

Public Document Pack

Executive Decision Records

Please find set out below a number of Executive Decisions taken at the HAMPSHIRE COUNTY COUNCIL Executive Member for Environment and Transport Decision Day held at the Castle, Winchester on Tuesday, 23rd April, 2019

1. **PROJECT APPRAISAL: ECLIPSE BUSWAY COMPLETION OF PHASE 1 - RETENTION OF ROWNER ROAD BRIDGE**
2. **AREA OF OUTSTANDING NATURAL BEAUTY MANAGEMENT PLANS**
3. **RECYCLING INFRASTRUCTURE**
4. **GLASS CONTRACT UPDATE**
5. **WINCHESTER MOVEMENT STRATEGY**
6. **GOVERNMENT WASTE STRATEGY CONSULTATION RESPONSES**
7. **PROJECT APPRAISAL: JERMYNS LANE FOOTWAY TO BRAISHFIELD, ROMSEY**
8. **APPOINTMENTS TO OUTSIDE BODIES**

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Item 1

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date:	23 April 2019
Title:	Project Appraisal Update: Eclipse Busway Completion of Phase 1 – Retention of Rowner Road Bridge
Report From:	Director of Economy, Transport and Environment

Contact name: Sarah Lister

Tel: 01962 845744

Email: sarah.lister@hants.gov.uk

1. The decision:

- 1.1 That the Executive Member notes the increase in the value of this scheme from £10.702 million to £11.602 million in the 2018/19 Capital Programme.
- 1.2 That the Executive Member for Environment and Transport approves the Project Appraisal Update for the Eclipse Busway Completion of Phase 1 – Retention of Rowner Road Bridge, as outlined in the supporting report.
- 1.3 That the Executive Member for Environment and Transport gives approval to procure and spend and enter into the necessary contractual arrangements to implement the scheme, as set out in the supporting report, including entering into a funding agreement with Portsmouth City Council for Transforming Cities Funding (original source Department for Transport), in consultation with the Head of Legal Services, to complete the scheme at a total value of £11.602 million.
- 1.4 That authority to make the arrangements to implement the scheme, including minor variations to the design or contract, be delegated to the Director of Economy, Transport and Environment.

2. Reasons for the decision:

- 2.1 In November 2018, approval was given to develop the design, pursue funding, secure consents, and make all necessary arrangements, to include the submission of further planning applications, to develop a potentially viable alternative junction arrangement identified for the busway connection at Rowner Road Bridge. This arrangement retains the bridge and the existing north/south grade-separation for pedestrians and cyclists.
- 2.2 This work is now sufficiently advanced for formal approval to be given to amend the scheme.

3. Other options considered and rejected:

- 3.1 Do nothing. This option was rejected as it would fail to take advantage of the enhanced network and connectivity benefits associated with retaining Rowner Road bridge.

4. Conflicts of interest:

- 4.1 Conflicts of interest declared by the decision-maker: none
4.2 Conflicts of interest declared by other Executive Members consulted: none

5. Dispensation granted by the Conduct Advisory Panel: none.

6. Reason(s) for the matter being dealt with if urgent: not applicable.

7. Statement from the Decision Maker:

Approved by:

Date:

23 April 2019

**Executive Member for Environment and Transport
Councillor Rob Humby**

Item 2

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date:	23 April 2019
Title:	Cranborne Chase, North Wessex Downs and Chichester Harbour Area of Outstanding Natural Beauty Management Plans 2019-24.
Report From:	Director of Economy, Transport and Environment

Contact name: Garry King

Tel: 01962 667946

Email: garry.king@hants.gov.uk

1. The decision:

- 1.1 That approval is given for the adoption of the 2019-24 Management Plans for the Cranborne Chase, North Wessex Downs, and Chichester Harbour Areas of Outstanding Natural Beauty (AONB), and the documents are published in accordance with the requirements of Section 89 of the Countryside and Rights of Way Act, 2000.

