

COUNCILLORS BRIEFING NOTE No.352

Service Area: Waste Management **Further Enquiries to:** Karina Ellaway
Date Prepared: 27 April 2018 **Direct Line:** 07776 230910

Termination of free of charge waste collection services from halls, meeting rooms or social clubs

Background

The council is currently collecting waste and recycling from a number of premises such as halls, meeting rooms or social clubs, free of charge. Organisations that are receiving this service could have been charged for their waste and recycling services in accordance with Controlled Waste Regulations 2012 but up to now no charges have been applied.

The powers to charge for collection of waste from these premises, halls, meeting rooms or social clubs are set out in the Controlled Waste Regulations 2012 and the charge is dependent on the use of the premises. If a premise is used wholly or mainly for public meetings a charge for the collection of waste and recycling produced would be applied and if the premises are occupied by a club, society or any association of persons in which activities are conducted for the benefit of the members a charge for the collection and disposal of waste and recycling would be applied.

Following the award of the household waste and recycling contract to Hills Waste Solutions the council will cease direct collections from these premises with effect from 29 July 2018. Letters will be sent to notify those responsible for the premises of the termination of services and to advise that they will need to put arrangements in place with a private contractor for their future waste and recycling collections. Should they choose to ask the council to arrange for their collection services to continue, these services would be procured under the contract with Hills Waste Solutions and the council would invoice the organisation for the costs incurred, and also add the reasonable costs of the council in making these arrangements. In situations where the premise is used mainly or wholly for public meetings a charge for collection only, plus the council's reasonable costs, would be applied. However, where a hall is also made available on a "hire and reward" basis, i.e. for social clubs and events, the waste generated from these activities would be deemed as being commercial in nature. As a consequence the waste would attract both a collection, and a disposal charge, plus the reasonable costs of the council in arranging this service.

Timescales and next steps

106 premises, halls, meeting rooms or social clubs, have been identified as currently receiving waste and recycling collections at no charge from the council. Of these, six appear to be used wholly or mainly for public meetings so would be charged for collection only. The remainder produce waste for which a charge for collection and disposal would be made.

By 27 April 2018 letters will have been sent to all premises to notify the occupiers of the termination of services and of the requirement for them to make alternative arrangements for waste and recycling collections post 29 July 2018. As a producer of controlled waste they shall continue to have a duty to ensure that adequate arrangements are put in place to contain the waste they produce, have it removed by a registered waste carrier, and ensure it is disposed of at an appropriate facility – this is known as the Waste Producers' "Duty of Care" and would typically be discharged by procuring the services of a licensed contractor or waste company.

The letters are being sent by 27 April 2018 to provide sufficient notice to the organisations which run such premises of the need to make alternative arrangements before 29 July 2018, and the council has offered to work with the occupiers of these premises to ensure they have suitable arrangements in place.

More information

If you require any further and more detailed information about the service please contact the officers below –

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