



**BARRY KEEL**  
Chief Executive  
Floor 1 - Civic Centre  
Plymouth  
PL1 2AA

[www.plymouth.gov.uk/democracy](http://www.plymouth.gov.uk/democracy)  
[www.swdwp.co.uk](http://www.swdwp.co.uk)

Date 17/01/12 Telephone Enquiries 01752 307990 Fax 01752 304819  
Please ask for Ross Johnston, Democratic Support Officer e-mail [ross.johnston@plymouth.gov.uk](mailto:ross.johnston@plymouth.gov.uk)

## **SOUTH WEST DEVON WASTE PARTNERSHIP**

**DATE: THURSDAY 26 JANUARY 2012**  
**TIME: 10AM**  
**PLACE: DEVON COUNTY HALL, EXETER**

### **Members –**

Councillor Michael Leaves, Chair  
Councillor Croad, Vice Chair  
Councillors Ball, Hart, Thomas and Tyerman.

### **Observers –**

Councillors Black, Doggett and Vincent.

*Members are invited to attend the above meeting to consider the items of business overleaf*

**BARRY KEEL**  
CHIEF EXECUTIVE

## **SOUTH WEST DEVON WASTE PARTNERSHIP**

### **1. INTRODUCTIONS AND APOLOGIES**

To introduce attendees and receive apologies for non-attendance submitted by Members.

### **2. DECLARATIONS OF INTEREST**

Members will be asked to make any declarations of interest in respect of items on this agenda.

### **3. MINUTES (Pages 1 - 6)**

To sign and confirm as a correct record the minutes of the meeting held on 27 October 2011.

### **4. CHAIR'S URGENT BUSINESS**

To receive reports on business which, in the opinion of the Chair, should be brought forward for urgent consideration.

### **5. PROJECT UPDATE**

Members will receive a verbal update on the project from Mark Turner, Project Director.

### **6. OVERVIEW OF PROJECT COMMUNICATIONS (Pages 7 - 8)**

Members to receive a report on communication activity from October 2011 to January 2012 from Liz Waugh (Coast Communications).

### **7. SWDWP ONGOING WORKSTREAMS AND ACTIVITIES (Pages 9 - 10)**

Members will receive and review a list of ongoing project workstreams and activities from Martin Pollard, Project Manager.

### **8. PROJECT PROGRAMME AND NEXT STEPS (Pages 11 - 12)**

Members will receive a presentation recapping the project programme and process to date, and an outline project programme looking forward from Mark Turner, Project Director.

### **9. DATE AND LOCATION OF NEXT MEETING**

The next meeting is scheduled for 26 April 2012 in Torbay at 10am at a venue to be confirmed.

## **10. EXEMPT BUSINESS**

To consider passing a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the following item(s) of business on the grounds that it (they) involve the likely disclosure of exempt information as defined in paragraph(s) of Part I of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

### **PART II (PRIVATE MEETING)**

#### **AGENDA**

#### **MEMBERS OF THE PUBLIC TO NOTE**

that under the law, the committee is entitled to consider certain items in private. Members of the public will be asked to leave the meeting when such items are discussed.

Nil.

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## South West Devon Waste Partnership

Thursday 27 October 2011

### PRESENT:

Councillor Michael Leaves, in the Chair.  
Councillor Croad, Vice Chair.  
Councillors Bowyer and Thomas.

Observer Members: Councillors Black and Vincent.

Apologies for absence: Councillors Doggett, Hart and Tyerman.

Also in attendance: Barry Keel – Chair of Project Executive, Mark Turner – Project Director, Martin Pollard – Project Manager, Anthony Payne – Director for Development and Regeneration (Plymouth City Council), Ben Jennings – County Waste Manager (Devon County Council), Ian Harrison – Deputy Executive Director of Environment and Culture (Devon County Council), Sally Farley – Service Manager (Torbay Council), Liz Waugh – Communications Consultant, Jenni Doudoulakis – PFI Co-ordinator and Ross Johnston – Democratic Support Officer.

The meeting started at 10.00 am and finished at 11.20 am.

