

# EXECUTIVE DECISION

made by a Cabinet Member




## REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – ECC02 23/24

Decision	
1	<b>Title of decision:</b> Changes to Non-Household Waste Charges
2	<b>Decision maker:</b> Councillor Tom Briars-Delve (Cabinet Member for Environment and Climate Change)
3	<b>Report author and contact details:</b> Phil Rudin, phil.rudin@plymouth.gov.uk
4	<p><b>Decision to be taken:</b> To implement changes to fees and charges for non-household waste to make them compliant with the revised Controlled Waste Regulations.</p> <p>These changes will be to allow residents to dispose of DIY waste up to the new limits free of charge and to apply existing charges to any additional waste they want to deposit.</p>
5	<p>Reasons for decision:</p> <p>The Controlled Waste (England and Wales) (Amendment) (England) Regulations 2023 were laid before and approved by Parliament in November 2023. This means that some DIY waste will be treated as household waste if –</p> <ul style="list-style-type: none"> <li>• The waste is produced by householders whilst carrying out small-scale construction or demolition works at their home;</li> <li>• The waste does not arise from activities that generate income for the person who carried them out;</li> <li>• The waste is not produced on a regular basis and will limit visits to 4 visits per household over a 4 week period;</li> <li>• The volume of waste is no greater than two 50L rubble bags per visit.</li> </ul>
6	<p><b>Alternative options considered and rejected:</b></p> <p>1. Allow unlimited quantities of DIY type waste to be accepted at Chelson Meadow free of charge. This would increase waste volumes and disposal costs significantly and encourage trade waste abuse.</p> <p>2. Only allow residents to deposit waste up to the limits set in the new regulations. This option would limit opportunities for residents to dispose of DIY waste and may result in increased fly tipping.</p>

<b>7</b>	<b>Financial implications and risks:</b>			
	The service will be unable to achieve £44,000 of savings target identified in the 2023/24 budget. The impact of the change has already been accounted for in future budgets.			
<b>8</b>	<b>Is the decision a Key Decision?</b> (please contact <b>Democratic Support</b> for further advice)  Please type an X into the relevant boxes	<b>Yes</b>	<b>No</b>	<b>Per the Constitution, a key decision is one which:</b>
			x	in the case of <b>capital</b> projects and contract awards, results in a new commitment to spend and/or save in excess of <b>£3million</b> in total
			x	in the case of <b>revenue</b> projects when the decision involves entering into new commitments and/or making new savings in excess of <b>£1 million</b>
			x	is <b>significant</b> in terms of its effect on communities living or working in an area comprising <b>two or more</b> wards in the area of the local authority.
	<b>If yes, date of publication of the notice in the <b>Forward Plan of Key Decisions</b></b>	N/A		
<b>9</b>	<b>Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:</b>	The changes will impact the 2023/24 revenue budget but have been accounted for in 2024/25.		
<b>10</b>	<b>Please specify any direct environmental implications of the decision (carbon impact)</b>	There will be no direct environmental implications of the decision.		
<b>Urgent decisions</b>				
<b>11</b>	<b>Is the decision urgent and to be implemented immediately in the interests of the Council or the public?</b>	<b>Yes</b>		(If yes, please contact Democratic Support ( <a href="mailto:democraticsupport@plymouth.gov.uk">democraticsupport@plymouth.gov.uk</a> ) for advice)
		<b>No</b>	x	<b>(If no, go to section 13a)</b>
<b>12a</b>	<b>Reason for urgency:</b>			
<b>12b</b>	<b>Scrutiny Chair Signature:</b>		<b>Date</b>	
	<b>Scrutiny Committee name:</b>			

	<b>Print Name:</b>			
<b>Consultation</b>				
I3a	<b>Are any other Cabinet members' portfolios affected by the decision?</b>	<b>Yes</b>		
		<b>No</b>	<input checked="" type="checkbox"/>	<b>(If no go to section I4)</b>
I3b	<b>Which other Cabinet member's portfolio is affected by the decision?</b>			
I3c	<b>Date Cabinet member consulted</b>			
I4	<b>Has any Cabinet member declared a conflict of interest in relation to the decision?</b>	<b>Yes</b>		If yes, please discuss with the Monitoring Officer
		<b>No</b>	<input checked="" type="checkbox"/>	
I5	<b>Which Corporate Management Team member has been consulted?</b>	<b>Name</b>	Anthony Payne	
		<b>Job title</b>	Strategic Director for Place	
		<b>Date consulted</b>	14/12/2023	
<b>Sign-off</b>				
I6	<b>Sign off codes from the relevant departments consulted:</b>	<b>Democratic Support (mandatory)</b>	DS86 23/24	
		<b>Finance (mandatory)</b>	DJN.23.24.172	
		<b>Legal (mandatory)</b>	LS/00001312/4/AC/15/12/23.	
		<b>Human Resources (if applicable)</b>		
		<b>Corporate property (if applicable)</b>		
		<b>Procurement (if applicable)</b>		
<b>Appendices</b>				
I7	<b>Ref.</b>	<b>Title of appendix</b>		
	A	Briefing report for publication		
	B	Equalities Impact Assessment		

Confidential/exempt information								
18a	Do you need to include any confidential/exempt information?	Yes		If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below.  (Keep as much information as possible in the briefing report that will be in the public domain)				
		No	x					
		Exemption Paragraph Number						
		1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title:							
Background Papers								
19	Please list all unpublished, background papers relevant to the decision in the table below.  Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.							
Title of background paper(s)		Exemption Paragraph Number						
		1	2	3	4	5	6	7
Cabinet Member Signature								
20	I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act (2010) and those who do not. For further details please see the EIA attached.							
Signature					Date of decision		15/12/2023	
Print Name		Councillor Tom Briars-Delve (Cabinet Member for Environment and Climate Change)						