2. Reasons for the decision:

- 2.1 To ensure that Hampshire County Council meets its legal obligations under the Countryside and Rights of Way (CRoW) Act 2000 (obligations which are also incumbent on the other relevant authorities for each of the AONBs). This entails formal approval of amendments arising from the review of the AONB management plans
- 2.2 To enable Hampshire Area of Outstanding Natural Beauty (AONB) Partnerships to draw-down significant external match funding to support AONB core and project activities in Hampshire and across the AONBs.
- 2.3 To help deliver Hampshire County Council's Strategic Plan aims that 'People in Hampshire enjoy a rich and diverse environment' and 'People in Hampshire enjoy being part of strong, inclusive communities'.

3 Other options considered and rejected:

- 3.1 Option 1: Do not approve the AONB Management Plans. Rejected as the Management Plans are considered fit for their purpose as written and pursuing further changes with the agreement of the partnership boards is not considered necessary.
- 3.2 Option 2: Further substantive amendment of the AONB Management Plans. Rejected, as substantive amendments are not required by Natural England

and with the modifications recommended by officers and the wider partnerships, the Management Plans are considered fit for purpose.

4 Conflicts of interest:

4.1 Conflicts of interest declared by the decision-maker:

4.2 Conflicts of interest declared by other Executive Members consulted:

5 Dispensation granted by the Conduct Advisory Panel: none.

6 Reason(s) for the matter being dealt with if urgent: not applicable.

7 Statement from the Decision Maker:

Approved by:

Date:

23 April 2019

**Executive Member for Environment and Transport
Councillor Rob Humby**

Item 3

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date:	23 April 2019
Title:	Recycling Infrastructure
Report From:	Director of Economy, Transport and Environment

Contact name: James Potter

Tel: 01962 845487

Email: james.potter@hants.gov.uk

1. The decision:

- 1.1. That, based on the initial project appraisal outlined in this report, approval is given to commission Veolia UK Ltd., the County Council's appointed waste contractor, to develop detailed designs for a proposed new Materials Recycling Facility (MRF), to enable a full business case to be prepared.
- 1.2. That authority is delegated to the Director of Economy, Transport and Environment to make all necessary arrangements to complete a full business case for a proposed MRF including pre-application discussions with the Planning Authority and discussions with Veolia UK Ltd.
- 1.3. That a further report on the full business case for the proposed MRF be prepared and brought forward to a future decision day at the earliest opportunity.

2. Reasons for the decision:

- 2.1. This project was paused in March 2018 following the announcement by the Environment Secretary of the intention to introduce a Deposit Return Scheme for beverage containers. This cast some doubt over the materials the facility would be designed to separate, especially glass.
- 2.2. This decision is needed in order to obtain the necessary information to determine the viability of delivery of a new MRF to assist the County Council in considering the best option to improve recycling performance and meet aspirations of the residents of Hampshire to recycle more at the kerbside.
- 2.3. This decision is also needed to enable continued progress towards achieving the Department's contribution to the County Council's Transformation to 2019 savings programme.

3. Other options considered and rejected:

3.1. The option not to undertake the detailed design work has been considered and rejected as this information is required to enable a decision to be made on the options for recycling infrastructure in Hampshire.

4. Conflicts of interest:

4.1. Conflicts of interest declared by the decision-maker:

4.2. Conflicts of interest declared by other Executive Members consulted:

5. Dispensation granted by the Conduct Advisory Panel: none.

6. Reason(s) for the matter being dealt with if urgent: not applicable.

7. Statement from the Decision Maker:

Approved by:

Date:

23 April 2019

**Executive Member for Environment and Transport
Councillor Rob Humby**

Item 4

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date:	23 April 2019
Title:	Glass Contract Update
Report From:	Director of Economy, Transport and Environment

Contact name: Sam Horne

Tel: 01962 832268

Email: sam.horne@hants.gov.uk

1. The decision:

- 1.1 That the approval given by the Executive Member for Environment and Transport in September 2017 with respect to contractual arrangements for glass processing is amended, such that the service is delivered through the existing Waste Disposal Service Contract with Veolia, and the duration for contractual arrangements is consequently extended to 31 December 2030, with revised income estimates of £9.51 million, of which £713,000 relates to Hampshire County Council.
- 1.2 That authority is delegated to the Director of Economy, Transport and Environment, in consultation with the Executive Member for Environment and Transport and the Head of Legal Services, to make all necessary arrangements to vary the associated partnering agreement with Project Integra partners.

