

Name of meeting: Cabinet Meeting
Date: 21st September 2022
Title of report: Resources and Waste Strategy Delivery Update

Purpose of report: To request delegated authority to the Strategic Director for Environment and Climate Change to draw capital funding from the waste strategy reserve and associated revenue reserves for the delivery of the Waste Transformation Programme, for 2022/23 to 2024/25. This is to deliver projects associated with the Resources & Waste Strategy adopted by the Council in September 2021.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Yes All wards affected £2.97m of funding provisionally approved for the delivery of Resources and Waste Strategy projects.
Key Decision - Is it in the <u>Council's Forward Plan (key decisions and private reports)?</u>	Key Decision – Yes Private Report – No
The Decision - Is it eligible for call in by Scrutiny?	Yes A summary of this report was presented at the Economy and Neighbourhoods Scrutiny Panel on the 19 th July 2022
Date signed off by <u>Strategic Director</u> & name	Colin Parr Strategic Director for Environment & Climate Change 12 th September 2022
Is it also signed off by the Service Director for Finance?	Eamonn Croston Cabinet: 23 rd August 2022
Is it also signed off by the Service Director for Legal Governance and Commissioning?	Julie Muscroft Cabinet: 18 th August 2022
Cabinet member <u>portfolio</u>	Councillor Will Simpson – Culture and Greener Kirklees Councillor Naheed Mather - Environment Councillor Paul Davies - Corporate

Electoral wards affected: All

Ward councillors consulted: Economy and Neighbourhoods Scrutiny Panel. Culture and Greener Portfolio Briefing

Public or private: Public

Has GDPR been considered? Yes. No GDPR implications.

1. Summary

1.1 Following approval of the [Kirklees Resources and Waste Strategy](#) in September 2021, the service is continuing to make good progress in accordance with the agreed action plan. To enable delivery of a number of service improvements, a provisional capital allocation was agreed in the last budget proposal. The service has now completed sufficient planning to enable more clarity on the capital funding needed to deliver against agreed outcomes from the strategy. These outcomes and their delivery timescales are as follows as directly lifted from the agreed strategy:

i) Community Reward Scheme (Phase 2)	ongoing
ii) Reuse Shop in Huddersfield (Phase 2)	ongoing
iii) Improved Litter Bin Facilities	2022
iv) Glass Collection Trial	2022
v) Bulky Collections - Third Sector Reuse Partner	2023
vi) Depot Review: site surveys, etc.	2024

1.2 Each outcome is being delivered as a project and is explained in further detail throughout this report. Other Kirklees Resources & Waste Strategy projects scheduled for delivery in 2022, for example the Composter Subsidy Scheme are using existing funding streams.

2. Information required to take a decision

2.1 Community Reward Scheme

2.1.1 We will develop and introduce a community reward scheme between 2022 and 2026. We began in a small way in 2020 by offering a prize draw to those taking part in the Kirklees Resources and Waste Strategy survey. We plan to develop a scheme that gives back to our communities and helps enrich their local economy, environment and wellbeing whilst at the same time meeting the priorities of the Council to encourage our communities to reduce all types of waste and thereby to also lower the costs of disposing of waste.

2.1.2 The community reward scheme is in the development stage at present, with two themes that will be explored in detail leading to an options paper that will be produced for Service and Strategic Director approval in consultation with Portfolio Holders for Culture and Greener Kirklees, Environment and Corporate.

2.1.3 The community chest – This reward is based on the allocation of small grant funds for practical items or the provision of resources to support local waste minimisation initiatives. There are lots of communities that already take ownership of recycling and reuse and have set up fantastic groups and schemes. We would like to support these and inspire more communities to try out their waste minimisation ideas. For example, a community chest could add support to an existing initiative such as a cloth nappy lending library that needs extra resource to expand its reach and reduce the number of disposable nappies that are put into our grey bins; or help with the set up and equipment needed by the numerous and dedicated litter picking volunteers that help maintain the local woodlands, riversides and greenspaces. This would be a high profile and

celebrated reward/ award. The award process could be fun with community engagement and participation.

