

# Pecyn Dogfen Gyhoeddus

**Gareth Owens LL.B Barrister/Bargyfreithiwr**

Chief Officer (Governance)

Prif Swyddog (Llywodraethu)



Swyddog Cyswllt:

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At: Cyng David Evans (Cadeirydd)

Y Cynghorwyr: Mike Allport, Mel Buckley, David Coggins Cogan, Chris Dolphin, Ian Hodge, Ray Hughes, Richard Lloyd, Mike Peers, Vicky Perfect, Dan Rose a Roy Wakelam

Dydd Mercher, 31 Ionawr 2024

Annwyl Gynghorydd,

**RHYBUDD O GYFARFOD HYBRID**  
**PWYLLGOR TROSOLWG A CHRAFFU'R AMGYLCHEDD A'R ECONOMI**  
**DYDD MAWRTH, 6ED CHWFROR, 2024 10.00 AM**

Yn gywir

Steven Goodrum

Rheolwr Gwasanaethau Democraidd

Sylwch: Gellir mynychu'r cyfarfod hwn naill ai wyneb yn wyneb yn Cyfarfod Hybrid, Cyngor Sir y Fflint, Yr Wyddgrug, Sir y Fflint neu ar-lein.

Bydd y cyfarfod yn cael ei ffrydio'n fyw ar wefan y Cyngor. Bydd y ffrydio byw yn dod i ben pan fydd unrhyw eitemau cyfrinachol yn cael eu hystyried. Bydd recordiad o'r cyfarfod ar gael yn fuan ar ôl y cyfarfod ar <https://flintshire.publici.tv/core/portal/home>

Os oes gennych unrhyw ymholiadau, cysylltwch ag aelod o'r Tîm Gwasanaethau Democraidd ar 01352 702345.

## R H A G L E N

### 1 YMDDIHEURIADAU

**Pwrpas:** I dderbyn unrhyw ymddiheuriadau.

### 2 DATGAN CYSYLLTIAD (GAN GYNNWYS DATGANIADAU CHWIPIO)

**Pwrpas:** I dderbyn unrhyw ddatganiad o gysylltiad a chynghori'r Aelodau yn unol a Hynny.

### 3 COFNODION (Tudalennau 5 - 24)

I gadarnhau, fel cofnod cywir gofnodion y cyfarfod ar 12 a 19 Rhagfyr 2023, a 9 Ionawr 2024.

### 4 RHAGLEN GWAITH I'R DYFODOL A OLRHAIN GWEITHRED (Tudalennau 25 - 34)

Adroddiad Hwylusydd Trosolwg a Chraffu yr Amgylchedd a Gofal Aymdeithasol

I Ystyried y flaenraglen waith Pwyllgor Trosolwg a Chraffu'r Amgylchedd a'r Economi a rhoi gwybodaeth i'r Pwyllgor o'r cynnydd yn erbyn camau gweithredu o'r cyfarfod blaenorol.

### DEDDF LLYWODRAETH LEOL (MYNEDIAD I WYBODAETH) 1985 - YSTYRIED GWAHARDD Y WASG A'R CYHOEDD

Mae'r eitem a ganlyn yn cael ei hystyried yn eitem eithriedig yn rhinwedd Paragraff(au) 15 Rhan 4 Atodiad 12A o Ddeddf Llywodraeth Leol 1972 (fel y cafodd ei diwygio)

Mae budd y cyhoedd wrth beidio â datgelu'r wybodaeth yn drech na'r budd o ddatgelu'r wybodaeth, hyd nes y cwblheir yr ymgynghoriadau / trafodaethau hynny.

### 5 CYLLIDEB CRONFA'R CYNGOR 2024/25 (Tudalennau 35 - 44)

Adroddiad Prif Swyddog (Cynllunio, Amgylchedd ac Economi), Prif Swyddog (Stryd a Chludiant) - Aelod Cabinet Newid Hinsawdd a'r Economi, Aelod Cabinet Cyllid, Cynhwysiant, Cymunedau Cryf gan gynnwys Gwerth Cymdeithasol a Chaffael, Aelod Cabinet Cynllunio, Iechyd y Cyhoedd a Gwarchod y Cyhoedd, Dirprwy Arweinydd y Cyngor a'r Aelod Cabinet Gwasanaethau Stryd a'r strategaeth cludiant rhanbarthol

Adolygu a rhoi sylwadau ar y pwysau cost, y gostyngiadau arfaethedig mewn costau, a'r risgiau cysylltiedig.

**FE FYDD Y CYFARFOD YN PARHAU MEWN SESIWN GYHOEDDUS AR ÔL YSTYRIED EITEM 5 AR Y RHAGLEN**

**6 RHEOLIADAU AILGYLCHU'R GWEITHLE (Tudalennau 45 - 52)**

Adroddiad Prif Swyddog (Stryd a Chludiant) - Dirprwy Arweinydd y Cyngor a'r Aelod Cabinet Gwasanaethau Stryd a'r strategaeth cludiant rhanbarthol

Derbyn y wybodaeth ddiweddaraf am Rheoliadau Ailgylchu'r Gweithle

***Sylwch, efallai y bydd egwyl o 10 munud os yw'r cyfarfod yn para'n hirach na dwy awr.***

Mae'r dudalen hon yn wag yn bwrpasol

# Eitem ar gyfer y Rhaglen 3

## **ENVIRONMENT AND ECONOMY OVERVIEW & SCRUTINY COMMITTEE** **12 DECEMBER 2023**

Minutes of the hybrid meeting of the Environment and Economy Overview & Scrutiny Committee of Flintshire County Council held on Tuesday, 12 December 2023.

### **PRESENT: Councillor David Evans (Chair)**

Councillors: Mike Allport, Mel Buckley, Chris Dolphin, Ray Hughes, Richard Lloyd, Vicky Perfect, Dan Rose, and Roy Wakelam

**SUBSTITUTION:** Councillor David Richardson for Councillor Ian Hodge

**ALSO PRESENT:** Councillors Bernie Attridge, Alasdair Ibbotson, and Sam Swash (as observers)

**APOLOGY:** Councillor Mike Peers

### **CONTRIBUTORS:**

Councillor Dave Hughes (Deputy Leader of the Council and Cabinet Member for Streetscene and Regional Transport Strategy), Councillor Dave Healey (Cabinet Member for Climate Change and Economy), Councillor Chris Bithell (Cabinet Member for Planning, Public Health and Public Protection), Councillor Paul Johnson (Cabinet Member for Finance, Inclusion, Resilient Communities including Social Value and Procurement), Chief Officer (Planning, Environment & Economy), Chief Officer (Streetscene & Transportation), Community and Business Protection Manager, and Rhiannon Edwards, North Wales VAWDASV Advisor

**IN ATTENDANCE:** The Environment & Economy Overview & Scrutiny Facilitator and Democratic Services Officers

## **48. DECLARATIONS OF INTEREST**

Councillor Chris Bithell declared a personal interest on agenda item 6 as a Member of the Police & Crime Commissioner Panel.

## **49. MINUTES**

The minutes of the meeting held on 14 November 2023, were submitted.

The minutes were approved as an accurate record as moved by Councillor Richard Lloyd and seconded by Councillor Mike Allport.

### **RESOLVED:**

That the minutes be approved as a correct record and signed by the Chair.

## **50. FORWARD WORK PROGRAMME AND ACTION TRACKING**

The Environment & Economy Overview & Scrutiny Facilitator presented the Forward Work Programme and Action Tracking report. She gave an update on the items for the next meeting of the Committee to be held on 9 January 2024, and on the proposed items scheduled for future consideration.

