



**At the Meeting of the Authority  
held on Friday 28<sup>th</sup> March 2008**

Present : Councillor Cluskey  
Councillor Salter  
Councillor Tattersall  
Councillor Lonergan  
Councillor Bridson  
Councillor Harris (Halton BC / Observer Status)

74. **Apologies for Absence**

Apologies for absence were received from Councillors Dean, Crowther and Moffatt.

75. **Declarations of Interests by Members and Officers**

Councillor Cluskey declared a personal and prejudicial interest in items 6 and 7, recorded herewith as minutes 79 and 80 in so far as it relates to his capacity as a director of Mersey Waste Holdings Limited.

Councillor Salter declared a personal and prejudicial interest in items 6 and 7, recorded herewith minutes 79 and 80 in so far as it relates to his capacity as a director of Mersey Waste Holdings Limited.

76. **Changes to the Capital Finance System  
WDA/22/08**

The Authority considered a report which informed Members of impending changes to the Capital Finance System. The report proposed a policy for the calculation of the Authority's Annual Minimum Revenue Provision (MRP).

**Resolved** that:

1. the Authority makes the changes to the Capital Finance System;
2. the annual Minimum Revenue Provision (MRP) statement for 2008/09 be approved; and

3. the Authority's Prudential Indicators 2007/08 to 2010/11 be re-approved.

77. **Exclusion of the Public**

**Resolved** that the public be excluded from the meeting during consideration of the following items for the reasons stated.

<b><u>Minute</u></b>	<b><u>Reason (under the Local Government Act 1972)</u></b>
78	Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings (Para 5 of Schedule 12A))
79, 80 & 81	Information relating to the financial or business affairs of any particular person (including the Authority holding the information (Para 3 of Schedule 12A))

78. **Planning and Compulsory Purchase (CPO) Strategy WDA/20/08**

A report was submitted which informed Members of the Authority's ability to seek Compulsory Purchase (CPO) powers and presented Members with reasons for developing a Planning and CPO Strategy.

Councillor Lonergan voted against the recommendation in the report and asked for that fact to be recorded in the minutes pursuant to Procedure Rule 19 (2).

**Resolved** that:

1. the Strategy for Planning and the possible use of Compulsory Purchase (CPO) Powers identified at Appendix 1 to this report be approved;
2. Members note that there will need to be further reports requesting the Authority to proceed with CPO's for specific sites, in line with this strategy; and
3. the Director be granted delegated powers to make minor amendments in order to finalise the Planning and CPO Strategy in consultation with the Treasurer and Solicitor to the Authority.

Councillor Cluskey declared a personal and prejudicial interest in the following item and in accordance with the Code of Conduct for Members, remained outside of the meeting.

Councillor Salter declared a personal and prejudicial interest in the following item and in accordance with the Code of Conduct for Members, remained outside of the meeting.

It was proposed and seconded that Councillor Tattersall take the chair in the absence of the Chairperson.

79. **Mersey Waste Holdings Limited – Key Issues**  
**WDA/21/08**

The Authority considered a proposal, seeking Members' approval to transfer property assets from Mersey Waste Holdings Limited to the Authority, as detailed in the report.

**Resolved that:**

1. the transfer of property assets from MWHL to the Authority as set out in the report be approved;
2. the basis of valuation described in the report and the purchase prices identified be approved; and
3. the Treasurer to the Authority seeks alternative arrangements to cover the bond guarantee.

Councillor Cluskey declared a personal and prejudicial interest in the following item and in accordance with the Code of Conduct for Members, remained outside of the meeting.

Councillor Salter declared a personal and prejudicial interest in the following item and in accordance with the Code of Conduct for Members, remained outside of the meeting.

80. **Procurement Progress**  
**Mersey Waste Holdings Limited Contract Arrangements**  
**WDA/23/08**

A report was submitted, advising Members of the progress in the Competitive Dialogue procedures in the Waste Management and Recycling Contract and Resource Recover Contract and the

consequential decisions needed to ensure continuity of waste management service provision from MWHL.

**Resolved** that:

1. the letting of new waste management contracts with Mersey Waste Holdings Ltd for the current waste management service be approved and that the Director report back to the Authority for approval of the detailed terms and conditions of those contracts, on the basis of ;
  - A twelve month contract period.
  - A termination clause exercisable by the Authority at one months notice.
  - An extension of contract period, exercisable by the Authority at six months notice.
  - Assurances from MWHL as to their continued managerial and technical capabilities to carry out the new contracts.
2. the Director reports to the Authority as shareholder, the arrangements necessary between the Authority and Mersey Waste Holdings Ltd to ensure compliance with the procurement regulations in awarding contracts to the company.

Councillors Cluskey and Salter returned to the meeting. Councillor Cluskey took the Chair.

81. **New Technology Demonstrator Project (NTDP) Succession Strategy WDA/24/08**

The Authority considered a report seeking Members approval to the principles of an evaluation methodology to determine the most appropriate succession strategy for the NTDP.

**Resolved** that Members agree to the evaluation methodology detailed in the report to be used to determine the most appropriate succession strategy for the New Technology Demonstrator Project.