- 2.1.4 Incentive reward scheme – This type of reward has several options. For example, by randomly selecting a street from each ward and placing the addresses of those who have recycled perfectly into a blind prize draw, it could be a simple way to thank residents who engage in the kerbside recycling scheme, whilst at the same time raising awareness of recycling and encouraging people to participate. An incentive reward scheme could also be introduced as part of a larger, targeted campaign, for example to improve green bin contamination, to lower food waste, reduce contamination in communal recycling facilities or increase public support for the enforcement of environmental crimes such as fly-tipping. The reward given as part of a campaign would usually be for the community, not to individuals. It might be a sum of money to be put towards a community asset or a scheme that the community vote for. The reward scheme could be extended to include a way of thanking local groups or businesses for the work they do to improve their community environment.
- 2.1.5 We are currently looking into the lessons learned from the many other community reward schemes that have been run by other local authorities. We will ensure that we can make the reward scheme accessible to all ward communities and propose that as a minimum the funds allocated to the scheme at this stage can cover an allocation of a community chest award to all ward areas.

2.2 Reuse Shop in Huddersfield (Phase 2)

- 2.2.1 Kirklees Council has an aspiration to procure a contract for a reuse shop in the district with a direct link to all Household Waste Recycling Centres (HWRCs) in Kirklees. Reusable items that would otherwise have been thrown away in the HWRC waste skip by residents, are instead placed in an alternative container on site for collection and re-sale by a charitable organisation.
- 2.2.2 An attractive model for Kirklees is currently implemented in Leeds and has been in operation successfully for a number of years in partnership with [Revive](#).
- 2.2.3 Revive have agreed to partner with Kirklees Council and its waste disposal contractor SUEZ, under a trial purchase arrangement as allowed under clause 8.2 of the Contract Procedure Rules, to trial a similar reuse shop model in Kirklees. The first phase of this was launched in November 2021 with the siting of reuse containers at two of the authority's household waste and recycling centres. Revive oversee the collection, repair and resale of the resident donated items that are placed in these containers.
- 2.2.4 The second phase of the trial will be the opening of a reuse shop in Huddersfield in the early autumn of 2022 that is linked to the household waste and recycling centre sited containers and also provides the option for residents to directly donate to the shop. The sales ethos of Revive is to ensure that the items sold are available at low prices enabling local communities to afford furniture, electrical items and clothing that may otherwise have been out of reach without incurring debt.
- 2.2.5 Both elements of the trial (HWRC containers and reuse shop) will be monitored and aim to achieve the following:
- Gather real data from the two trial reuse containers at Kirklees HWRC's on the amount and type of material diverted away from disposal; and
 - quantifiably measure the viability of a longer term aspiration for a reuse shop supported by Kirklees Council.

- 2.2.6 The trial period will be for a minimum of 12 months from the start of the shop opening in the autumn of 2022. If deemed viable, the data collected will be used at the 6 month point in the trial to procure a longer term option for a sustainable reuse shop model for Kirklees.
- 2.2.7 The benefits that we expect to achieve for Kirklees from the procurement of a Reuse Shop include:
- Provision of work, learning, apprenticeship and volunteering opportunities for Kirklees residents.
 - Financial investment return and income generation – via an agreed a profit share stated within the terms of the procurement
 - Diversion of waste away from disposal and into reuse. Since November 2021, the reuse containers on two of the five household waste and recycling centres in the district have already collected over 60 tonnes of material for reuse that may otherwise have been thrown away at a cost to the Council. This helps to lower the overall waste disposal costs incurred by the council.
- 2.2.8 The funds required for this next phase include those for the ongoing hire of the HWRC sited reuse containers, costs associated with the setup of the reuse shop including communications materials and the funds required to complete the site feasibility reports and surveys that will inform our long-term reuse shop options.

2.3 Improved Litter Bin Facilities

- 2.3.1 The Kirklees Resources and Waste Strategy commits the Council to make improvements to the litter bin facilities across the borough and to find innovative and effective ways to provide on street recycling, with progress to be made in 2022. Street cleansing has not seen any significant investment in litter bins for many years and the data held on bin locations is inaccurate and several years out of date. Street bins are a key visual representation of what this part of the service delivers and has a high public interest. Local Authorities have a statutory duty to keep land and highways clear of litter and refuse and the national Resources and Waste Strategy states a commitment to make 'on the go' recycling more accessible across the country and encourages its development. Therefore, improving our existing street bins has the potential to be very impactful whilst meeting local and national strategic objectives.
- 2.3.2 The project will be split into 2 initial phases.
- Phase 1** – to audit the location and condition of existing litter bins across the borough. This audit review will include discussion at ward level to capture local knowledge and help us to understand how these bins are used and if they are in the right places. This phase will result in a comprehensive, fit-for-purpose database of all existing bins and their condition, location and imagery.
- 2.3.3 The resulting data will be a key tool for decision making and planning for a litter bin replacement programme and its corresponding budget requirements. The replacement programme will take place over a (circa) 2 year period and will use the majority of the £2m budget request. There will be a focus on improved service efficiencies, for example reviewing the location and associated public use of the bins, the most cost and energy effective emptying schedule and an outline of cost options that ensures longevity and ease of maintenance. The database will be kept up to date throughout the replacement programme to track and monitor progress and can then be used into the future to provide asset information.
- 2.3.4 **Phase 2** – to trial the introduction of recycling litter bins on streets at selected locations and to identify what does and doesn't work in achieving clean recycling material and influencing