The Facilitator referred to the Action Tracking report and gave an update on progress. She drew attention to the all-Member workshops to be held on 11 January to assist Members to consider the proposals for Waste and Recycling Collection on Unadopted Roads.

Members were invited to raise any further items they wished to include on the Forward Work Programme.

Councillor Richard Lloyd moved the recommendations in the report and this was seconded by Councillor Ray Hughes.

### **RESOLVED:**

- (a) That subject to the above amendment the Forward Work Programme be approved;
- (b) That the Facilitator, in consultation with the Chair of the Committee, be authorised to vary the Forward Work Programme between meetings, as the need arises; and
- (c) That the Committee notes the progress made in completing the outstanding actions

## **51. COUNCIL PLAN 2023-24 MID-YEAR PERFORMANCE REPORTING**

The Chief Officer (Streetscene and Transportation) introduced a report to review the levels of progress in the achievement of activities and performance levels identified in the Council Plan. She advised that the Council Plan 2023/28 was adopted by the Council in June 2023 and the report presented a summary of performance of progress against the Council Plan priorities identified for 2023/24 at the mid-year position, relevant to the Environment & Economy Overview & Scrutiny Committee. The report was an exception-based report and concentrated on those areas of performance which were not currently achieving target.

The Chief Officer (Streetscene and Transportation) and Chief Officer (Planning Environment and Economy) reported on the main considerations, as detailed in the report. They drew attention to progress against Council Plan activity (section 1.04), the activities which showed a Red (RAG) status relevant to their respective portfolios (section 1.05) and an update on progress against the sub-priorities listed in section 1.08 of the report.

The Chief Officer (Streetscene and Transportation) acknowledged the point raised by Councillor David Richardson regarding collection of food waste and said the matter of food collection receptacles would be addressed in work going forward on the Waste Strategy

In response to the questions raised by Councillor Bernie Attridge the Chief Officer (Planning, Environment and Economy) provided an update on developments around Corporate Joint Committees and the Chief Officer (Streetscene and Transportation) provided an update on progress to address the issue of hazardous routes.

Councillor Ray Hughes moved the recommendations in the report and this was seconded by Councillor Roy Wakelam

**RESOLVED:**

- (a) That the levels of progress and confidence in the achievement of priorities as detailed within the Council Plan 2023/28 for delivery within 2023/24 be supported; and
- (b) That the overall performance against Council Plan 2023/24 performance indicators/measures be supported.

**52. VIOLENCE AGAINST WOMEN DOMESTIC ABUSE SEXUAL VIOLENCE (VAWDASV)**

The Community and Business Protection Manager presented a report to provide an overview of trends, services and support available with respect to Violence Against Women Domestic Abuse and Sexual Violence (VAWDASV). She advised that the report provided an outline of the services available with respect to VAWDASV on a local and regional level, and also an insight into current demands across the region.

The Community and Business Protection Manager provided background information and introduced Rhiannon Edwards, North Wales VAWDASV Advisor to the meeting. The Advisor gave a presentation on tackling VAWDASV in Flintshire and North Wales which covered the following key points:

- background – why and how do we work as a region?
- what is happening post Covid?
- what have we done to tackle this locally
- what does the “offer” look like in North Wales
- partnership working in Flintshire County Council (FCC)
- all-Wales VAWDASV Blueprint approach

The Chair asked if any specific geographical, social, or economical factors had been linked to VAWDASV. The Advisor acknowledged the points raised and said that regionally “hot spots” which involved more contact with the Police and areas of deprivation had been identified.

The Advisor also responded to the further comments and questions raised by Members. Councillor Richard Lloyd proposed that the report be submitted to County Council to raise awareness of VAWDASV and the support work which was ongoing

Councillor Roy Wakelam moved the recommendations in the report and this was seconded by Councillor Mike Peers.

**RESOLVED:**

- (a) That the report be noted; and
- (b) That the Committee recommends that a report on VAWDASV be submitted to a future meeting of the County Council to raise awareness of VAWDASV and the ongoing support work provided

**53. MEMBERS OF THE PRESS IN ATTENDANCE**

There were no members of the press or public in attendance.

(The meeting started at 10.00 a.m. and ended at 10.53 a.m.)

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**Chair**



**ENVIRONMENT AND ECONOMY OVERVIEW & SCRUTINY COMMITTEE**  
**19 DECEMBER 2023**

Minutes of the hybrid meeting of the Environment and Economy Overview & Scrutiny Committee of Flintshire County Council held on Tuesday, 19 December 2023.

**PRESENT: Councillor David Evans (Chair)**

Councillors: Mike Allport, Mel Buckley, David Coggins-Cogan, Chris Dolphin, Richard Lloyd, Mike Peers, Vicky Perfect, and Dan Rose

**SUBSTITUTIONS:** Councillor Bill Crease for Councillor Roy Wakelam, Councillor Ted Palmer for Councillor Ray Hughes, and Councillor David Richardson for Councillor Ian Hodge

**APOLOGIES:** Chief Officer (Streetscene and Transportation)

**CONTRIBUTORS:**

Councillor Dave Hughes (Deputy Leader of the Council and Cabinet Member for Streetscene and Regional Transport Strategy), Councillor Dave Healey (Cabinet Member for Climate Change and Economy), Chief Officer (Planning, Environment & Economy), Community and Business Protection Manager, Contaminated Land Officer, Bereavement Services Manager, Transport Manager (Streetscene and Transportation), and Access and Natural Environment Manager

**IN ATTENDANCE:** The Environment & Economy Overview & Scrutiny Facilitator and Democratic Services Officers

**54. DECLARATIONS OF INTEREST**

Councillors Ted Palmer and Mel Buckley declared a personal interest on agenda item 5 – unsafe memorials at Flintshire cemeteries

**55. CONTAMINATED LAND STRATEGY**

The Community and Business Protection Manager introduced a report to explain the purpose of the Contaminated Land Inspection Strategy and the updates which had been made since the previous Strategy was adopted in 2017. She provided background information and advised that the Contaminated Land Inspection Strategy described how Flintshire County Council was required by Part 2A of the Environmental Protection Act 1990 to identify and inspect land within its administrative control and explained the steps that the Council will take to investigate the land to secure remediation of contamination.

Flintshire County Council's Contaminated Land Inspection Strategy was updated to reflect current Council policies, objectives, and the replacement of a principal piece of regulatory guidance relating to the assessment of land contamination.

Councillor Mike Peers raised questions and made suggestions for improvement on a number of points in the report and the updated Contaminated

Land Inspection Strategy document which was appended to the report. The Community and Business Manager thanked Councillor Peers for his input and said his comments were noted and the suggested changes would be made where appropriate. In response to the request from Councillor Peers for a list of contaminated land in the County, Officers advised that the Public Register contained an updated list of contaminated land and was available to view on the Council's website. It was agreed that a link to the document would be sent to members of the Environment & Economy Overview & Scrutiny Committee.

**RESOLVED:**

That the updates to the Contaminated Land Inspection Strategy including the additional amendments proposed by Councillor Mike Peers during the meeting be endorsed.

**56. WORKFORCE RECYCLING REGULATIONS**

The Chair explained that the item would be deferred to the next meeting of the Committee on 9 January 2024.

Referring to the following sentence in the first paragraph of the Executive Summary of the report, Councillor Mike Peers suggested that the wording "This will require all workplaces, such as businesses, public sector, and charities to separate their recyclable materials in the same way that our households already do" be changed to read: "This will require all workplaces, such as businesses, public sector, and charities to separate their recyclable materials in the same way that our households should do".

