

<b>14 July 2011</b>	<b>ITEM 6</b>
<b>CLEANER, GREENER and SAFER OVERVIEW AND SCRUTINY COMMITTEE</b>	
<b>POLICY FOR THE REPLACEMENT OF WHEELED BINS</b>	
<b>Report of:</b> John Gilford – Waste and Recycling Manager	
<b>Wards and communities affected:</b> All	<b>Key Decision:</b> Non Key
<b>Accountable Head of Service:</b> Andrew Murphy – Head of Environment	
<b>Accountable Director:</b> Bill Newman – Director of Sustainable Communities	
<b>This report is</b> Public	
<b>Purpose of Report:</b> To seek the endorsement of Members to the introduction of a Policy for directly charging developers for new bins and residents for replacement bins.	

**1. RECOMMENDATIONS:**

- 1.1 That Members endorse the introduction of a policy for recovering costs from developers for new bins and residents for replacement bins.**

**2. INTRODUCTION AND BACKGROUND:**

- 2.1 The Council introduced a 3 bin system for the collection of kerbside household waste in 2009. The purchase and delivery of bins was carried out at no cost to residents, implementation of the scheme was fully funded by the Council.
- 2.2 Replacement of lost or damaged bins are currently funded by the Council. This represents an annual cost of £130,000.

**3. ISSUES AND/OR OPTIONS:**

- 3.1 The Environmental Protection Act 1990 makes provision under Section 46 for a Waste Authority to specify the number and type of receptacles for the collection of household waste.

- 3.2 Under S.46 the Council has introduced and operated the 3 bin kerbside waste collection system since September 2009.
- 3.3 The Environmental Protection Act does not place a requirement on the Council to fund either new bins or their replacement.
- 3.4 The Policy proposal attached as Appendix 1, proposes to introduce a charging system where
- a) developers of new and refurbished properties for residential use are required to fund the provision of new bins
  - b) householders are required to fund the replacement of existing bins where the bin has either been lost or damaged due to negligence or misuse by the householder
  - c) costs incurred by the Council in respect of either a) or b) will be recovered by the application of an administration fee.

Note: where developers elect to provide bins at their own expense, the administration fee will not be applicable.

#### **4. CONSULTATION (including Overview and Scrutiny, if applicable)**

- 4.1 Environment Portfolio Holder – July 2011

#### **5. IMPLICATIONS**

##### **5.1 Financial**

Implications verified by: **Michael Jones**  
Telephone and email: **01375 652772**  
**mxjones@thurrock.gov.uk**

A savings target was agreed as part of the 2011/12 base budget to recover additional income through the charging for bin replacement. Therefore this is already assumed as part of directorate's budgets and the introduction of the policy will count towards achieving the saving.

##### **5.2 Legal**

Implications verified by: **Alison Stuart**  
Telephone and email: **01375 652 040**  
**astuart@thurrock.gov.uk**

It is important that the policy is properly applied. There are no other legal implications.

##### **5.3 Diversity and Equality**

Implications verified by: **Samson DeAlyn**  
Telephone and email: **01375 652472**  
**sdealyn@thurrock.gov.uk**

The Equalities Act places a duty on the Council to have due regard to the principles of equality in all of its decision making processes.

The matters raised in this report aim to recover costs for the provision of replacement bins.

There are 3 principles with this recovery model.

The first principle is around cost recovery from developers of new and refurbished homes for sale.

The second principle is around Thurrock Council meeting costs for the replacement of bins lost or damaged by refuse collection activities.

There are no Equalities Implications arising from either of these 2 principles.

However, the 3<sup>rd</sup> principle relating to the recovery of costs from residents has some Implications, for example those relating to disabled residents and it has been recommended that the Corporate Diversity Manager attend the meeting to discuss these matters further with Members and to facilitate their discussion on the report presented.

**5.4 Other implications (where significant) – i.e. Section 17, Risk Assessment, Health Impact Assessment, Sustainability, IT, Environmental**

There are no other significant implications.

**6. CONCLUSION**

- 6.1 Approval of the Policy will enable the Council to recover costs for wheeled bins, either where new properties are built or where they are damaged or lost through misuse or negligence.

**BACKGROUND PAPERS USED IN PREPARING THIS REPORT:**

- There are no background papers used in the preparation of this report.

**APPENDICES TO THIS REPORT:**

- Appendix 1 – Policy for the Replacement of Wheeled Bins

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