*Note: At a future meeting, the committee will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.*

### 11. **DECLARATIONS OF INTEREST**

There were no declarations of interest.

### 12. **MINUTES**

Agreed that the minutes of the meeting of the South West Devon Waste Partnership Joint Committee held on Thursday 28 July 2011 are confirmed as a correct record.

### 13. **CHAIR'S URGENT BUSINESS**

There were no items of Chair's Urgent business.

### 14. **PROJECT UPDATE**

The Partnership received a verbal project update from Mark Turner, Project Director. Members were informed that since the last Committee in July –

- (a) the project team continued to focus on assisting MVV with their planning and environmental permit applications;

- (b) with regard to the planning application MVV had submitted a response to the Planning Authority in September 2011 following a request for further information under regulation 19 and this has been subject to additional formal consultation through planners;
- (c) MMV had commenced negotiations with local planners over detailed S106 requirements; these would be formalised before the planning application was heard at Planning Committee;
- (d) the Planning Committee was scheduled to hear MVV's planning application on 22 December 2011;
- (e) with regard to the permit application MVV had recently responded to the Environment Agency following a request for further information under Schedule 5;
- (f) MVV had progressed with their detailed facility design work which was being appraised by the Partnership project team;
- (g) MVV had their planning application for test piling at the site approved;
- (h) Waste collection managers in the three Devon District Councils who will contribute waste to the new facility had been briefed on the project and discussions had started regarding the future changes required. Dialogue with these authorities would continue until transition from current to new arrangements.

15. **OVERVIEW OF PROJECT COMMUNICATIONS**

Liz Waugh, the Partnership's Communication Consultant and Mark Turner, Project Director, presented a Community Engagement Report providing an update on recent and upcoming communication activity. Members were informed that –

- (a) since the last meeting opposition activities had increased with regard to the Buckfastleigh site with adverts being placed in a local newspaper. The adverts had been referred to the Advertising Standards Authority by MVV;
- (b) key communication activities since July had included –
  - ongoing engagement with the Incinerator Liaison Committee (ILC);
  - a trip organised for members of the ILC to visit a Combined Heat and Power (CHP) plant in Sheffield managed by Veolia Environmental Services;
  - a presentation to Devon and Cornwall Business Council;

- a presentation to Team Plymouth;
  - an all Councillor briefing;
  - a MPs briefing;
- (c) it was proposed that the Partnership would brief all councillors, in either one all councillor briefing at the three individual councils' or in individual political group briefings. This was viewed as an important next step with the aim of these briefings to demonstrate the progress of the project and what the potential implications for the project were moving forward;
- (d) the extensive media coverage on the recent High Court decision to overturn planning permission for Cornwall's waste incinerator proposed for St. Dennis, Cornwall, had provided useful learning for the Partnership.

Members commented that they fully supported the proposal for councillors' briefings and commented that the next couple of months were vital in terms of communication activity and the Partnership should proactively communicate and promote the positive facts and benefits of the proposed MVV solution. Project officers would consider how this could be taken forward.

16. **MVV's ENERGY FROM WASTE SOLUTION - RECAP OF ASSOCIATED BENEFITS, COMMITMENTS AND FINANCIAL INFORMATION**

Mark Turner, Project Director, gave a presentation providing a recap and overview of the SWDWP's residual waste solution and the associated benefits, commitments and financial information of the proposed development. Members were informed that –

- (a) the Partnership had been working together now for over four years with a minimum of a further 28 years still contracted;
- (b) the Partnership began with a common goal, which was 'to secure a timely economic, reliable and proven solution to divert the Partnership's residual waste from landfill with reduced carbon impact including Combined Heat and Power (CHP) if possible' and it was recognised that to deliver this goal would require significant political commitment and leadership;
- (c) as a result of the three authorities joining together, the partnership had generated a greater market interest, benefited from an economy of scale, shared cost and expertise and had secured a significant financial PFI grant from the Department for Environment, Food and Rural Affairs (DEFRA);
- (d) at the initial stages of procurement nine international companies expressed an interest in the project with eight submitting a solution;

