 2013/14 will total approximately £4 million and £18,000 respectively.

It is proposed that the payments to the furniture groups, schools and voluntary groups are reviewed in the near future to ensure the scheme provides suitable services bringing environmentally sustainable and financial benefits.

Excess Mileage Payments

The County Council has an agreed policy for excess mileage payments to the District/Borough Councils for excess mileage incurred in transporting waste to the designated delivery point. Excess mileage is defined and calculated as mileage incurred from a point 5 miles from a District/Borough boundary to the point of delivery.

The formula for payment was devised by the National Association of Waste Disposal Officers (NAWDO) and adopted by the County Council in agreement with all the District/Borough Councils. The policy was adopted, taking account of the requirements of the Environment Protection Act 1990, to make a reasonable contribution to District/Borough Councils for expenditure reasonably incurred in delivering waste to the designated delivery point.

In 2012/13, the payment was £0.83 per tonne per mile and is linked to RPI. Taking account of the RPI increase, the proposed rate for 2013/14 is £0.85 per mile. The estimated annual budget expenditure for 2013/14 is £96,000.

(3) **Financial Considerations** The proposed commercial waste recharges will ensure that all commercial waste disposal costs are met by the WCAs. The recharge will generate approximately £26,000 in administration fees.

The abandoned vehicle payments in respect to the Agency Agreement are estimated to total £10,000 in 2013/14. The total recycling credit payments are estimated to be £4 million in 2013/14 and the excess mileage payments are estimated to be £96,000 in 2013/14.

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All of the above costs can be contained in the current waste management revenue budgets. The recharge rates will continue to be reviewed on an annual basis in future years.

In preparing this report the relevance of the following factors has been considered: legal, prevention of crime and disorder, equality and diversity, human resources, environmental, health, property and transport considerations.

(4) **Key Decision** No.

(5) **Call-In** Is it required that call-in be waived in respect of the decisions proposed in the report? No.

(6) **Background Papers**

Cabinet Member Meeting – Technology and Recycling, 5 July 2012, Review of Commercial Waste Disposal Charges.

Cabinet Member Meeting – Technology and Recycling, 30 June 2011, Review of Commercial Waste Disposal Charges.

Cabinet Member Meeting – Technology and Recycling, 12 August 2010, Review of Commercial Waste Disposal Charges.

Cabinet Member Meeting – Technology and Recycling, 27 August 2009, Renewal of Agency Agreement for the Storage and Disposal of Abandoned Vehicles and Sharing of Costs.

Agency Agreement held on file 545 in the Waste Management Section of the Environmental Services Department and Report of the Director of Environmental Services on 9 December 2004, Minute No. 311/04. Officer contact details - Claire Brailsford, extension 39775.

(7) **OFFICER'S RECOMMENDATIONS** That the Cabinet Member approves:

7.1 The commercial waste disposal recharge rate for 2013/14 at £111.49 per tonne which includes a 2% administration charge and the withdrawal of the Landfill Allowance Trading Scheme surcharge.

7.2 The abandoned vehicle rate at £35.25 per vehicle for 2013/14, in accordance with the Agency Agreement.

7.3 The recycling credit rate for 2013/14 at £48.82 per tonne.

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- 7.4 The excess mileage payment for 2013/14 at £0.85 pence per tonne, per mile.

Mike Ashworth
Acting Strategic Director – Environmental Services