recycling behaviour in public places. Phase 2 will initially be a fact-finding exercise to provide insight on what how best to implement on-the-go recycling. This will be measured by observations on contamination and usage behaviours in trials at selected locations which will offer a broad range of different scenarios to test. Different types of on street recycling bins will be deployed and the purchase of these, plus any additional resource to service them, will come from the budget draw down. Learning from these trials will be used for future planning of more permanent on street recycling and the associated resource requirements to service an increase in provision. Depending on the findings, and the type of on street recycling bins chosen we will also look for opportunities for income generation and further efficiency savings.

2.4 New and Innovative Technologies and Interventions to Reduce Environmental Crime

2.4.1 We recognise that there are new and innovative technologies and interventions that can be employed to help the authority tackle environmental crime such as fly tipped waste and litter dumping. For example, AI camera systems that use ANPR technology and systems that issue automatic fines have been tested by other local authorities in notorious fly-tipping areas and shown great success; co-designed educational solutions developed with residents have also been shown to help reduce fly-tipping significantly. In addition to the enforcement measures already used by the council such as signage, community engagement, fixed penalty notices and CCTV in hotspot areas, new types of technology and innovative approaches will enhance enforcement techniques and improve compliance. We will research into the best options including potential funding and advisory sources for Kirklees and seek approval to introduce new solutions on a trial basis within the authority to help where enforcement is most needed.

2.5 Glass Collection Trial

2.5.1 Kerbside monthly glass collections ceased in Kirklees in 2013 as part of austerity measures and since then, recycling rates have declined and there has been high demand from residents to reinstate these collections. There is also an unknown potential for demand from trade waste customers for a commercial glass collection service which needs to be explored. The Government's National Resources and Waste Strategy seeks to increase the number of segregated kerbside recyclables collected by local authorities but a decision on the exact requirements has not yet been issued. The Kirklees Resources and Waste Strategy commits to providing a kerbside glass collection to increase recycling rates in 2024 but the specifics of how this can be achieved is dependent on the central government decision and funding availability. Until the decision is announced, the council cannot reasonably invest in the necessary infrastructure and therefore can only trial options to explore how glass collections could work under different circumstances in the future. We plan to take a phased approach, where the first trials will seek to improve our understanding of how to provide a glass collection service to communal domestic properties and to explore the potential for a commercial service to existing trade waste customers.

2.5.2 The trial is set to commence in November 2022 and will run for 6 months. A 23-tonne top and side loader vehicle will be trialled alongside 240L wheeled containers – some with standard lids and some with lockable aperture lids which restrict access to bottle shapes only. The trial will operate from the Emerald Street (Huddersfield) depot and be managed by the trade waste service. 2 vehicles will be hired – one to run daily and one to allow extra cover for service failure, high demand or vehicle breakdown and these will be crewed by a driver and 2 loaders each. Commercial customers operating restaurants, clubs, pubs, cafes, or other leisure businesses that generate glass waste will be offered a free weekly service, whilst communal domestic properties will receive a fortnightly collection in line with the current recycling collection service.