- (e) the Partnership's preferred solution was by MVV Umwelt, this solution presented a number of significant economic and environmental benefits by delivering a solution partnering with the MoD and Babcock Marine; this potential solution and wider public/private sector partnership had helped the SWDWP to retain the PFI credit support from DEFRA;
- (f) due to the solution proposed by MVV, the economic advantages of selling heat and power to MoD and Babcock Marine had helped the three authorities to jointly realise savings of £389m against the estimated cost originally projected, this saving combined with the £177m PFI Credits had realised a total financial benefit of £566m for the SWDWP;
- (g) if the MVV solution was delayed against the project programme the financial impact on the three authorities was estimated as follows:
  - a three month delay equalled an estimated cost of £1.1m;
  - a six month delay equalled an estimated cost of £3.9m;
  - a two year delay equalled an estimated cost of £27.3m;
- (h) failure to deliver the MVV solution was estimated to have a financial impact on the three authorities of £285m as well as an additional impact on the future cost effectiveness to the MoD and Babcock Marine;
- (i) the environmental benefits of MVV's solution included a guaranteed diversion of 97 per cent of waste from landfill which contributes to a net carbon footprint reduction of around 74,000 tonnes per year (approx 5 per cent of Plymouth's carbon footprint) along with a reduction of emissions in Devonport Dockyard by MVV's facility providing electricity and heat directly to the MoD and Babcock Marine;
- (j) other benefits of the MVV solution included –
  - a local waste disposal option for commercial and industrial waste;
  - the potential to expand the distribution of heat to a wider network outside of the dockyard;
  - local economic benefits through construction and business opportunities;
  - developments to the local area through Section 106 agreements included in the planning application;



- (i) moving forward the Partnership and MVV faced some significant challenges, most notably securing planning approval and an Environmental Permit as well as improving public perceptions through gaining their acceptance and understanding.

17. **PROJECT PROGRAMME AND NEXT STEPS**

Mark Turner, Project Director presented the latest project programme and informed members that the programme was still on schedule for operational commencement in late 2014.

Members noted the project programme.

18. **DATE AND LOCATION OF NEXT MEETING**

Agreed that the next meeting will be held on Thursday 26 January 2012 at Devon County Council at a venue to be confirmed.

19. **EXEMPT BUSINESS**

Agreed that, under Section 100(A)(4) of the Local Government Act, 1972, the press and public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

20. **MVV's ENERGY FROM WASTE SOLUTION - RECAP OF ASSOCIATED BENEFITS, COMMITMENTS AND FINANCIAL INFORMATION**

Martin Pollard, Project Manager, gave a presentation providing an overview of some of the commercially sensitive aspects of the SWDWP's residual waste solution contract.

21. **BEN JENNINGS RETIREMENT**

The Chair thanked Ben Jennings, County Waste Manager, Devon County Council, for all his commitment and hard work to the SWDWP and wished him well in his future retirement.

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## **South West Devon Waste Partnership**

### **Communications and Community Engagement Report** **October 2011 to January 2012**

MVV Environment's solution proposes a 245,000 tonne per annum capacity energy from waste facility located in North Yard, HM Naval Base Devonport, which is in the Weston Mill area of the Naval Base bordering Blackies Wood. The facility will be a combined heat and power plant providing environmentally sustainable electrical energy and heat to HM Naval Base Devonport.

The MVV planning application, submitted to the Plymouth City Council Planning department in May 2011, successfully gained approval in December 2011. A draft permit was also issued by the Environment Agency in December 2011.

The project is programmed to begin construction of the plant in 2012. Provided the Environmental Permit is issued as scheduled, operations will commence in late 2014.

This report provides a summary of project related communication activities and written queries made between 18 October 2011 and 16 January 2012.

#### **1. Communication activities**

The **Incinerator Liaison Committee (ILC)** was set up in March 2011 and meetings have continued, attended by representatives from SWDWP, MVV, the Ministry of Defence and the Environment Agency. The committee visited Plymouth's Materials Recycling Facility, Household Waste Recycling Centre and the Refuse Transfer Station at Chelson Meadow in October. The site manager took the committee around the facilities explaining how the recycling sorting system works and how negative pressure is used in the transfer station to help control any unpleasant odors.