2. Reason for the decision:

- 2.1. The open procurement process identified only one tenderer and would have offered the County Council and the Project Integra Partners, on behalf of whom the County Council manages the contract, greatly reduced levels of income.

3. Other options considered and rejected:

- 3.1. Entering into a contract with the only tenderer that submitted a compliant bid to the procurement process run by Hampshire County Council. This was rejected as the commercial terms offered through this process were less beneficial than those offered through the waste disposal service contract.

4. Conflicts of interest:

- 4.1. Conflicts of interest declared by the decision-maker:
- 4.2. Conflicts of interest declared by other Executive Members consulted:

5. Dispensation granted by the Conduct Advisory Panel: none.

6. Reason(s) for the matter being dealt with if urgent: not applicable.

7. Statement from the Decision Maker:

Approved by:

Date:

23 April 2019

Executive Member for Environment and Transport
Councillor Rob Humby

HAMPSHIRE COUNTY COUNCIL

Decision Report

Decision Maker:	Executive Member for Environment and Transport
Date:	23 April 2019
Title:	Glass Contract Update
Report From:	Director of Economy, Transport and Environment

Contact name: Sam Horne

Tel: 01962 832268

Email: sam.horne@hants.gov.uk

1. Recommendations

- 1.1. That the approval given by the Executive Member for Environment and Transport in September 2017 with respect to contractual arrangements for glass processing is amended, such that the service is delivered through the existing Waste Disposal Service Contract with Veolia, and the duration for contractual arrangements is consequently extended to 31 December 2030, with revised income estimates of £9.51 million, of which £713,000 relates to Hampshire County Council.
- 1.2. That authority is delegated to the Director of Economy, Transport and Environment, in consultation with the Executive Member for Environment and Transport and the Head of Legal Services, to make all necessary arrangements to vary the associated partnering agreement with Project Integra partners.

2. Executive Summary

- 2.1. The purpose of this paper is to outline the rationale for bringing glass processing into the waste disposal service contract and highlight the financial implications.
- 2.2. This paper seeks to:
 - a) Set out the context behind the glass processing contract.
 - b) Set out the reasons for moving glass processing into the waste disposal service contract (WDSC).
 - c) Outline the financial impacts of the change.

3. Contextual information

- 3.1. This paper seeks to extend both the timeframe and value of the glass processing contract in light of the move to take up the option that exists within the WDSC with Veolia to bring that material into the contract. This move means

that the previously approved duration and value are not sufficient for the new arrangement and the paper outlines what changes are sought.

- 3.2. In September 2017 a paper was brought to the Executive Member for Environment and Transport to procure a 5-year concession contract for glass processing with a total anticipated income of £3.96 million over the duration of the term, of which £297,000 related to Hampshire County Council.
- 3.3. Prior to the procurement process, a market engagement exercise was undertaken, which identified potential suppliers and sought their input to help inform the contract specification to provide the best chance of attracting a number of bids.
- 3.4. Despite this, only two tenders were received, one of which was non-compliant as it did not conform with the pricing schedule. This was in spite of the fact that during the market engagement all potential suppliers were asked to comment on the proposed pricing mechanism and all agreed with the approach.
- 3.5. The only compliant tender was evaluated against the criteria set, and it met the minimum standard required. However, the level of income proposed was 56% less than had been achieved under the previous contract, despite the market prices for glass remaining the same.
- 3.6. Project Integra partners were presented with the commercial implications of entering into the contract and approved the proposal to bring glass into the long term Waste Disposal Service Contract with Veolia which runs until December 2030.
- 3.7. As set out in the September 2017 paper, the WDSC already envisaged that glass would form part of that contract and that it would only require a deed of variation to make this arrangement.
- 3.8. A deed of variation has been agreed and entered into with Veolia, and each of the waste disposal authorities, Hampshire County Council, Southampton City Council and Portsmouth City Council.
- 3.9. The Waste Disposal Service Contract is due to come to an end on 31 December 2030, and the glass processing element will mirror this end date.