Councillor Peers also referred to the final paragraph in section 1.07 of the report and exploration of the option of designating one site for trade waste in the future on a chargeable basis, and sought assurance that the designated site would not be exclusive to trade waste to the detriment of domestic waste use. Councillor Peers also asked what the consequences would be for the Council if the possible risks as outlined in section 3.04 of the report were carried out.

Councillor Dan Rose moved the recommendation to defer the item and this was seconded by Councillor David Coggins-Cogan.

**RESOLVED:**

That the report be deferred to the next meeting of the Committee.

**57. UNSAFE MEMORIALS AT FLINTSHIRE CEMETERIES**

The Bereavement Services Manager provided background information and presented the report to seek support and approval for an alternative and permanent method of making unsafe memorials at Flintshire cemeteries safe, if the memorial is not repaired by the registered grave owner, as well as making safe any kerb sets that had become detached from the main structure of the grave.

The Bereavement Services Manager responded to the questions and comments raised by Councillor Mike Peers regarding definition of the term "grave owner", funding to address the proposals to make unsafe memorials at cemeteries safe, testing programmes, and the retention of headstone inscriptions.

Officers responded to the further comments and concerns raised by Councillor David Coggins-Cogan around the cost of making memorials safe and the need to retain grave inscriptions.

Councillor Ted Palmer moved the recommendations in the report and this was seconded by Councillor David Coggins-Cogan.

**RESOLVED:**

- (a) That the proposal to adopt the "digging in" method to stabilise those memorials deemed to be structurally unsafe when the grave owners cannot be traced be supported.
- (b) That the proposal to address unsafe kerb sets by repositioning all kerb sections within the structure of the grave, either above or below the surface depending on the presence of a concrete slab foundation, be supported.

**58. ACCESS BARRIER REVIEW UPDATE**

The Access & Natural Environment Manager presented the report to seek agreement on the implementation of access improvements to the Wales Coast Path. He provided background information and referred to the main considerations as detailed in the report.

Councillor David Coggins-Cogan expressed a number of concerns around the proposed improvements as set out in the report which he said he could not support.

Councillor David Healey commented on the need to ensure the safety of users on the Wales Coastal Path.

Councillor Dan Rose suggested that alternative options should be considered.

Members acknowledged the need to mitigate illegal activity and also ensure the quality of access for the general public.

The Access & Natural Environment Manager responded to the further concerns and questions raised by Members around the use of radar keys, codes, and alternative schemes to prevent illegal and anti-social use on the Coastal Path.

Councillor Richard Lloyd moved the recommendations in the report and this was seconded by Councillor Ted Palmer.

**RESOLVED:**

- (a) That feedback on the proposed access improvements and the potential risks to the Authority be noted; and
- (b) That the proposed improvements to the access points in the Saltney Footbridge areas detailed in the plan and specification be agreed.

**59. MEMBERS OF THE PRESS IN ATTENDANCE**

There were no members of the press or public in attendance.

(The meeting started at 10.00 a.m. and ended at 11.42 a.m.)

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**Chair**

**ENVIRONMENT AND ECONOMY OVERVIEW & SCRUTINY COMMITTEE**  
**9 JANUARY 2024**

Minutes of the hybrid meeting of the Environment and Economy Overview & Scrutiny Committee of Flintshire County Council held on Tuesday, 9 January 2024.

**PRESENT: Councillor David Evans (Chair)**

Councillors: Mel Buckley, David Coggins-Cogan, Chris Dolphin, Ian Hodge, Richard Lloyd, Mike Peers, Vicky Perfect and Dan Rose,

**SUBSTITUTIONS:** Councillor Allan Marshall (for Councillor Roy Wakelam) and Councillor Alasdair Ibbotson (for Councillor Ray Hughes)

**ALSO PRESENT:**

Councillors Bernie Attridge and Andrew Parkhurst attended as observers

**APOLOGIES:** Councillor Mike Allport and the Chief Officer (Streetscene and Transportation)

**CONTRIBUTORS:**

Councillor Dave Hughes (Deputy Leader of the Council and Cabinet Member for Streetscene and Regional Transport Strategy), Councillor Chris Bithell (Cabinet Member for Planning, Public Health and Public Protection), Councillor Dave Healey (Cabinet Member for Climate Change and Economy), Councillor Paul Johnson (Cabinet Member for Finance, Inclusion, Resilient Communities including Social Value and Procurement), Councillor Mared Eastwood (Cabinet Member for Education, Welsh Language, Culture and Leisure), Chief Officer (Planning, Environment & Economy), Highway Network Manager and Operational Manager (North & Street Lighting). Service Manager (Enterprise and Regeneration)

**IN ATTENDANCE:** The Environment & Economy Overview & Scrutiny Facilitator and Democratic Services Officers

**60. DECLARATIONS OF INTEREST**

There were no declarations of interest.

**61. FORWARD WORK PROGRAMME AND ACTION TRACKING**

The Environment & Economy Overview & Scrutiny Facilitator presented the Forward Work Programme and Action Tracking report. An update was provided on the items being presented to the next meeting on the 6 February together with an overview of the items scheduled for the March, June and July meetings.

The Environment & Economy Overview & Scrutiny Facilitator then referred to the Action Tracking report and provided an update to ongoing and completed items. Members were invited to raise any further items they wished to include on the Programme.

Councillor Mike Peers referred to the minutes point on the action tracking report and reported on a conversation with the Democratic Services Manager who had confirmed that this information would be circulated shortly.

Councillor Richard Lloyd moved the recommendations in the report and this was seconded by Councillor David Coggins Cogan.

**RESOLVED:**

- (a) That subject to the above amendment the Forward Work Programme be approved;
- (b) That the Facilitator, in consultation with the Chair of the Committee, be authorised to vary the Forward Work Programme between meetings, as the need arises; and
- (c) That the Committee notes the progress made in completing the outstanding Actions

**62. AMBITION NORTH WALES Q2 REPORT**

The Chief Officer (Planning Environment & Economy) introduced the report which presented the Quarter 2 (July to September 2023-24) Growth Deal Performance Report. It was reported that £120m was provided by the UK and Welsh Government to support a series of capital projects. The Ambition North Wales team provided an Annual Report on progress with quarterly updates provided the Chief Officer to committee.

The Chief Officer (Planning Environment & Economy) referred members to point 1.4.2 in the report which outlined the changes to the projects which had dropped out. This had enabled six new projects to be invited to join the Growth Deal. Point 1.4.4 in the report included an update on the five red projects for Quarter 2 and the Chief Officer highlighted the traffic issues around the Wrexham Gateway project. He then referred to the reclamation of land within the Holyhead Harbour Project and the granting of the Harbour Revision Order by Welsh Government. It was explained that Appendix A of the report provided a brief summary of each of the projects.

Councillor Mike Peers raised several questions which were answered by the Chief Officer (Planning Environment & Economy).

In response to the site compliance point at Warren Hall, it was explained that a Development Brief was required to set parameters for the site. He referred to the Airfields Safety Report which was received in October and had raised concerns around

the glide path of the larger aircraft going into Broughton. The report had confirmed that no earth works were required at Warren Hall which was a positive step in moving this development forward.

In response to the question on the impact of the LDP at Warren Hall, the Chief Officer (Planning Environment & Economy) confirmed that this was also a positive step forward. He outlined how the Planning Strategy Group would bring forward the supplementary Development Planning Brief for the site and would then push Welsh Government to develop this site.

In responding to the point on the RAG status against investment and risk, the Chief Officer (Planning Environment & Economy) said the risks were reflected in the summary risks profile and mostly related to obtaining consent. He referred Members to point 1.4.4 in the report which provided detail on the five project which were currently showing as red and provided more information on this.