- 2.5.3 The trial will cover approximately 200 sites of varying sizes and locations across all wards in the borough. Communal properties will be both social and private rented and assistance from the council's Homes and Neighbourhoods service to help implement the service has already been secured. The level of interest from commercial businesses is unknown but is already being explored through expressions of interest letters. The trial presents an opportunity to understand the health and safety implications of handling glass in wheeled containers from the operational and resident point of view, and to explore how storage space for communal and commercial properties might accommodate such containers. Alongside the trial we will also run an education programme for residents at communal properties to help promote the service and the correct use of the containers.
- 2.5.4 The trial will be evaluated through a series of performance indicators and assessments. These will include measuring tonnages of glass collected; changes in the tonnage collected at existing glass bring banks around the trial areas; health and safety assessments of the operating methods for frontline staff and the storage spaces for the bins; and monitoring of feedback received from residents into the Council's customer service teams and Homes and Neighbourhoods Service.
- 2.5.5 Funding from the capital budget will be used to purchase and deliver the glass bins to the properties and businesses on the trial; and to meet the increased handling and processing costs incurred by Suez including the creation of a bay for tipping off at Emerald Street. Other aspects of providing the trial will be funded through existing revenue budgets – including communications with residents/businesses, vehicle hire and staffing, and monitoring and evaluation activities.

2.6 Bulky Collections – Third Sector Reuse Partner

- 2.6.1 Following on from the successful introduction in April 2022 of a fully automated bulky waste collection booking system which has immediately improved the service for residents, we are seeking funding to set up and manage an enhanced service that collects bulky items of furniture and white goods from residents that can be repaired or reused.
- 2.6.2 To deliver this, with an implementation timeline of 2023, the Council would like to procure a partnership with an external reuse specialist organisation and to explore how this could also link with our Homes and Neighbourhoods tenancies.
- 2.6.3 The purpose of this new service is to further the reduction of bulky items of furniture that are sent to landfill and the associated disposal costs of this for Kirklees Council; and most importantly to provide a source of low cost furniture to enable tenancy sustainability, debt reduction and positive health outcomes amongst those Kirklees residents most vulnerable to poverty.
- 2.6.4 A full options appraisal including costings with ideas for sustainable funding and how such a scheme can contribute towards a circular economy within Kirklees will be presented to the Strategic and Service directors and will detail the following as a minimum:
- a) An option for a council run collection service that will collect from residents and then deliver reusable bulky items to a partner organisation or reuse containers at a Kirklees household waste and recycling centre.

b) A furniture reuse collection service that is contracted out to a specialist reuse partner organisation who are supported by sustainable council funding – for example, the use and maintenance of a vehicle or help with the scheme delivery costs

c) A model based on signposting residents to one or more reuse partners.

2.6.5 The present budget ask is an indicative amount only at this stage, based on the cost of running a similar in-house furniture scheme between the years of 2013 – 2017 of £120,000 (Option a) and also based on the model and yearly grant of £80,000 that Leeds Council currently give to their reuse contractor St Vincent de Paul (Option b).

2.6.6 We are seeking these funds to set up this service on a trial basis initially, and to feedback the outcome and secure a long-term source of funding if this proves viable and successful.

2.7 Depot Review

2.7.1 Statutory requirements for local authority waste and recycling services are changing. Following [publication of the national strategy](#) in 2018 by central government, the Council has adopted the [Kirklees Resources and Waste Strategy](#) in September 2021 outlining the changes required to deliver on national requirements. This strategy commits the Council to a number of waste and recycling service improvements for delivery between 2021 to 2030. The Council is expecting national government to publish statutory guidance for local authorities later in 2022, outlining specific deadlines for delivery of services by 2023 and 2024, and to provide local authorities with details of any funding application processes to support such changes.

2.7.2 The key new services requiring further depot space are as follows:

- a new glass recycling collection service in 2024 and
- a new food waste collection service in 2025.

2.7.3 Both services require a number of additional vehicles operating across the borough. Our waste vehicle depots in the north (George St) and south (Vine St) are at maximum capacity and therefore cannot accommodate the service expansion required by central government.

2.7.4 A depot review is currently in development to assess additional requirements in the north and south of the district. This depot review will help clarify costs, enabling the Council to draw down capital funding from the provisional sum mentioned above.

2.7.5 At this stage, the funding required for a depot review only covers the early feasibility studies such as site surveys. A separate bid will be required when this review has established clear requirements for waste vehicle depots. The output from this depot review will trigger a further funding requirement for site acquisition, site development, site remediation, and build.

2.8 Funding Requirements

2.8.1 A capital sum of £33m was provisional set for delivery of improved waste and recycling facilities for Kirklees residents. To enable delivery of the outcomes described above, the service is requesting the following capital funds be drawn down for delivery.

