

REPORT TO THE EXECUTIVE



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PORTFOLIO	Environment
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Environmental Services Charging Policy

PURPOSE

1. To advise the Executive of recent clarification by DEFRA and Lancashire County Council regarding the collection of some types of waste known as Schedule 2 wastes that will affect the Council's waste collections service / obligations.
2. To seek approval for additional items to be added to the Environmental Services Charging Policy 2007.

RECOMMENDATION

3. That a charge be introduced for the collection of general waste from schools and educational establishments, charities, residential care homes, churches and places of worship and public meeting rooms.
4. That recycled material (paper & card) will continue to be collected from existing customers (education establishments) free of charge.

REASONS FOR RECOMMENDATION

5. A change in legislation reclassified waste from education establishments, charities and residential care homes to domestic household waste, however, local authorities across the County have interpreted this change differently. Recent clarification from DEFRA and LCC has confirmed that Burnley Borough Council have an obligation to collect waste from these premises if requested. At the moment the Council do not collect general waste from these establishments and have not had a request to do so.
6. The change in legislation allows a charge to be made to the customer in order to cover the collection costs associated with collecting the waste. The cost of disposal cannot be passed onto the customer.
7. To collect general waste from education establishments, charities and residential care homes free of charge will result in a significant growth in the Streetscene budget. The

current contract with Veolia ES does not include general waste collections from such establishments.

8. The new charges support and encourage waste minimisation and follow the producer pays principle. Recycling by schools will be encouraged through a free collection of paper and card.

SUMMARY OF KEY POINTS

9. The council must adhere to legislative requirements and so must implement Statutory Instrument 1992 No. 588 - The Controlled Waste Regulations 1992. This legislation details which waste stream should be classified as household waste. This legislation is broken up into 3 sections known as schedule 1, 2 and 3.
10. The legislation states that waste arising from the following establishments should be classified as schedule 2 household waste – for which a charge for collection can be made:
 - Schools, educational establishments
 - Charities
 - Residential Care Homes
 - Churches, places of worship
 - Public meeting rooms
11. DEFRA issued a guidance document in October 2007 due to mis-interpretation by local authorities of this legislation. Many local authorities had been treating waste from the establishments listed above as Trade Waste and making a charge for collection and disposal.
12. DEFRA's guidance states that waste arising from premises forming part of a school, university, other education establishments, hospital or nursing home is household waste falling within schedule 2; except clinical, construction or demolition waste arising from these premises.
13. DEFRA guidance also clarifies local authorities that collect waste from schedule 2 properties can make a charge for collection.
14. The current situation within Burnley is that our refuse contractor does not collect general waste from these establishments. These properties were previously classified as trade waste and collections ceased in May 2007 when all trade waste collections ceased. Education establishments receive a free paper and card collection, which is part of the contract that we have with Veolia ES.
15. In order to accommodate the additional collections within the refuse collection service, there would be additional costs from Veolia ES. The exact cost would depend upon the number of establishment requesting this service.
16. It is not anticipated that there will be a large demand from these establishments as they already have their own arrangements in place to have their waste collected. If there were a request, then any additional costs faced by the council would be passed onto the relevant establishment.

17. The exact cost of collection at this stage is hard to determine due to the unknown levels of demand. The price will be dependant upon the number of establishments requesting the service. The level of charging will be set in consultation with the Head of Finance, once the level of demand is apparent, under his existing delegation to determine new charges.

FINANCIAL IMPLICATIONS AND BUDGET PROVISION

18. Including the additional charges in the Environmental Services Charging Policy 2007 will not require growth to the Streetscene budget. The customers receiving the waste collection service will meet the additional costs the council would face.
19. Failure to implement a charging policy could have significant cost to the council. The number of customers requesting the service would determine the exact cost; however it is estimated that if all these properties requested a general waste collection service, the cost to the council would be in the region of £50,000 - £100,000 per annum and therefore this is not recommended.

POLICY IMPLICATIONS

20. The changes to the Environmental Service Charging Policy 2007 will encourage recycling, as recycling material will continue to be collected free of charge.

DETAILS OF CONSULTATION

- 19.

BACKGROUND PAPERS

20. Environmental Services Charging Policy 2007 at [Appendix 1](#).
22. The Controlled Waste Regulations 1992 .
23. DEFRA guidance on waste classification October 2007 .

FURTHER INFORMATION

PLEASE CONTACT:

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ALSO:

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