All Councillor groups were offered briefings by the South West Devon Waste Partnership, as discussed in the last committee meeting, either in their individual groups or as a whole. The following briefings on the project took place:

14 November - **Plymouth Conservative group briefing, Council House Plymouth**

28 November – **Plymouth Labour group briefing, Council House Plymouth**

07 December - **Devon all Councillor briefing, Larkbeare House Exeter**

13 December - **Torbay all Councillor briefing, Town Hall Torquay**

09 and 16 December – **MP briefings**. All local Devon and SE Cornwall MPs were invited to an update briefing on the project in the Council House in Plymouth: Alison Sebeck and Gary Streeter attended. The Partnership offered this briefing to the MPs as an opportunity to air any questions regarding the project.

#### **2 Summary of written queries received**

Nine written enquiries have been specifically received by or referred to the partnership. The main concerns are around emissions, traffic, cost of the solution, the democratic process, ash

produced and visual impact. The partnership has responded to the all written queries received.

### **3. Media Enquiries and Liaison**

Over the last 3 months, enquiries have received from various sources: Plymouth Herald, Heart Radio, BBC Spotlight, Radio Devon and ITV as well as trade and industry publications.

Coverage in November focused on the erection of a crane on site indicating the building and stack height for the planning committee visit. After irregularities were noted between the photo montages, this generated additional enquiries and coverage, followed by a second site visit prior to the planning committee.

An article produced in conjunction with Tony Norton, Director of the Centre for Energy and the Environment, highlighting the carbon benefits of Energy from Waste was featured in the Western Morning News in December 2011.

A piece focusing on the suitability of the technology and relevance of other forms of waste treatment was published in the Herald, after a specific briefing.

Further coverage was created after claims that the anaerobic digestion plant at Langage was a suitable treatment alternative for partnership's waste; advanced briefings ensured that the editorial reflected the inappropriateness of these suggestions for the partnership's residual waste.

Finally, in December there has been extensive coverage of the planning committee preparations and decision. All broadcast and local media were in attendance, with further interest by trade and industry press.

Briefings have been made informally on an ongoing basis with key journalists, editors and planning desks to ensure up to date and accurate information is available. In the main, this has resulted in a balanced and informative approach being taken by the local media and editors.



**South West Devon Waste Partnership**  
**Outline of Project Team, roles and key activities for 2011/12 and**  
**2012/13 For information – 10<sup>th</sup> January 2012**

**1. Envisaged work activities 2012 onwards to include:**

- (i) Ongoing Project and Contract management, monitoring and reporting for Partnership
- (ii) Management and administration of MVV/ SWDWP contract and interface
- (iii) Reviewing Contract deliverables such as design data and method statements
- (iv) Preparation of Contract Manual for managing contract
- (v) Designing Contract Management function and systems for operational interface
- (vi) Ongoing engagement with Defra WIDP programme
- (vii) Planning and permitting application and communications support
- (viii) Review and agreement of funding options for additional S106 and Architectural Enhancement costs
- (ix) Preparation of Financial Allocation Mechanism (FAM) between Partner Councils
- (x) Preparing IFRS Accountancy Treatment for Partner Councils
- (xi) Assisting with MTFP budget provision with Partner Councils
- (xii) Monitoring of waste flows and performance of WDA and WCAs against FBC and Contract requirements
- (xiii) Linking with South Hams, West Devon and Teignbridge Districts and Partner Council Disposal service areas to design and manage future contract transition and interface
- (xiv) Review of current disposal contracts and assist with contract negotiations to manage future contract transition and interface
- (xv) Refreshing procurement advisors' appointments for ad-hoc call-off support
- (xvi) Ongoing communications with external and internal stakeholders
- (xvii) Project assurance and compliance auditing