In response to the scrutiny point the Chief Officer it was explained that Ambition North Wales were not only scrutinised by Overview & Scrutiny Committees but also by the Wales Audit Office and Auditors on behalf of the UK Government with a review undertaken every year.

In response to the comment made concerning the Welsh dates in the English version of the document, the Chief Officer (Planning Environment & Economy) agreed to feed this back to the Ambition North Wales team.

Councillor Mike Peers moved the recommendation in the report and this was seconded by Councillor David Coggins Cogan.

## **RESOLVED**

That the Committee considered and noted the Quarter 2 Performance Report.

### **63. STREETLIGHTING POLICY**

The Highway Network Manager introduced Darrell Jones, the Operational Area Manager (North & Street Lighting). The report provided information on the periodic review of the Policy in line with industry and legislative changes.

The Operational Area Manager provided an overview on the Streetlighting, Traffic Signals and Associated Equipment Policy and Specifications. This was an update from the previous agreed policy and included requirements relating to adopting highway network infrastructure for the Council. Information was provided on the policy, equipment installation and standards which included street lighting, traffic signals and signs and other external items such as EV chargers and defibrillators which had not previously been included. The Policy and Specifications now included all relevant standards.

Councillor Mike Peers raised a number of questions :-

In response to the Vehicle Activated Signs question the Operational Area Manager confirmed that the 30 mph signs were currently switched off and had been covered. They were being maintained electrically and structurally but were not in use.

In response to the column and lighting assets question the Operational Area Manager reported on the lifespan of the variety of infrastructure which existed in the county. A project replacing the lanterns was undertaken a number of years ago but the issues now were with the infrastructure and columns. Information was provided on the work of the external company undertaking a rolling programme of inspections together with an explanation of the traffic signals site inspections.

In response to the question on Night Inspections it was agreed there was an error in the document and it was agreed to correct this. In response to the question by Councillor Peers for a criteria to be included in the Policy, the Operational Area Manager explained that the 10 day repair time was for inspection by the Streetscene Electricians, with the aim for the remedial works to be undertaken as quickly as possible. In some instances such as DNO (Direct Network Operators such as Scottish Power) if it was identified as a mains fault, then the information would be passed to Scottish Power who defaulted to the OFGEM Regulations with regard to the repair of that light. This was published on the Council's website and Infonet.

With regard to the part night lighting question the Operational Area Manager explained that this had been trialled on numerous occasions in areas within Flintshire and was still being undertaken in some areas. Consultations and assessments had been carried out with local members, emergency services and local groups and an outline was provided of the savings which could be achieved and areas which could be considered for part night lighting.

In response to the Dimming question the Operational Area Manager explained that this was covered under the previous policy to dim all lanterns by 30%, this excluded the vulnerable areas and CCTV areas. This provided the savings during the darker hours when less vehicle traffic and footfall was undertaken.

The Operational Area Manager confirmed that the Policy would be changed to show that Ward Members would be consulted when considering part-night lighting or dimming.

In response to the Integrated Impact Assessment question, the Highway Network Manager confirmed that as this policy revision was a Strategic report Officers were required to undertake an Integrated Impact Assessment and he outlined what this entailed. The Operational Area Manager clarified that the Policy and Specifications were not solely for street lighting but also covered traffic signals, electrical infrastructure,



CCTV and items in and over the highway. The Highway Network Manager confirmed that the title would be extended to cover the other areas which were covered.

In summing up the questions from Councillor Peers the Highway Network Manager confirmed that they would be more specific with regard to the Policy name across the documents, night inspections would be amended to correctly reflect the 14 day and 28 day distinction, part night lighting and dimming would be split within the Policy and point 5.9 will be amended state will consult with interested parties and include the criteria for part night lighting within the Policy.

In response to questions from Councillor Dan Rose the Operational Area Manager said following earlier discussions the criteria would be attached to the policy to cover dimming, part night lighting and trimming.

In response to visually impaired point it was confirmed that a large number of organisations were consulted on larger schemes, such as the Holywell Town Council Scheme. Calls were also received by the service from people wanting an enhanced or reduced level of lighting and he explained what measures were undertaken.

The Operational Area Manager explained that a range of illumination colour temperatures were used when considering Sites of special scientific interest (SSSI). It was explained that 95% of the current infrastructure was set at 4,000K which was the old standard when the LEDs were replaced 8 years ago and was still low on the scale when referring to illumination and output.

Cllr Rose sought clarification that 4,000k were put in because it was slightly less energy and for carbon saving but ignoring nocturnal animals for those areas as badgers exist in urban areas. He felt the carbon footprint was important but not at the expense of biodiversity and he wanted this to be included in the criteria. In response the Operational Area Manager explained the lanterns, apart from the heritage lanterns, had zero upward waste light with nothing going out from the target zone. He explained how the LEDs were raised within the body of the lantern and had even less waste light. The lanterns could be positioned to where they were needed and manipulated away from hedgerows. It was also explained that a 360 shielding arrangement could be applied to the lanterns which reduced the light spillage even further to just target the area. These were used when applications were received from residents who said the lights were too bright or shining into properties. The Operational Area Manager then referred to the 4,000k lights saying that these were already installed and would have a lifespan. It was not possible to mix lanterns with 3,000K to 4,000K as this would causing banding and affect people with visual impairment. He explained that legislation governed where the columns could be placed and he outlined the balance between meeting the regulations with regard to light spill, the current infrastructure, the age of the equipment and duties with regard to biodiversity and the environment.

In response to a question from Councillor Bernie Attridge on the adoption of lights from Town & Community Councils, the Operational Area Manager confirmed that

this was included within the specification and criteria within this policy. The principle was the same for Town and Community Councils and Developers.

In response to the question of the costs involved for Town & Community Councils requesting Flintshire to adopt the lighting, the Operational Area Manager outlined the processes and assistance that Flintshire had provided over the last 8 years. It was explained that the costs were not within the policy as they were covered under Fees and Charges and the Highway Network Manager agreed to include these in the Fees and Charges Review. It was explained that this policy document would be used collaboratively across North Wales for consistency and to ensure cost savings for the procurement of brackets, columns etc.

With regard to the Vehicle Activated Signs (VAS) point the Operational Area Manager commented that he would have to consult colleagues and agreed to ask the Highway Network Manager to provide an update to committee.

With regard to Mayrise question it was confirmed that this was developed in the 1990s with streetlighting the first service to use it. There were issues with this system when trying to report faults on the system and he agreed to speak to the Contact Centre with regard to this.

With regard to the point of speeding up Scottish Power faults it was confirmed that they worked to the Ofgem National Standards which they had to adhere to. If they were outside of those Standards then they had to apply for an exemption and provide explanation of the reasons for the delay and they were also fined.

With regard to dangerous illuminated road signs it was confirmed that when a report was received the team would attend immediately to ensure it was made safe. The repair works would then be programmed into their work schedule. The speed would depend on the actual sign and its location.

Councillor Alasdair Ibbotson raised a number of questions which the Operational Area Manager responded to.

In response to the night-time inspections point it was confirmed that here had been no change. As previously discussed, it would be clarified within the policy with regard to the 14 and 28 day inspections in the summer and winter months.

With regard to the response time standards point the Operational Area Manager was not aware of any changes but was aware of the review being undertaken with regard to the service standards. The Highway Network Manager explained that the review was part of the forward work programme looking to be clearer on the standards within policies, but he would not expect Streetscene standards to erode policy standards.

Referring to the response time question the Operational Area Manager confirmed that it would progress with the fastest response time which could be taken. The faults were not always repaired instantly but the team would attend, make safe and then the 10 day timeframe would be included to repair the fault.