4. Finance

- 4.1. The terms of the agreement with Veolia for glass processing within the WDSC mirror those of the previous contract in that Veolia are responsible for marketing the material and receive a percentage of the income with the Authorities receiving the remaining share.
- 4.2. The income share is done based on a sliding scale which incentivises Veolia to seek to achieve a higher price for the glass as this increases the share that they receive. The income values estimated are at least equivalent to those achieved under the previous contract.
- 4.3. The value of the contract overall, subject to market fluctuations, is £9.5 million over the duration of the contract. However, the majority of this relates to material that the Waste Collection Authorities (WCAs) collect through their bring banks and kerbside collections. The County Council has glass banks at each of

its HWRCs which it is estimated will generate income of £713,000 over the contract term.

5. Next Steps

- 5.1. In Hampshire glass is collected by each of the WCAs either from the kerbside, bring banks or both. This material is delivered into the waste disposal infrastructure and then from there on to be processed and recycled.
- 5.2. A partnering agreement is used to set out the way in which the glass should be managed and delivered as well as the financial arrangements which are managed by the County Council with income then being distributed to each of the WCAs on a quarterly basis, based on the tonnage of glass they have delivered.
- 5.3. A partnering agreement has been drafted and completed under delegated authority in line with the previous procurement approval. This was drafted by Hampshire County Council and signed by all of the Project Integra Partner authorities and will need to be varied to take account of the revised arrangements.

CORPORATE OR LEGAL INFORMATION:**Links to the Strategic Plan**

Hampshire maintains strong and sustainable economic growth and prosperity:	no
People in Hampshire live safe, healthy and independent lives:	no
People in Hampshire enjoy a rich and diverse environment:	yes
People in Hampshire enjoy being part of strong, inclusive communities:	no

Other Significant Links

Links to previous Member decisions:	
<u>Title</u>	<u>Date</u>
Processing of Glass Services Procurement	19/09/2017
Direct links to specific legislation or Government Directives	
<u>Title</u>	<u>Date</u>
N/A	

Section 100 D - Local Government Act 1972 - background documents

The following documents discuss facts or matters on which this report, or an important part of it, is based and have been relied upon to a material extent in the preparation of this report. (NB: the list excludes published works and any documents which disclose exempt or confidential information as defined in the Act.)

<u>Document</u>	<u>Location</u>
None	

IMPACT ASSESSMENTS:

1. Equality Duty

1.1. The County Council has a duty under Section 149 of the Equality Act 2010 ('the Act') to have due regard in the exercise of its functions to the need to:

- Eliminate discrimination, harassment and victimisation and any other conduct prohibited under the Act;
- Advance equality of opportunity between persons who share a relevant protected characteristic (age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, gender and sexual orientation) and those who do not share it;
- Foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

Due regard in this context involves having due regard in particular to:

- a) The need to remove or minimise disadvantages suffered by persons sharing a relevant characteristic connected to that characteristic;
- b) Take steps to meet the needs of persons sharing a relevant protected characteristic different from the needs of persons who do not share it;
- c) Encourage persons sharing a relevant protected characteristic to participate in public life or in any other activity which participation by such persons is disproportionately low.

1.2. Equalities Impact Assessment:

The decision to procure a new glass processing contract has no impact upon frontline services provided by Hampshire County Council or the District Councils. It will not affect the glass recycling services already provided at kerbside, bring sites, and Household Waste Recycling Centres. The procurement will have a neutral impact on groups with protected characteristics.

2. Impact on Crime and Disorder:

2.1. No impacts identified.

3. Climate Change:

- a) How does what is being proposed impact on our carbon footprint / energy consumption?

A new contract will allow for glass collected in Hampshire to continue to be recycled, which has a positive impact on carbon footprint.

