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SOUTH WEST DEVON WASTE PARTNERSHIP

Thursday 24 April 2014
10 am
Warspite Room, Council House, Plymouth

Members:

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

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

1. APOLOGIES

To 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 24 October 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 a verbal project update from Mark Turner, Project Director.

6. UPDATE OF MVV CONSTRUCTION PROGRAMME AND SITE ACTIVITIES

Members will receive a presentation summarising MVV's construction progress and site activities from Martin Pollard, Project Manager.

7. OVERVIEW OF PROJECT COMMUNICATIONS

Members will receive an update from Liz Waugh on communication activity from October 2013 – April 2014.

8. UPDATE OF SWDWP PROJECT PROGRAMME (Pages 7 - 8)

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

9. COMMUNITY LIAISON PRESENTATION

MVV's Community Liaison Manager, Jane Ford will update Members on communication and liaison activities.

10. INCINERATOR BOTTOM ASH

Members will receive a presentation on Incinerator Bottom Ash (IBA) by Paul Carey (MVV).

11. DATE AND LOCATION OF NEXT MEETING

The next meeting is scheduled for 23 October 2014 in Torbay.

12. 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 3 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.

13. REVIEW OF COMMUNITY FUNDING PROVISION AT CONTRACT EXPIRY

Members will receive a presentation on the financial and legal position of extending any Community Fund payment after the 25 years should there be a contract extension.

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South West Devon Waste Partnership

Thursday 24 October 2013

PRESENT:

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

Observer Members: Councillors Doggett and Leaves.

Apologies for absence: Councillor Hart.

Also in attendance: Anthony Payne, Director for Place, David Whitton, Head of Capital Development and Waste Management (Devon County Council), Sally Farley, Service Manager (Torbay Council), Mark Turner, Project Director, Martin Pollard, Project Manager, Liz Waugh, Communications Consultant, Wendy Barratt, County Waste Manager (Devon County Council), Jenni Doudoulakis, PFI Co-ordinator, Ross Johnston and Lynn Young, Democratic Support Officers.

The meeting started at 10.00 am and finished at 11.00 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.

43. APPOINTMENT OF CHAIR AND VICE-CHAIR

Agreed that in accordance with the Joint Working Agreement Schedule C clause 4 –

- (1) Councillor David Thomas is appointed as Chair until the first meeting of the Joint Committee after the 1 May 2014;
- (2) Councillor Brian Vincent is appointed as Vice-Chair until the first meeting of the Joint Committee after the 1 May 2014.

Councillor Thomas, Chair thanked Councillor Croad, the outgoing Chair, for all his work during the previous 12 months.

44. DECLARATIONS OF INTEREST

There were no declarations of interest.

45. MINUTES

Agreed that the minutes of the meeting of the South West Devon Waste Partnership Joint Committee held on Thursday 25 April 2013 are confirmed as a correct record.

46. **CHAIR'S URGENT BUSINESS**

There were no items of Chair's Urgent Business.

47. **PROJECT UPDATE**

The Partnership received a Project Update report from Mark Turner, Project director. Members were informed that since the last Committee –

- (a) MVV had continued to progress with the design of the facility, which was being continually evolved and refined;
- (b) MVV were working with the Partnership to develop the waste delivery IT systems and procedures including electronic number plate recognition, which would facilitate a swift turnaround for SWDWP vehicles entering and leaving the site;
- (c) the detailed financial allocation mechanism between the partnership councils was being finalised;
- (d) the recruitment process for a partnership Contract Manager had now started, and it was hoped that the successful candidate would be in post for the New Year;
- (e) MVV operational staff were now being recruited. It was anticipated that there would be 33 operational staff and part of their training could include some time at an operational plant in Germany;
- (f) MVV continually monitored progress against the planning and permit conditions and provided a regular update to the partnership;
- (g) since April, MVV had four breaches of Planning conditions of exceeding the operating hours condition with the last one being on 3 July 2013;
- (h) in the period Jul 2013 – Sept 2013 seven public complaints had been received by MVV – the main areas of concern were noise and the distribution of information letters;
- (i) MVV had extended the area for their latest newsletter drop in September;

In response to members' questions it was reported that -

- (j) Jane Ford (Community Liaison Manager) responded to, or visited local residents who complained, as part of her role;
- (k) the partnership Contract Manager (when appointed) post was envisaged for the duration of the contract, and would be the partnership representative and interface with MVV.