**2. Updated Project Team and roles**

<b>Name</b>	<b>Role</b>	<b>Key areas of responsibility</b>	<b>Envisaged time input for 2012/13 (estimate for 2011/12)</b>
Mark Turner	Project Director	Partnership, Defra and PCC interface, internal and external communications, and Defra and stakeholder engagement	25% (50%) FTE or as required
Martin Pollard	Project Manager	Authority's Representative under the Contract, daily Contract Management and interface with MVV and site development	50% (100%) FTE
Rachel Galbraith &	Project Co-ordinator	Project administration and communications	100% FTE

Name	Role	Key areas of responsibility	Envisaged time input for 2012/13 (estimate for 2011/12)
Jenni Doudoulakis			
Barry Ashbee	Internal advisory	Environmental Permit application interface and site development	As reqd envisaged up to 100% (0%) FTE
Chris Randall	Internal Financial lead	Financial systems and budgetary interface	As reqd envisaged 10% (20%) FTE
Jac Houslander	Internal Planning lead	Planning advisory and application interface	As reqd (25% FTE)
Wendy Barratt	Devon Interface	Devon County Council interface	As reqd
Adrian Middlewick	Internal Technical lead	Technical aspects of MVV's solution	As reqd envisaged 10% (10%) FTE
Alwyn Thomas	Internal Legal lead	Legal aspects of contract management and Partnership governance	As reqd
Sally Farley	Internal Environment lead	Environmental considerations and TC interface	As reqd if working for SWDWP
Mike Carroll	Partnership data collator and modelling	Partner transport and waste modelling data and PCC interface	As reqd if working for SWDWP
Dominic Measures	South Devon Internal Audit	Project audit and probity assurance	As reqd envisaged 10% (10%) FTE



**South West Devon Waste Partnership**  
**Outline Project Programme (post procurement) – 16<sup>th</sup> January 2012**

<b>Milestone</b>	<b>FBC Programme Feb 2011</b>	<b>Current agreed/ <i>anticipated</i> programme</b>	<b>Status</b>	<b>Comments</b>
<b>Finalise Contract</b>	Mar 2011	<b>Mar 2011</b>	<b>Completed Mar 11</b>	Finalise Contract for award
<b>Defra Approve FBC</b>	Feb 2011	<b>Mar 2011</b>	<b>Completed 25 Mar 2011</b>	Defra FBC process & approval
<b>Contract Award and Final Close</b>	Mar 2011	<b>Mar 2011</b>	<b>Completed 25 Mar 2011</b>	25 <sup>th</sup> March 2011
<b>MVV Submit Planning application</b>	Mar 2011	<b>15<sup>th</sup> April 2011</b>	<b>Completed May 10 2011</b>	Slight delay due to MVV finalisation of planning application
<b>MVV Submit Environmental Permit application</b>	Mar 2011	<b>20<sup>th</sup> April 2011</b>	<b>Completed June 6 2011</b>	Slight delay due to MVV finalisation of permit application
<b>Planning Application Approval</b>	Jan 2012	<b>Jan 2012</b>	<b><i>Awaiting Planning Decision Document</i></b>	The application was approved by Planning Committee on 22 <sup>nd</sup> December 2011 - formal decision document awaited
<b>Planning JR period</b>	N/A	<b>April 2012</b>		JR period expiry is linked to formal planning decision dates
<b>Main Construction Start on Site</b>	Apr 2012	<b>27<sup>th</sup> April 2012</b>		Subject to planning approval, although advanced site preparation work may commence earlier
<b>Environmental Permit Application Approval</b>	Mar 2012	<b>Mid 2012</b>	<b><i>Draft Permit issued for Consultation 13<sup>th</sup> Dec 2011</i></b>	Permit not required until plant becomes operational hence not on critical path
<b>Start of Hot Commissioning</b>	Aug 2014	<b>15<sup>th</sup> Sept 2012</b>		MVV are anticipating receiving 100% of SWDWP waste soon after hot commissioning date
<b>Operational Service</b>	Nov 2014	<b>25<sup>th</sup> Nov 2014</b>		2014 operational date subject to receiving planning approval

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