- b) How does what is being proposed consider the need to adapt to climate change, and be resilient to its longer term impacts?

There is no known potential adverse impact of climate change on this service.

Item 5

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date:	23 April 2019
Title:	City of Winchester Movement Strategy
Report From:	Director of Economy, Transport and Environment

Contact name: Frank Baxter

Tel: 01962 846819

Email: frank.baxter@hants.gov.uk

1. The decision:

- 1.1. That the Executive Member for Environment and Transport notes the findings of the recent consultation, outlined in the supporting report, and formally approves the Winchester Movement Strategy.
- 1.2. That the Executive Member for Environment and Transport authorises work on the next stage of scheme planning and development works, subject to securing financial resources to complete the work, including a contribution from Winchester City Council.

2. Reason for the decision:

- 2.1. On 19 September 2017, the Executive Member for Environment and Transport agreed to develop a new City of Winchester Movement strategy and authorised officers to undertake local engagement. Since then, the County Council, in partnership with the City Council, has developed a robust evidence base and transport modelling tools, and undertaken extensive local engagement and consultation on an emerging plan. Having undertaken this work, and taken into account the results of technical work and consultation findings, this report seeks to agree a Movement Strategy for the City of Winchester. It also makes clear what resources will be required to begin developing and delivering the proposals within it.

3. Other options considered and rejected:

- 3.1 Not to approve or continue to develop the Winchester Movement Strategy. This option was rejected because a strategy is needed to address the current and future transport challenges facing the city.

4. Conflicts of interest:

- 4.1. Conflicts of interest declared by the decision-maker:

4.2. Conflicts of interest declared by other Executive Members consulted:

5. Dispensation granted by the Conduct Advisory Panel: none.

6. Reason(s) for the matter being dealt with if urgent: not applicable.

7. Statement from the Decision Maker:

In taking this decision, I took into account points raised by Councillors Porter and Tod and will note these when taking the Strategy forward.

Approved by:

Date:

23 April 2019

**Executive Member for Environment and Transport
Councillor Rob Humby**

Item 6

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date:	23 April 2019
Title:	Government Waste Strategy Consultation Responses
Report From:	Director of Economy, Transport and Environment

Contact name: Paul Laughlin

Tel: 01962 832283

Email: paul.laughlin@hants.gov.uk

1. The decision:

- 1.1. That the Executive Member for Environment and Transport notes the content and potential impacts of the Government's four waste consultations as set out in the attached report and endorses the key principles in relation to each consultation to form a basis for the County Council's detailed response.
- 1.2. That the Executive Member for Environment and Transport approves the next steps for submission, set out in the attached report, to include a written letter from the Leader of the County Council to the government setting out the key principles.
- 1.3. That authority is delegated to the Director of Economy, Transport and Environment to make all necessary arrangements to approve the detailed responses to be submitted to Government.

2. Reason for the decision:

- 2.1 These consultations represent a potential once-in-a-generation shift in waste and resource management. Across the four consultations, over 300 detailed questions are posed, a significant proportion of which are related to Local Authority activity. There is a significant opportunity for the County Council to use these consultations to influence the delivery of an efficient, cost effective service to the public in a financially sustainable manner and set the strategic direction for managing waste going forward.

3. Other options considered and rejected:

- 3.1. Not taking the opportunity to respond to the consultations and influence future waste policy in England.

4. Conflicts of interest:

- 4.1. Conflicts of interest declared by the decision-maker:
- 4.2. Conflicts of interest declared by other Executive Members consulted:

- 5. Dispensation granted by the Conduct Advisory Panel: none.
- 6. Reason(s) for the matter being dealt with if urgent: not applicable.
- 7. Statement from the Decision Maker:

Approved by:

Date:

23 April 2019

Executive Member for Environment and Transport
Councillor Rob Humby

Item 7

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date:	23 April 2019
Title:	Project Appraisal: Jermyns Lane Footway to Braishfield, Romsey
Report From:	Director of Economy, Transport and Environment

