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16 April 2013

SOUTH WEST DEVON WASTE PARTNERSHIP

Thursday 25 April 2013
10am
Board Room, Town Hall, Torbay

Members:

Councillor Croad, Chair
Councillor Thomas, Vice Chair
Councillors Coker, Hart, Tyerman and Vincent.

Observer Members:

Councillors Doggett and Michael Leaves.

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

Tracey Lee
Chief Executive

SOUTH WEST DEVON WASTE PARTNERSHIP

AGENDA PART I - PUBLIC MEETING

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 - 4)

To sign and confirm as a correct record the minutes of the meeting held on 24 January 2013.

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 an update on the project from Mark Turner, Project Director.

6. OVERVIEW OF PROJECT COMMUNICATIONS

Members to receive a verbal update from Liz Waugh on communication activity from January 2013 to April 2013.

7. UPDATE OF MVV CONSTRUCTION PROGRAMME AND SITE ACTIVITIES

Members will receive a presentation summarising MVV's construction progress and site activities from Mark Turner, Project Director.

8. UPDATE OF SWDWP PROJECT PROGRAMME (Pages 5 - 6)

Members will receive a Project Programme from Mark Turner, Project Director.

9. FREQUENCY AND FORMAT OF FUTURE MEETINGS

Members to discuss the proposal to change the frequency and format of meeting.

10. DATE AND LOCATION OF NEXT MEETING

The next meeting is scheduled for 25 July 2013 at 10am at Plymouth City Council.

11. 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 24 January 2013****PRESENT:**

Councillor Croad, in the Chair.
Councillor Thomas, Vice Chair.
Councillors Coker, Tyerman and Vincent.

Observer members: Councillor Michael Leaves and Doggett.

Apologies for absence: Councillors Hart.

Also in attendance: Tracey Lee – Chief Executive (Plymouth City Council), Anthony Payne – Director for Place (Plymouth City Council), Charles Uzzell – Environmental Commissioner (Torbay Council), David Whitton – Head of Capital Development and Waste Management (Devon County Council), Mark Turner – Project Director, Sally Farley – Service Manager (Torbay Council), Liz Waugh – Communications Consultant, Rachel Galbraith – PFI Co-ordinator and Amelia Boulter – Democratic Support Officer.

The meeting started at 10.05 am and finished at 11.10 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.

23. DECLARATIONS OF INTEREST

There were no declarations of interest.

24. MINUTES

Agreed that the minutes of the meeting of the South West Devon Waste Partnership Joint Committee held on Monday 19 November 2012 are confirmed as a correct record.

25. CHAIR'S URGENT BUSINESS

There were no items of chair's urgent business.

26. PROJECT UPDATE

Mark Turner, Project Director gave a project update. Members were informed that –

- (a) piling continues on site although the poor weather conditions had presented some challenges but had not affected the programme unduly;

- (b) landscaping had started in some areas and would form part of a greater scheme;
- (c) outside of main construction, it was reported that the design process was on-going to refine the technology to optimise efficiency of the plant as far as possible;
- (d) the IT interface and reporting mechanisms between MVV and SWDWP were being developed;
- (e) MVV were continuing to develop their ideas on community engagement and were working closely with the partnership to ensure an effective working relationship;
- (f) a Financial Allocation Mechanism (FAM) was being developed by the Partnership and a report would come to a subsequent meeting for information and approval.

In response to members questions it was reported that the North Yard Community Trust was being set up and initially administered through the Plymouth City Council's Planning Department. Members had been appointed but it's believed they have not yet met formally. Request to receive an update on this Trust at subsequent meetings.

Agreed that –

1. a report on the Financial Allocation Mechanism to be presented to Members at a subsequent meeting.
2. Members receive an update on the North Yard Community Trust at the next meeting.

27. **OVERVIEW OF PROJECT COMMUNICATIONS**

Liz Waugh, the Partnership's Communication Consultant gave a verbal update on recent and upcoming communication activity. Members were informed that –

- (a) no letters had been received since the last meeting by the partnership and there had been very little media coverage on the project;
- (b) MVV continue to focus on listening and working alongside the community and developing their stakeholder strategy. It was useful to have members of the public present at the partnership meeting today;
- (c) MVV were working closely with the City College to address concerns on the skills agenda;
- (d) the Incinerator Liaison Committee is on-going although membership is currently low.