Councillor Allan Marshall commented that this was a large document and asked if he could forward any comments to the Operational Area Manager following the meeting. He asked the following questions :-

In response to the timing and switching of photocells question the Operational Area Manager commented that this was dependent upon whose assets it was, but the majority of Flintshire's assets were photocells. The issue of pole brackets was a huge problem as well as the porcelain fuses which were no longer accepted under the regulations. Scottish Power had to be involved in the transfer of service and Flintshire could do everything else. This also applied to columns but Flintshire owned more so were able to undertake more of the repairs.

In response to the night-time inspections in rural areas point the Operational Area Manager agreed with the comments made but said that these could not be inspected during the day as they were off. He commented that the Area Electricians would be able to locate and inspect the lighting within their area.

In response to the errors in the policy with regard to names and job titles the Operational Area Manager agreed to look at these.

In response to the increasing number of faults at point 1.06 the Operational Area Manager reported that it was not just the street lighting fault but the entire infrastructure which included signs, cabling, photocells, porcelain fuses which encompassed what was maintained on the aging infrastructure. It was noted that lighting failure can also be reported via my account.

In response to the point on the replaced LED lighting and cost reduction in energy the Operational Area Manager confirmed that once the light was changed the power supplier should have been contacted. If they were changed during maintenance then he would have to speak to his colleague Jamie Bennett. This would change on Mayrise if the asset was included and an invoice should have been sent to the Community Council. He agreed to look into this.

In response to the adoption and non-compliance question from Councillor Chris Bithell the Operational Area Manager commented that this was why the detailed specification was included in this policy. This related to everyone including developers and outlined the clear understanding of what was expected and the timeframes for carrying out the installations.

In response to the Section 38 point raised the Operational Area Manager would have to refer to his Highway Development Control colleagues. Bonds were still required and he agreed to come back with a more detailed response.

The Chair referred to the term DNO for example and asked if something could be included to outline what these abbreviations referred to. The Operational Area Manager agreed to include this in the policy. With regard to Section 38 which was covered under the Highways Act 1980 he confirmed that links had been included to this Act or Standards at the beginning of the paragraph.

Councillor David Coggins Cogan asked a number of questions which were answered by the Operational Area Manager.

In response to the question the Trunk Road Agency costs it was reported that this related to the previous policy and that there was no costs burden for Flintshire.

In response to the question on the capital budget for replacing street columns the Highway Network Manager confirmed that there was no dedicated capital programme for streetlighting columns and that this was included in the Highways Asset Management Plan. Carriageways was a priority with £1.5m received in capital which was allocated to get the most benefit from that available money. This was not enough to maintain a steady state which was estimated at £3.2m per year and Inflation also needed to be considered. He reported that around £150,000 per year was being allocated to column replacements. He referred to the Highways Inspection Review which would look at risk assessments for the highway network and presenting some of the risks and challenges as part of that review included on the Forward Work Programme.

In response to the question on the trimming and dimming the Operational Area Manager explained that trimming referred to the reduction in the switching time for when the photocell came on. He then outlined the two standards which were used for dimming depending on the location.

Councillor Mike Peers proposed that recommendation 1 was accepted but that recommendation 2 was amended to “that the Committee noted the revised Street Lighting Policy.”

He then proposed a Recommendation 3 “that the Street Lighting Policy as presented was to be revised as agreed by Officers and brought back to Committee for approval.” Following discussion on the viability of changes being made and shared with the Committee ahead of the Cabinet meeting, it was suggested that the Deputy Leader of the Council and Cabinet Member for Streetscene and Regional Transport Strategy put forward an amendment at Cabinet to support the proposed changes to the Policy by the Committee. The Deputy Leader and Councillor Mike Peers agreed with this suggestion as a way forward.

Councillor Mike Peers moved the recommendations in the report, and this was seconded by Councillor David Coggins Cogan.

**RESOLVED:**

- (a) That the Committee note the portfolio's performance against the current standards and policy;
- (b) That the Committee note the revised Street Lighting policy; and
- (c) That the proposed changes agreed with Officers be submitted to Cabinet.

**64. BAILEY HILL, MOLD**

In presenting the Chief Officer (Planning, Environment & Economy) explained that this was an update report outlining the works which had taken place at Bailey Hill in Mold.

The Service Manager (Enterprise and Regeneration) commented that the report marked the end of a development period and set out the work which had been carried out on this Council owned green space. Information was provided on the partnership between the County Council, Mold Town Council, the Friends of Bailey Hill Group and Aura. Point 1.04 of the report provided information on the £1.7m external funding received by the project with point 1.05 highlighting the works which were undertaken. A successful programme of events had also taken place with schools and other organisations to raise awareness and ensure that the site was used. It was explained that Cadw and archaeologists were involved throughout these works which were unfortunately delayed because of Covid. The report contained information on the archaeological items and human remains which were found together with evidence of the castle walls which had delayed the project and affected its design, and it was explained how these were managed and supported. The play area had been relocated because of the items found on the site and was moved to the outer bailey and was due to be completed soon. Moving forward the emphasis was on maintaining the site and improving biodiversity to maintain the green status for the site and an explanation was provided on how this was being managed. An overview of the different organisations using the site was given and the community work supporting it.

The Chair commented that he had visited the site saying it was beautiful and was an exceptional area within the town.

In response to a question from Councillor David Coggins on the resource implications the Service Manager said he was unable to provide that information because the centre had been operational for a full year. It was part funded by National Lottery and funders, but a better indication would be available in March this year from Mold Town Council.

In response to a question from Councillor Mike Peers on the resource implications at point 2.01 the Service Manager explained that part year figures had been obtained from Mold Town Council which highlighted a deficit. It was difficult to charge a higher rate of income for the small building and work would be undertaken with the Town Council to keep the deficits to the minimum whilst providing that community resource.

Responding to a question regarding the Green Flag status from Councillor Mike Peers the Service Manager explained that this was a kite marked status for green spaces, parks predominately. It was explained that the site had achieved three out of the seven years, with four years to go. The criteria involved managing of the park effectively as regards litter and dog waste and include safety management and community involvement. The feedback received had been very positive.

The Chief Officer (Planning, Environment & Economy) commented that this would be brought to committee once the full year's figures were available. The increase in energy bill had also impacted this. He encouraged members to visit and to hire the facility as it is very beautiful.

In response to questions from Councillor Richard Lloyd, the Service Manager firstly referred to accessibility saying the site had been redesigned as far as possible. Ramped access had been installed to the centre and inner and outer baileys but not to the motte that the castle sat on which was not accessible because of the steps. With regard to the costs the site generates income from the residential accommodation and small income from the groups booking the downstairs space.

In response a question from Councillor Bernie Attridge on any shortfall being consumed by the Environment and Regeneration budget, the Service Manager explained that all costs were borne by Mold Town Council as they held a lease from the County Council to run the visitor centre and residential accommodation. He understood the concerns of Members of the committee and suggested that an update come back to committee later in the year with a business plan and proposals for the centre which could be reviewed.

The Chair suggested that this be brought back in early summer and could be coordinated with a site visit.

Councillor Mike Peers moved the recommendations in the report and this was seconded by Councillor David Coggins Cogan.

**RESOLVED:**

That the Committee noted the successful completion of development at Bailey Hill in Mold.

**LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985 - TO CONSIDER THE EXCLUSION OF THE PRESS AND PUBLIC**

The Chair asked for the committee's approval to move into Part 2. This was proposed by Councillor Alasdair Ibbotson and seconded by Councillor Richard Lloyd.

**RESOLVED:**

That the press and public be excluded for the remainder of the meeting for the following items by virtue of exempt information under paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972 (as amended).

**65. FLEET CONTRACT**

In presenting the report the Highway Network Manager provided background information with regard to the discussions held with the contractor the legal advice which had been obtained and the Options available for the Authority.