Project Title	Funding Requested (£)			
	2022/23	2023/24	2024/25	Total
i) Community Reward Scheme (Phase 2)	50,000			50,000

ii) Reuse Shop in Huddersfield (Phase 2)	70,000	*	*	70,000
iii) Improved Litter Bin Facilities	1,000,000	500,000	500,000	2,000,000
iv) Investment in Innovation to target environmental enforcement	100,000			100,000
v) Glass Collection Trial	150,000	*	*	150,000
vi) Bulky Collections - Third Sector Reuse Partner		100,000		100,000
vii) Depot Review: site surveys, etc.	500,000	*	*	500,000
Total Capital	1,870,000	600,000	500,000	2,970,000

**Further capital funding may be requested in 2023 pending outcome of trials and business case approvals.*

3. Implications for the Council

3.1 Working with People

3.1.1 Following the public consultation exercise that was conducted in autumn 2020 and that informed the content of the Resources & Waste Strategy, we continue to place citizens at the heart of our decisions and will continue to conduct further public engagement as the initiatives from this strategy are implemented. We will utilise trials, for example for the collection of glass, new reuse facilities and improved litter bin facilities. We will seek and listen to feedback from residents and elected members and incorporate these into the changes we propose. For example, our litter bin improvement project seeks to better understand how ‘on the go’ recycling might work for residents in different locations. We can then make changes based on how residents engage with these trials. With the glass kerbside collection trial, we will involve residents and businesses in the evaluation of the container storage and vehicle access arrangements. This learning will help find the best solution for a potential wider roll out of new services.

3.2 Working with Partners

3.2.1 The overall resource and waste strategy encapsulates how we will provide better waste management services for our residents and our businesses and the engagement we will undertake with partners to achieve our ambitions. We will continue to engage with our partners as we begin to deliver each item of our strategy commitment. We are already working closely with SUEZ, our current waste disposal contractor, to ensure that they are involved in all stages of the planning for the glass trial, that any changes we wish to make can be accommodated and there is a regular and open dialogue to explore options.

As we move into phase 2 of the litter bin project, we will ask schools and event coordinators to partner with us as we try out new on street recycling bins and work collaboratively on their location and monitor their usage.

We are forming new partnerships with the community sector through the trial of the reuse shop and will develop these new links further when we seek a bulky waste reuse partner.

3.3 Place Based Working

3.3.1 We intend to take a bold Place-based approach to delivering our services and take into account equality versus equity, where some communities may need additional resources and support. We will continue to work with communities, and through a Place Partnership engagement approach we can prioritise local needs. Councillors, using the insight they have about the communities they

represent, will be central to this activity. Our engagement will include working with anchor community groups and making community connections via the Active Citizens officers, especially around the ideas for developing a community reward scheme, and how best to include smaller town centres throughout the authority to more easily access reusable items.

3.4 Climate Change and Air Quality

3.4.1 The Resources and Waste strategy, approved in 2021, plays a key role in tackling climate change and improving air quality. The deliverables within this strategy will be developed with the aim to reduce our impact in both of these areas. Although some of the changes we need to achieve, such as the development of new depot spaces and the trial of a glass collection service will involve the expansion of our fleet, we will be seeking to ensure this is a green fleet wherever possible and that the initiatives do not increase the number of vehicle movements where we can practically keep this low. Optimisation of trial glass collection rounds will be achieved using specialist software to minimise the mileage covered on a daily basis.

3.5 Improving outcomes for children

3.5.1 As set out in the main Resources and Waste Strategy documents, we will continue to provide an extensive engagement programme within schools and deliver meaningful educational resources to empower children to make a difference both now and in the future. For example, the improvement of litter bins gives us an opportunity to work with schools in the siting of litter bins, to engage with pupils to raise awareness of the issues that littering causes and to work with a range of schools to deliver workshops that link into our reuse and recycling aims. We will also work with colleges and universities to support entrepreneurship and skills development in relation to waste management and a circular economy, encouraging and enabling young people to explore, innovate and set up new sustainable businesses within the district.

3.6 Financial Implications for the people living or working in Kirklees

3.6.1 An Integrated Impact Assessment has been completed for the development of the Kirklees Resource & Waste Strategy 2021-2030. This assessment shows a positive impact overall in relation to those most vulnerable people in our authority who may be in poverty or on a low income.

3.6.2 The Strategy commitments intend to enable all residents of Kirklees to make the most of community and personal resources by improving and expanding the services that promote reuse, repair, education, skill development and waste reduction.