28. **UPDATE OF MVV CONSTRUCTION PROGRAMME AND SITE ACTIVITIES**

Mark Turner, Project Director, gave a presentation providing an update on MVV's construction programme and site activities. Members were informed that -

- (a) piling work was progressing although there were challenges due to underground obstructions. This has created an increase in noise levels which MVV were trying to mitigate. MVV were hoping to finish the piling work at the end of January before moving onto the next stage of works;
- (b) a 60 metre high tower crane was recently erected for work to be undertaken above the ground;
- (c) there were no planning contraventions in December, however, in January MVV had again exceeded the agreed work hours this week. This was due to a mechanical failure with one of the rigs. To date there's been 3 contraventions for noise and 6 contraventions for exceeding work hours since March 2012. MVV have now agreed to increase the noise monitoring frequency to weekly from bi-weekly;
- (d) MVV were continuing their appeal against Devon County Council's planning refusal at Whitecleave Quarry for the disposal of bottom ash.

In response to members questions it was reported that -

- (e) MVV's noise monitoring requirements are already very tight and a Noise Monitoring Steering Group with MVV and specialists from EA, and PCC planners met regularly and meetings were minuted and sent to the PCC Planning Committee;
- (f) MVV were using mobile acoustic screens to defuse the noise. The Project Director would speak to MVV on how the screens work;
- (g) noise from site would continue after completion of the piling work although the noise type would change. The noise would continue throughout construction but should improve when the building cladding was in place as this would provide a natural shield. MVV have rescheduled works to ensure the elevation to the residential side will be in place first to act as a noise barrier;
- (h) various Partnership and Plymouth City Councillors had been invited to visit the site and it was requested that MVV be asked whether the invitation could be extended to other Councillors.

Agreed that –

1. the Project Manager to have discussions with MVV on the acoustic screens used to defuse noise and report back to the partnership at the next meeting;
2. the Noise Monitoring Steering Group minutes to be sent to Councillor Coker; and
3. more information about noise monitoring and the applicable standards be presented at the next meeting.

29. **UPDATE OF SWDWP PROJECT PROGRAMME**

Mark Turner, Project Director, presented the latest Project Programme and informed members that there were no changes since the last meeting apart from the possible impact of the adverse weather.

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

Agreed that the meeting will be held on Thursday 25 April 2013 at 10am at Torbay Council.

31. **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 I of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

32. **SOUTH WEST DEVON WASTE PARTNERSHIP - JOINT WORKING AGREEMENT AND CONTRACT**

Mark Turner, Project Director gave members an overview on the joint working agreement and contract in response to a question raised at the November meeting.



South West Devon Waste Partnership
Outline Project Programme (post procurement) – 11th April 2013

Milestone	FBC Programme @ Feb 2011	Current agreed/ anticipated programme	Status	Comments
Finalise Contract	Mar 2011	Mar 2011	Completed Mar 11	Finalise Contract for award
Defra Approve FBC	Feb 2011	Mar 2011	Completed 25 Mar 2011	Defra FBC process & approval
Contract Award and Final Close	Mar 2011	Mar 2011	Completed 25 Mar 2011	25 th March 2011
MVV Submit Planning application	Mar 2011	15th April 2011	Completed May 10 2011	Slight delay due to MVV finalisation of planning application
MVV Submit Environmental Permit application	Mar 2011	20th April 2011	Completed June 6 2011	Slight delay due to MVV finalisation of permit application
Planning Application Approval	Jan 2012	Jan 2012	Completed 3rd February 2012	The application was approved by Planning Committee on 22 nd December 2011 - decision document issued 3 rd Feb 2012
Planning Judicial Review (JR) period	N/A	3rd May 2012	Completed	A JR challenge application was received on 19 th March 2012 and was dismissed on 29 th June 2012. The period for lodging any JR expired 3 months after formal planning decision issued.
Main Construction Start on Site	Apr 2012	8th August 2012	Completed Main works started 15th August 2012	Main Works started behind MVVs original programme due to time taken to discharge all necessary planning conditions and following pre-works which commenced on 26 th March 2012. MVV believe they can recover lost time
Environmental Permit Application Approval	Mar 2012	Mid 2012	Complete Permit issued 6th March 2012	Permit not required until plant becomes operational hence not on critical path
Start of Hot Commissioning	Aug 2014	10th Nov 2014	MVV anticipate 6 week delay to Contract Programme due to late start on site and adverse weather.	Actual date will be subject to completion of construction on site. MVV are anticipating receiving 100% of SWDWP waste
Operational Service	Nov 2014	7th Jan 2015	MVV anticipate 6 week delay to Contract Programme due to late start on site and adverse weather.	Actual operational date subject to completion of construction on site and hot commissioning.

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