Contact name: Brandon Breen

Tel: 01962 846239

Email: brandon.breen@hants.gov.uk

1. The decision:

- 1.1 That the Executive Member for Environment and Transport approve the Project Appraisal for Jermyns Lane Footway to Braishfield, Romsey, as outlined in the supporting report.
- 1.2 That approval be given to procure and spend and enter into necessary contractual arrangements, in consultation with the Head of Legal Services, to implement the proposed improvements to Jermyns Lane Footway to Braishfield, Romsey, as set out in the supporting report, at an estimated cost of £450,000, to be funded from developer contributions.
- 1.3 That authority to make the arrangements to implement the scheme, including minor variations to the design or contract, be delegated to the Director of Economy, Transport and Environment.

2. Reasons for the decision:

- 2.1 To improve accessibility for pedestrians and cyclists by providing a 1.8 metre footway in Braishfield Road, Romsey, from the Jermyns Lane/Sandy Lane roundabout junction to the vehicle entrance of the Dog and Crook public house.
- 2.2 To provide a 3-metre-wide shared use footway on the west side of Braishfield Road from the Jermyns Lane/Sandy Lane roundabout junction to the existing shared use facility, approximately 400 metres south of the roundabout junction.
- 2.3 The proposed footway will link the village of Braishfield with the new residential development at Abbots wood, Romsey, and provide members of the public with alternative and sustainable travel choices by promoting cycling and walking.

3. Other options considered and rejected:

3.1 An option was investigated to provide a section of the footway on the northern side of Jermyns Lane (from the entrance to Sir Harold Hillier's Arboretum and Gardens) and within Hillier's estate, through to the roundabout junction of Jermyns Lane/Braishfield Road. Another section, also within Hillier's boundary, would have been constructed between the Jermyns Lane/Braishfield Road roundabout junction to a point 300 metres north thereof. The existing Right of Way path (ROW712) through Hillier's to Braishfield Road and Crook Farm would have been diverted and re-aligned with the new footway in Jermyns Lane. However, this option was rejected by the Secretary of State (SoS) Planning Inspectorate. This option would have also required significant vegetation clearance, including some mature trees as well as a land dedication arrangement with Hillier's, and this was therefore rejected, and a footway facility within the entire highway boundary was preferred.

4. Conflicts of interest:

4.1 Conflicts of interest declared by the decision-maker: None

4.2 Conflicts of interest declared by other Executive Members consulted: None

5. Dispensation granted by the Conduct Advisory Panel: None.

6. Reason(s) for the matter being dealt with if urgent: Not applicable.

7. Statement from the Decision Maker:

Approved by: -----	Date: 23 April 2019
Executive Member for Environment and Transport Councillor Rob Humby	

Item 8

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date of Decision:	23 April 2019
Decision Title:	Appointments to Statutory Joint Committees and Outside Bodies
Report From:	Director of Transformation and Governance - Corporate Services

Contact name: Katy Sherwood

Tel: 01962 847347

Email: katy.sherwood@hants.gov.uk

1. The Decision:

a) That the Executive Member for Environment and Transport be requested to make appointments to the Statutory Joint Committees and Outside Bodies as detailed below. The term of office to expire in May 2021.

OUTSIDE BODIES AND OTHER ORGANISATIONS

	<u>Name of Body</u>	<u>Description</u>	<u>Previous representatives</u>	<u>Appointment(s) until May 2021</u>
1.	River Wey Trust Management Committee 1	To carry out work and research on the River Wey	Carew	Oppenheimer

2. Reason for the decision:

2.1. To maintain County Council representation on committees and bodies within the community.

3. Other options considered and rejected:

3.1. Not to make appointments, which would cease County Council representation.

4. Conflicts of interest:

4.1. Conflicts of interest declared by the decision-maker: None

4.2. Conflicts of interest declared by other Executive Members consulted:

5. Dispensation granted by the Conduct Advisory Panel: none.

6. Reason(s) for the matter being dealt with if urgent: not applicable.

7. Statement from the Decision Maker:

Approved by:

Executive Member for Environment and Transport
Councillor Rob Humby

Date: 23 April 2019