During the discussion, several questions were raised by Members with answers provided by the Highway Network Manager. It was agreed that the Cabinet Member for Streetscene and the Regional Transport Strategy would highlight the Committee's concerns at the Cabinet meeting.

Councillor Alasdair Ibbotson moved the recommendations in the report and this was seconded by Councillor Richard Lloyd.

**RESOLVED:**

- (a) That the Committee noted the update on the fleet contract and proposal to present the update to Cabinet in January 2024;
- (b) That the Committee supported the preferred option to bring the fleet operations and management back in-house to ensure the seamless continuation of this critical service; and
- (c) That the Committee support Cabinet approval of a further short-term with the current supplier for no more than 12 months, to allow the council time to make alternative provision.

**66. ATTENDANCE BY MEMBERS OF THE PRESS AND PUBLIC**

There were no members of the press or public in attendance.

(The meeting started at 10.00 a.m and ended at 13.25 pm)

.....  
**Chairman**



# Eitem ar gyfer y Rhaglen 4



## ENVIRONMENT & ECONOMY OVERVIEW & SCRUTINY COMMITTEE

<b>Date of Meeting</b>	6 <sup>th</sup> February 2024
<b>Report Subject</b>	Forward Work Programme and Action Tracking
<b>Report Author</b>	Environment & Economy Overview & Scrutiny Facilitator
<b>Type of Report</b>	Operational

### EXECUTIVE SUMMARY

Overview & Scrutiny presents a unique opportunity for Members to determine the Forward Work programme of the Committee of which they are Members. By reviewing and prioritising the Forward Work Programme Members are able to ensure it is Member-led and includes the right issues. A copy of the Forward Work Programme is attached at Appendix 1 for Members' consideration which has been updated following the last meeting.

The Committee is asked to consider, and amend where necessary, the Forward Work Programme for the Environment & Economy Overview & Scrutiny Committee.

The report also shows actions arising from previous meetings of the Environment & Economy Overview & Scrutiny Committee and the progress made in completing them. Any outstanding actions will be continued to be reported to the Committee as shown in Appendix 2.

### RECOMMENDATION

1	That the Committee considers the draft Forward Work Programme and approve/amend as necessary.
2	That the Facilitator, in consultation with the Chair of the Committee be authorised to vary the Forward Work Programme between meetings, as the need arises.
3	That the Committee notes the progress made in completing the outstanding actions.

## **REPORT DETAILS**

<b>1.00</b>	<b>EXPLAINING THE FORWARD WORK PROGRAMME AND ACTION TRACKING</b>
1.01	Items feed into a Committee's Forward Work Programme from a number of sources. Members can suggest topics for review by Overview & Scrutiny Committees, members of the public can suggest topics, items can be referred by the Cabinet for consultation purposes, or by County Council or Chief Officers. Other possible items are identified from the Cabinet Work Programme and the Improvement Plan.
1.02	<p>In identifying topics for future consideration, it is useful for a 'test of significance' to be applied. This can be achieved by asking a range of questions as follows:</p> <ol style="list-style-type: none"><li>1. Will the review contribute to the Council's priorities and/or objectives?</li><li>2. Is it an area of major change or risk?</li><li>3. Are there issues of concern in performance?</li><li>4. Is there new Government guidance of legislation?</li><li>5. Is it prompted by the work carried out by Regulators/Internal Audit?</li><li>6. Is the issue of public or Member concern?</li></ol>
1.03	In previous meetings, requests for information, reports or actions have been made. These have been summarised as action points. Following a meeting of the Corporate Resources Overview & Scrutiny Committee in July 2018, it was recognised that there was a need to formalise such reporting back to Overview & Scrutiny Committees, as 'Matters Arising' was not an item which can feature on an agenda.
1.04	It was suggested that the 'Action tracking' approach be trialled for the Corporate Resources Overview & Scrutiny Committee. Following a successful trial, it was agreed to extend the approach to all Overview & Scrutiny Committees.
1.05	The Action Tracking details including an update on progress is attached at Appendix 2.

<b>2.00</b>	<b>RESOURCE IMPLICATIONS</b>
2.01	None as a result of this report.

<b>3.00</b>	<b>CONSULTATIONS REQUIRED / CARRIED OUT</b>
3.01	In some cases, action owners have been contacted to provide an update on their actions.

<b>4.00</b>	<b>RISK MANAGEMENT</b>
4.01	None as a result of this report.

<b>5.00</b>	<b>APPENDICES</b>
5.01	Appendix 1 – Draft Forward Work Programme  Appendix 2 – Action Tracking for the Environment & Economy OSC.

<b>6.00</b>	<b>LIST OF ACCESSIBLE BACKGROUND DOCUMENTS</b>
6.01	Minutes of previous meetings of the Committee as identified in Appendix 2.  <b>Contact Officer:</b> Margaret Parry-Jones Overview & Scrutiny Facilitator <b>Telephone:</b> 01352 702427 <b>E-mail:</b> <a href="mailto:Margaret.parry-jones@flintshire.gov.uk">Margaret.parry-jones@flintshire.gov.uk</a>

<b>7.00</b>	<b>GLOSSARY OF TERMS</b>
7.01	<b>Improvement Plan:</b> the document which sets out the annual priorities of the Council. It is a requirement of the Local Government (Wales) Measure 2009 to set Improvement Objectives and publish an Improvement Plan.

Mae'r dudalen hon yn wag yn bwrpasol

## Environment & Economy Overview & Scrutiny Forward Work Programme 2023/24

Date of Meeting	Subject	Purpose of Report/Presentation	Scrutiny Focus	Responsible/Contact Officer	Submission Deadline
Tudalen 29 5 March 24 10.00 am	Bus Emergency Scheme/Bus Funding	To provide an update following the announcement of the termination of the Bus Emergency Scheme Funding and the introduction of the Bus Transition Funding (Due to terminate March 24).	Assurance	Chief Officer – Streetscene and Transportation	
	Outcome of adoption of Local Toilet Strategy	To provide an update following the conclusion of the public consultation and present the final draft of the strategy for adoption.	Assurance	Chief Officer Streetscene and Transportation	
	Waste Strategy	Progress update	Assurance	Chief Officer – Streetscene and Transportation	
	Destination Management Plan	To seek support for the draft Destination Management Plan prior to consideration at Cabinet	Assurance	Niall Waller	
	Audit Wales Assurance & Risk Assessment Report	To receive the report from Audit Wales	Assurance	Chief Officer – Planning, Environment & Economy	

ENVIRONMENT & ECONOMY OVERVIEW & SCRUTINY FORWARD WORK PROGRAMME  
APPENDIX 1

Date of Meeting	Subject	Purpose of Report/Presentation	Scrutiny Focus	Responsible/Contact Officer	Submission Deadline
Tudalen 30 11 June 24 10.00 am	Welsh Government Deposit Return Scheme update	As agreed at the meeting on 13 <sup>th</sup> June 2023	Information	Chief Officer - Streetscene & Transportation	
	Active Travel Network Map	To receive an update	Assurance	Chief Officer – Streetscene and Transportation	
	Conversion of the FCC fleet to electric or alternative fuels	To receive a progress report on the implementation of the conversion of the FCC fleet to electric and alternative fuels	Assurance	Chief Officer – Streetscene and Transportation	
	Streetscene Standards	To consider feedback from the Task & Finish Group	Pre-decision	Chief Officer – Streetscene and Transportation	
	Car Parking Strategy	To review the current strategy	Pre-decision	Chief Officer – Streetscene & Transportation	
	Review of Highways Asset Management Plan and Highway and Car Park Inspection Policy	To provide Scrutiny with an update on the refreshed Highway Asset Management Plan (HAMP) and reviewed Highway and Car Park Inspection Policy	Assurance	Chief Officer – Streetscene & Transportation	
	Integrated Transport Strategy and Regional	To receive an update	Assurance	Chief Officer – Streetscene &	