3.6.3 We will continue to work with the voluntary and business community to offer access to waste reduction advice and affordable options to recycle, explore the reuse of materials and encourage employment opportunities.

3.7 Other (eg Legal/Financial or Human Resources).

3.7.1 The Council's existing approved medium term financial plan includes significant headline capital investment of £46.5m over the 2021-26 period for Waste Strategy, including a heating network proposal. This is alongside an additional £4m revenue budget for 2022/23 to support both short term and medium term investment as part of the Council's transition to a modernised Waste service.

- 3.7.2 The Council's Transformation reserve has been earmarked to support significant Transformation activity, including development resource to support Waste strategy project management, due diligence and subsequent development of detailed proposals for example in relation to the depot review work being undertaken at present.
- 3.7.3 The Kirklees Resources and Waste Strategy seeks to improve the Council's performance within the legal framework which governs the Council as a Waste Collection Authority (WCA) and Waste Disposal Authority (WDA). Any projects within the strategy reflect the need to be consistent with relevant legislation, Defra's 25 Year Environment Plan (published 11 January 2018, last updated May 2019), its Resources and Waste Strategy for England (published December 2018) and any emerging relevant Government policy.
- 3.7.4 The Council as a WCA is required to arrange for the collection of controlled household waste in its area, and if requested, commercial waste. (section 45 Environmental Protection Act 1990 (EPA 1990). No charge can generally be made for the collection of household waste except in cases permitted by para 4 of schedule 1 to the Controlled Waste (England and Wales) Regulations 2012.
- 3.7.5 A WCA can require, by notice, an occupier to place the household waste for collection in receptacles of a kind and number specified ([section 46\(1\), EPA 1990](#)). When making those requirements for receptacles, the WCA can also make requirements, by notice under section 46 (4) EPA 1990, for the:
- Size, construction and maintenance of the receptacles.
 - Placing of the receptacles to facilitate their emptying, and access to the receptacles for that purpose.
 - Placing of the receptacles for that purpose on highways.
 - Substances or articles which may or may not be put into the receptacles or compartments of receptacles and the precautions to be taken.
 - Steps to be taken by occupiers of premises to facilitate the collection of waste from the receptacles.
- The WCA can only make requirements under section 46(1) for receptacles to be placed on a highway if:
- The relevant highway authority have given their consent to their being so placed; and
 - Arrangements have been made as to the liability for any damage arising out of their being placed on the highway.
- 3.7.6 Section 55 of the EPA 1990 provides a power for the Council as WCA to acquire waste for the purpose of recycling it, or to use, sell or otherwise dispose of collected waste
- 3.7.7 WCAs in England have a duty to arrange for the separate collection of at least two types of recyclable waste from households ([section 45A, EPA 1990](#)).
- 3.7.8 Regulation 13(2) of the Waste (England and Wales) Regulations 2011 originally specified that co-mingled collection of recyclables (that is, collecting recyclable waste paper, metal, plastic and glass (four recyclable waste materials) together, with a view to their subsequent separation for recycling at a materials recovery facility (MRF)) was a valid form of separate collection. Regulation 13 (as amended in October 2012) removed the provision that co-mingling was a valid form of separate collection. From 1 January 2015, the obligation to collect the four recyclable waste materials separately applies where separate collection meets certain criteria.
- 3.7.9 A WDA has a duty to:
- Arrange the disposal of controlled waste collected for that area.

- Provide places for residents to deposit waste free of charge (civic amenity sites or tips) and to dispose of that waste (*Section 51(1), EPA 1990.*)

3.7.10 Under Part 4 of the EPA 1990, the Council has a statutory duty to keep relevant land free of litter and refuse.

3.7.11 The *Environment Act 2021*, section 57 replaces Section 45A EPA 1990 on waste collection and inserts a new section 45AZA to 45AZG . This has not yet been brought into force but, amongst other things, contains provisions stipulating a consistent set of materials (recyclable household waste)that must generally be collected individually, separated from all households and businesses, including food waste .

3.7.12 Land for depots may be acquired by agreement under Section 120 Local Government Act 1972

3.7.13 The Council has a duty of Best Value under section 3 of the Local Government Act 1999 to make arrangements for continuous improvement in the way its functions are exercised, having regard to a combination of economy, efficiency and effectiveness.

