

REPORT TO: Executive Board
DATE: 3 September 2015
REPORTING OFFICER: Strategic Director Policy and Resources
PORTFOLIO: Physical Environment
SUBJECT: Management Board - Environmental Fund - Runcorn Energy from Waste
WARD(S) Borough-wide

1.0 PURPOSE OF THE REPORT

To propose the arrangements, and seek approval to, the creation of a Management Board to determine the utilisation of the annual lump sum payments made to the Council under the legal agreement in connection with the Runcorn Energy from Waste Plant.

2.0 RECOMMENDATION: That the Executive Board agrees to

- a) the creation of a Management Board**
- b) that the Management Board be constituted as follows :-**
 - **Executive Board Member Physical Environment,**
 - **Executive Board Member Resources; and**
 - **Chair – Environment and Urban Renewal PPB (or nominated substitute from the PPB)**
- c) that the Management Board determine how the lump sum payments shall be used by the Council, having due regard to the following :-**

to fund environmental matters as may be specified from time to time by the Council within the Borough of Halton for the benefit of its residents generally and which may include measures to improve public transport, highway network improvements, travel plan monitoring, waste recycling and wider community improvements such as landscaping and nature conservation measures

3.0 **SUPPORTING INFORMATION**

3.1 The Runcorn Energy From Waste plant was approved in September 2008. The Plant is subject to a legal agreement entered into under Section 106 of the Town and Country Planning Act 1990.

3.2 The legal agreement contains a schedule that the owner of the plant agrees to pay the Council an annual lump sum payment for every tonne of fuel received and processed.

3.3 The legal agreement states “that the lump sum payments shall be used by the Council to fund environmental matters as may be specified from time to time by the Council **within the Borough of Halton for the benefit of its residents generally** and which may include measures to improve public transport, highway network improvements, travel plan monitoring, waste recycling and wider community improvements such as landscaping and nature conservation measures.”

3.4 The legal agreement states “that the Council will convene a management board, which shall include three elected members, to be charged with the task of identifying environmental matters proposed within the Borough of Halton”.

The management board will be responsible for considering and approving funding requests made to it. Each request will be considered on its merits in accordance with the legal agreement. The decision of the management board will be majority vote.

Requests will be made on an appropriate pro-forma providing the necessary details. This form will then be sent to the Principal Officer Development Control who will report the requests to the board.

3.5 It is proposed to create a management board consisting of Executive Board Member Physical Environment, Executive Board Member Resources and Chair - Environment and Urban Renewal PPB (nominated substitute from the PPB).

4.0 **POLICY IMPLICATIONS**

4.1 There are no policy implications.

5.0 **FINANCIAL IMPLICATIONS**

5.1 The Council will receive an annual lump sum for every tonne of fuel received (£0.60 index linked total tonnage 850,000 tonnes)

6.0 **IMPLICATIONS FOR THE COUNCIL'S PRIORITIES**

6.1 **Children & Young People in Halton**

None.

6.2 **Employment, Learning and Skills in Halton**

None.

6.3 **A Healthy Halton**

None.

6.4 **A Safer Halton**

None.

6.5 **Halton's Urban Renewal**

None

7.0 **RISK ANALYSIS**

7.1 The management board needs to be created to comply with the legal obligations contained within the legal agreement.

8.0 **EQUALITY AND DIVERSITY ISSUES**

8.1 None.

9.0 **LIST OF BACKGROUND PAPERS UNDER SECTION 100D OF THE LOCAL GOVERNMENT ACT 1972**

9.1	Document	Place of Inspection	Contact Officer
	Legal agreement	Municipal Building Widnes	Andrew Plant Principal Officer Development Control