ENVIRONMENT & ECONOMY OVERVIEW & SCRUTINY FORWARD WORK PROGRAMME  
 APPENDIX 1

Date of Meeting	Subject	Purpose of Report/Presentation	Scrutiny Focus	Responsible/Contact Officer	Submission Deadline
	Transport Plan			Transportation	
9 July 24 10.00 am	End of year performance monitoring report  Enforcement	To review the levels of progress in the achievement of activities and performance levels identified in the Council Plan.  To receive an update	Performance Monitoring  Assurance	Chief Officers  Chief Officer – Streetscene & Transportation	

Tudalen 31

Items to be added :-

**Place Making Plan Buckley**

**Place Making Plan Holywell**

**20 mph Speed Review**

Mae'r dudalen hon yn wag yn bwrpasol



## Action tracking for Environment & Economy OSC January 2024

Item/Date	Discussion	Action	By whom	Status
Council Carbon Footprint Update 2022/23	Cllr Peers asked if the results of the Travel Survey could be shared with the Committee.	Information to be requested from Communications Team when available.	Facilitator	ongoing
Access Barrier Review	That a review takes place in 6 months following implementation.	Review in 6 months recommended to Cabinet by the Committee	Tom Woodall/ Andrew Farrow	Ongoing
9 January 2024 Ambition North Wales Q2 Report	Welsh date in English version of document	Chief officer to advise Ambition North Wales	Chief Officer – Planning, Environment & Economy	Ongoing
Streetlighting Policy	Regarding Vehicle Activated Signs the Operational Manager agreed to consult colleagues to provide an update to the Committee	Operational Area Manager to consult with colleagues and update the Committee	Darryl Jones	Ongoing
Streetlighting Policy	Issues with the Mayrise system raised – Highway network manager agreed to speak to Contact Centre staff with regard to this.	Operational Area Manager to contact Contact Centre staff re Mayrise	Darryl Jones	Ongoing
Bailey Hill, Mold	It was agreed that an update report be brought to a future meeting of the Committee with a Site visit in advance of the meeting	Item to be added to FWP	Facilitator	Ongoing



# Eitem ar gyfer y Rhaglen 5

Yn rhinwedd paragraff(au) 15 of Part 4 of Schedule 12A  
o Ddeddf Llywodraeth Leol 1972.

Dogfen Gyfyngedig - Ni ddylid ei chyhoeddi

Mae'r dudalen hon yn wag yn bwrpasol

# Eitem ar gyfer y Rhaglen 6



## ENVIRONMENT AND ECONOMY OVERVIEW AND SCRUTINY

<b>Date of Meeting</b>	Tuesday, 6 <sup>th</sup> February 2024
<b>Report Subject</b>	Workplace Recycling Regulations
<b>Cabinet Member</b>	Deputy Leader of the Council and Cabinet Member for Streetscene and Regional Transport Strategy
<b>Report Author</b>	Chief Officer, Streetscene and Transportation
<b>Type of Report</b>	Operational

### EXECUTIVE SUMMARY

From 6 April 2024, new Welsh Government legislation will come into force requiring all non-domestic premises to separate recyclable materials from all other waste. This will require all workplaces, such as businesses, public sector, and charities to separate their recyclable materials in the same way that require our households to do. The aim of this change is to improve the quality and quantity of commercial recycling collected and separated across Wales.

Natural Resources Wales (NRW) will be responsible for making sure that materials are being separated and collected correctly, and that the ban on recycling going to incineration and landfill is being followed. Local authorities will be responsible for making sure that the ban on food waste going to sewer is followed.

This report provides an overview of the new legislative requirements and outlines the potential impact on the Council and actions required to achieve compliance.

### RECOMMENDATIONS

1	That Scrutiny notes the changing legislation and the potential impact on Council services.
2	That Scrutiny supports the option to explore opportunities to develop non-domestic recycling collections and disposal services.

## REPORT DETAILS

1.00	<b>WORKPLACE RECYCLING REFORMS</b>
1.01	<b><u>Background and Context</u></b> From 6 April 2024, new Welsh Government legislation will come into force requiring all non-domestic premises to separate recyclable materials from all other waste. This will require all workplaces, such as businesses, public sector, and charities to separate their recyclable materials in the same way that require our households to do. The aim of this change is to improve the quality and quantity of commercial recycling collected and separated across Wales.
1.02	There are three sets of regulations that will be implemented, they set out:  <b>1) The separation requirements:</b> <ul style="list-style-type: none"><li>• Require the occupiers of non-domestic premises (including businesses, charities and public sector bodies) to present specified recyclable materials for collection separately from each other and separate from residual waste;</li><li>• Require those that collect the specified recyclable materials to collect them separately from other recyclable materials; and</li><li>• Require those separately collected recyclable materials to be kept separate and not mixed.</li></ul> <b>2) Incineration and landfill bans, specifically to:</b> <ul style="list-style-type: none"><li>• Ban specified separately collected recyclable materials from non-domestic and domestic premises from incineration and landfill;</li><li>• Ban all wood waste from non-domestic and domestic premises to landfill; and</li></ul> <b>3) A ban on the disposal of food waste to sewer, specifically to:</b> <ul style="list-style-type: none"><li>• Commence a ban on disposal of food waste to sewer from non-domestic premises.</li></ul>
1.03	The legislation sets out the recyclable materials that will need to be separated, which are much like those currently done in domestic properties. These all need to be separated for collection by the customer and it is the responsibility of the contractor to collect them separately and keep them separate after collection. The waste types are: <ul style="list-style-type: none"><li>• glass</li><li>• paper and card</li><li>• metal, plastic, and cartons and other fibre-plastic composite packaging of a similar composition</li><li>• food waste from premises producing 5kg of food waste and more/week.</li><li>• unsold small waste electrical and electronic equipment (sWEEE)</li><li>• unsold textiles</li></ul>
1.04	Natural Resources Wales (NRW) will be responsible for making sure that materials are being separated and collected correctly, and that the ban on recycling going to incineration and landfill is being followed. Local authorities will be responsible for making sure that the ban on food waste going to sewer is followed.

1.05	<p>The law applies to all businesses, charities and public sector organisations will need to separate their waste. This includes:</p> <ul style="list-style-type: none"> <li>• Agricultural premises</li> <li>• Hospitality and tourism - restaurants, bars, pubs, bed and breakfasts, hotels, campsites and caravan parks, holiday accommodation, and licensed premises</li> <li>• Showgrounds</li> <li>• Service stations and petrol stations</li> <li>• Entertainment and sports venues including leisure centres</li> <li>• Transport - bus stations, railway stations, seaports, airports, and heliports</li> <li>• Care and nursing homes</li> <li>• Pharmacies, GP surgeries, dental surgeries, and other primary care settings</li> <li>• Construction sites</li> <li>• Factories and warehouses</li> <li>• Car garages</li> <li>• Education - universities, colleges, and schools</li> <li>• Garden centres</li> <li>• Heritage buildings</li> <li>• Libraries and museums</li> <li>• Offices and workshops</li> <li>• Places of worship</li> <li>• Prisons</li> <li>• Outdoor markets and festivals</li> </ul> <p>The only workplaces that have an additional two years to comply is NHS hospitals and private hospitals.</p> <p>This law does not apply to public litter bins, only waste generated by businesses, charities, and public sector organisations on their own property. Alternative options are being explored to maximise recycling collected via public litter bins and street cleansing.</p>
1.06	<p><b><u>Communications</u></b></p> <p>Welsh Government have begun their national campaign to raise awareness of the upcoming changes to businesses. This campaign includes:</p> <p><b>Phase 1: August – September: warm up campaign</b> (complete)</p> <ul style="list-style-type: none"> <li>• Launch of website – <a href="http://www.gov.wales/workplacerecycling">www.gov.wales/workplacerecycling</a></li> <li>• General guidance published.</li> <li>• Explainer film produced.</li> <li>• Digital and social campaign across Facebook, Twitter, LinkedIn, and Google Search</li> <li>• Stakeholder bulletin issued with links to communication assets here: <a href="#">Welsh Government Communications Services Digital Toolkit</a></li> </ul> <p><b>Phase 2: October - November: 6-month countdown</b></p> <ul style="list-style-type: none"> <li>• National campaign live week commencing 9<sup>th</sup> October with advertising on TV, radio, digital and social.</li> <li>• Direct mail to all workplaces</li> </ul>