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

Martin Pollard, Project Manager, gave a presentation providing an update on MVV's construction programme and site activities since May. Members were informed that since the last Committee –

- (a) MVV was holding to the re-sequenced programme and reported six week delay;
- (b) MVV had been granted permission to conduct non-destructive weld testing in the evening for the next 3 months. This permission has been granted with consideration to health and safety issues;
- (c) MVV were still considering their options following the Planning Inspector's recent decision to uphold Devon County Council's planning decision to refuse permission for an Incinerator Bottom Ash facility at Buckfastleigh;
- (d) MVV's future activities included –
 - commencement of exterior cladding to main buildings (from November);
 - completion of boiler installation;
 - completion of access bridge;
 - installation of crane in turbine hall;
 - commencement of water cycle lot;

49. **OVERVIEW OF PROJECT COMMUNICATIONS**

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

- (a) communication activity had been steady with 31 enquiries from the media since the last meeting, resulting in some positive and useful coverage. Subjects of enquiries included –
 - disposal of bottom ash;
 - progress of construction activities;
 - heavy lift of boilers and stack;
 - chimney stack;
 - surplus capacity of the plant and its implications for Plymouth;
- (b) site visits continued to be popular, with positive feedback being received. Recent visitors included – MOD, Concrete Society, University of Plymouth, Plymouth Old Society, City College and University of 3rd age;
- (c) the latest newsletter (issue 4) had been distributed and was now available on MVV's website. Approximately 2000 local households received the

newsletter;

- (d) MVV was continuing to work with and support the local community in various activities such as;
- Clean the Creek 2;
 - Barne Barton Music Festival;
 - Community drop-in sessions;
 - Sculpture competition (ongoing);
- (e) the Incinerator Liaison Committee (ILC) continued to meet and now had some new members, and included representatives on the Committee from Barne Barton, St Budeaux and Weston Mill;
- (f) the North Yard Community Trust (NYCT) had invited applications for funding from the monies received from MVV's S106 obligation payment. 22 applications (totalling £250k) had been received and were now being appraised, consisting of 8 requests for small grants (for projects under £1000) and 14 requests for general grants (for any projects over £1000);

In response to members' questions it was reported that –

- (g) as part of an agreed Planning condition MVV are required to provide a Community Fund to the North Yard Community Trust for 25 years (the length of the contract with MVV) although the facility may continue to operate after this period.

Agreed that in order for the Committee to fully understand the financial and legal position of extending any Community Fund payment after the 25 years should there be a contract extension, officers would submit a report to the partnership's next Committee meeting highlighting the key information and costings to enable members to consider and debate this issue effectively.

50. **UPDATE OF SWDWP PROJECT PROGRAMME**

Mark Turner, Project Director, presented the latest Project Programme and informed members that construction on site was continuing well. The start of Hot commissioning was estimated as November 2014, with operational service commencement estimated as January 2015.

Members noted the project programme.

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

Agreed that the next meeting will be held on Thursday 24 April 2014 at the Council House, Armada Way, Plymouth. There is an optional informal site visit for members on Thursday 23 January 2014.

52. **EXEMPT BUSINESS**

There were no items of exempt business.

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South West Devon Waste Partnership
Outline Project Programme (post procurement) – 24th April 2014

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	15 th April 2011	Completed May 10 2011	Slight delay due to MVV finalisation of planning application
MVV Submit Environmental Permit application	Mar 2011	20 th April 2011	Completed June 6 2011	Slight delay due to MVV finalisation of permit application
Planning Application Approval	Jan 2012	Jan 2012	Completed 3 rd 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	3 rd 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	8 th August 2012	Completed Main works started 15 th August 2012	Main Works started behind MVV's 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 6 th March 2012	Permit not required until plant becomes operational hence not on critical path
Start of Hot Commissioning	Aug 2014	6 th Nov 2014	MVV anticipate 6 week delay to original Contract Programme due to late start on site and adverse weather.	No additional delay but actual date subject to completion of construction and cold commissioning on site. MVV are anticipating receiving 100% of SWDWP waste
Operational Service	Nov 2014	7 th Jan 2015	MVV anticipate 6 week delay to Contract Programme due to late start on site and adverse weather.	No additional delay but actual operational date subject to completion of construction on site and hot commissioning tests.

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