3.7.14 The Council has a general power of competence to “do anything that individuals may do “(section 1(1) Localism Act 2011 subject to prohibitions or restrictions in other powers. Local authorities have powers to “do anything (whether or not involving expenditure, borrowing or lending of money or the acquisition or disposal of any property or rights) which is calculated to facilitate, or is conducive or incidental to, the discharge of any of their functions under section 111(1) Local Government Act 1972.

3.7.15 Individual projects will be procured and grants provided in accordance with the Council’s Contract Procedure Rules (2022); and Financial Procedure Rules (2022); and the Public Contracts Regulations 2015 where above threshold to advertise their requirements for goods, works ,and services.

3.7.16 The Council in carrying out its functions must comply with the Public Sector Equality duty under section 149 Equality Act 2010 before exercising any decision on a particular policy or strategy is taken; namely it must have due regard to the need to eliminate unlawful discrimination, harassment, victimisation; advance equality of opportunity between persons who share protected characteristics and those who do not, and foster good relations between those who share protected characteristics and those who do not. An Integrated Impact Assessment was carried out and is referred to in paragraph 3.6.1 above.

4. **Consultees and their opinions**

4.1 A powerpoint summary of this report was reviewed at the Economy and Neighbourhoods Scrutiny Panel on the 19th July 2022. The recommendations from this meeting are as follows:

- To ensure that there is a join up between the reuse shop facility and the scheme to collect and distribute reusable bulky items of furniture.
- To include smaller town centres across Kirklees in the accessing of reusable items.
- That where possible and appropriate, the new initiatives mentioned above support people during the cost of living crisis and help to upskill people.
- That a community reward scheme also aims to provide a way of acknowledging or rewarding businesses and community groups for their work and initiatives to improve their local environment.
- Support was given for an improved resource to tackle fly-tipping.

These recommendations will be incorporated into the planning and implementation of each relevant scheme.

5. Next steps and timelines

- 5.1 The [Kirklees Resources and Waste Strategy](#) sets out a clear milestone timeline for the implementation of its commitments. The requested capital draw down enables the service to continue to deliver against each pledged milestone in the next 12 – 36 months.

As each deliverable project progresses, the governance and reporting process agreed for each work area will be followed and is designed to keep cabinet members informed and involved at all stages of development and implementation.

6. Officer recommendations and reasons

- 6.1 It is recommended that Cabinet provides delegated authority to the Strategic Director for Environment and Climate Change for expenditure of the capital sums up to £2,970,000 max listed in section 2 above in order that the projects associated with the Kirklees Resources and Waste Strategy, as outlined in this report, can be delivered in a responsive way that is in keeping with the timeline set out in the same strategy.
- 6.2 It is also recommended that this delegated authority has the ability to vary the budget lines within the overall capital allocation in conjunction with approval from the Service Director for Finance. This acknowledges that several of the projects are in the planning stage and the exact costs may vary from those estimated above as the projects develop.
- 6.3 It is further understood that aspects of the delivery of the projects outlined in this report will affect revenue streams. It is therefore recommended that this delegated authority enables the Strategic Director for Environment and Climate Change to draw on revenue transformation reserve with the agreement from the Service Director for Finance.

7. Cabinet Portfolio Holder's recommendations

- 7.1 The Cabinet Portfolio Holder recommends that Cabinet provides delegated authority to the Strategic Director for Environment and Climate Change for expenditure of the capital sums up to £2,970,000 max listed in section 2 above for development of projects associated with the Kirklees Resources and Waste Strategy, as outlined in this report.
- 7.2 It is also recommended that this delegated authority has the ability to vary the budget lines within the overall capital allocation in conjunction with approval from the Service Director for Finance. It is further understood that aspects of the delivery of the projects outlined in this report will affect revenue streams.
- 7.3 It is therefore recommended that this delegated authority enables the Strategic Director for Environment and Climate Change to draw on revenue transformation reserve with the agreement from the Service Director for Finance.

8. Contact officer

Will Acornley, Head of Operational Services, will.acornley@kirklees.gov.uk

9. Background Papers and History of Decisions

- 9.1 The [Kirklees Resources and Waste Strategy](#) was adopted by Full Council on the 8th September 2021. The action plan from this strategy provides a list of projects which the Council has committed to as detailed in the above report for 2022 and 2023.

The budget for 2022/23 adopted in February this year includes the provisional sum of capital funding allocated for projects associated with the Kirklees Resources and Waste Strategy.

10. Service Director responsible

Graham West, Service Director for Highways & Streetscene, graham.west@kirklees.gov.uk