	<ul style="list-style-type: none"> <li>• Assets available in range of languages and accessible formats</li> <li>• WRAP led webinars with workplaces underway.</li> <li>• Survey with businesses to check awareness, understanding and support.</li> </ul> <p><b>Phase 3: January – March: get ready.</b></p> <ul style="list-style-type: none"> <li>• Next burst of national campaign activity to mark 3 months to go to include TV, radio, out of home, digital and social advertising.</li> <li>• More specific targeting for sectors including webinars.</li> <li>• Engagement through PR and stakeholder communications</li> <li>• Reminder direct mail to all workplaces</li> </ul> <p><b>Phase 4: April onwards: law has now changed.</b></p> <ul style="list-style-type: none"> <li>• National advertising continues.</li> <li>• Continued engagement through PR and stakeholder communications.</li> <li>• Business and public survey post-campaign to measure awareness, understanding and support.</li> </ul> <p>As a Council, we will be expected to support and promote the national campaign to raise awareness of the upcoming legislative changes using the tool kit provided.</p>
1.07	<p><b><u>Trade Waste Collection Services</u></b></p> <p>Section 47 of the Environmental Protection Act 1990 states <i>A waste collection authority may, at the request of any person, supply him with receptacles for commercial or industrial waste which he has requested the authority to arrange to collect and shall make a reasonable charge for any receptacle supplied unless in the case of a receptacle for commercial waste the authority considers it appropriate not to make a charge.</i> This stipulates that there is a legal duty on the local authority to organise a waste and recycling collection service to any business, on request.</p> <p>We currently provide a business waste collection service to our public buildings, schools, and charities (on request). All businesses receive a residual waste collection service, which is chargeable, and a recycling collection service, which is free.</p> <p>Those businesses currently in receipt of our collection services will have to comply with the new legislation too and adapt to a revised service model and potentially liable for the associated charges. Work is ongoing to model the potential future charges to ensure full cost recovery.</p> <p>Currently, we are not permitted to accept trade waste / commercial waste at any of our household recycling centres (HRCs); however, work is ongoing to explore the option of designating one site for trade waste in the future on a chargeable basis and ensure full cost recovery.</p>
1.08	<p>The early indications are that a charge may be levied for any service provided to achieve full cost recovery; however, the business base and demand for collections is not yet fully established so financial support to prepare for increased service demand is required.</p>



	<p>Welsh Government capital funding may be available to support with the procurement of infrastructure, vehicles etc., The funding is only considered contingency funding and is only available in instances where additional collection capacity is being generated and not for subsidising an existing business base. This funding will not extend to containers as it is expected waste producers will fund these through hiring or purchasing the receptacles.</p>
1.09	<p><b><u>Opportunities</u></b></p> <p>With the introduction of the new legislation, there may be an opportunity to review the provision of recycling services for businesses, such as extending our trade waste collection service on a chargeable basis.</p> <p>One other option currently being explored could involve designating a single waste disposal facility (i.e. HRC site) for the receipt of other chargeable recyclable materials (wood, soil, rubble, green waste etc) from businesses.</p> <p>This would require additional back-office support to ensure compliance with waste duty of care for producing, carrying, keeping, disposing of, treating, importing, or having control of waste in England or Wales. The law requires anyone dealing with waste to keep it safe, make sure it's dealt with responsibly and only given to businesses authorised to take it. This means that the environmental permit for the HRC site would also need to be varied, a process that could take between 6-12 months. The intention is to build this option into the future Resource and Waste Strategy.</p>

<b>2.00</b>	<b>RESOURCE IMPLICATIONS</b>
2.01	<p>Local Partnerships and WRAP Cymru are currently commissioned by Welsh Government to support us with several workstreams relating to our Resource and Waste Strategy. The preparedness and implementation of workplace recycling services is one of those workstreams and work will commence later this year.</p>
2.02	<p>Modelling work on the potential charges for full cost recovery is ongoing and will depend on the demand for collections and resources required to deliver.</p>
2.03	<p>Charges for the collection services and containers will need to be included in the annual review of fees and charges.</p>

<b>3.00</b>	<b>IMPACT ASSESSMENT AND RISK MANAGEMENT</b>
3.01	<p>Commercial waste collectors are preparing for the legislative change, and it is likely that local authorities will become a "collector of last resort" meaning that only non-profitable or non-viable services requests will be made to the authority e.g. more difficult to access locations or rural areas.</p>
3.02	<p>Any waste collected from businesses will be included in the Local Authority Recovery Targets (LARTs). If the recycling yield from businesses is low, then this may adversely affect the authority's performance.</p>

3.03	Capacity with current waste disposal contractors may be compromised if collected tonnages increase significantly, which may in turn require local authorities to support and provide collection services as a last resort.
3.04	Waste generated from businesses could find its way into the household collection service (i.e. business owner takes the waste home), town centre / local litter bins or be fly-tipped if businesses seek to avoid complying with the new legislation. The Environmental Protection Act allows the local authority enforcement powers to act against those who could commit the offence of not correctly disposing of controlled waste. Natural Resources Wales (NRW) also have a team designated to workplace recycling compliance.
3.05	Should some, or all, of the contingency assets funded through this mechanism end up being utilised to generate income for the LA then Welsh Government will look to recover the funding to a degree that is proportionate to their use and that minimises the risk of any Subsidy Control issues arising.

<b>4.00</b>	<b>CONSULTATIONS REQUIRED/CARRIED OUT</b>
4.01	Deputy Leader of the Council and Cabinet Member for Streetscene and Regional Transport Strategy
4.02	WRAP & Local Partnerships
4.03	Existing business waste customers
4.04	Natural Resources Wales
4.05	Employees and Trade Unions
4.06	Environment & Economy Overview & Scrutiny Committee (this report)

<b>5.00</b>	<b>APPENDICES</b>
5.01	N/A

<b>6.00</b>	<b>LIST OF ACCESSIBLE BACKGROUND DOCUMENTS</b>
6.01	Workplace Recycling Regulations website <a href="http://www.gov.wales/workplacerecycling">www.gov.wales/workplacerecycling</a>

<b>7.00</b>	<b>CONTACT OFFICER DETAILS</b>
7.01	<b>Contact Officer:</b> Ruth Tulley, Regulatory Services Manager <b>Telephone:</b> 01352 704796 <b>E-mail:</b> <a href="mailto:ruth.tulley@flintshire.gov.uk">ruth.tulley@flintshire.gov.uk</a>

<b>8.00</b>	<b>GLOSSARY OF TERMS</b>
8.01	N/A

Mae'r dudalen hon yn wag yn bwrpasol