

Meeting: The Council
Date: 21 March 2024
Classification: Part 1 with Part 2 (Confidential)
Appendices.
Key Decision: No
Title of Report: **Waste Collection Contract Procurement update**

Executive Director: Joe Chesterton (Finance & Resources) and Alan Richards (Environment & Place)
Report Author: Andrew Barnes (Head of Internal Audit) and Jo Gay (Head of Environment)
Executive Councillor: Cllr Tony Cox (Leader, Cabinet Member for SEND (Special Educational Needs and Disabilities)) and Cllr Meg Davidson (Deputy Leader, Cabinet Member for Environment)

1. Executive Summary

- 1.1. On 11 March 2024, Place Scrutiny Committee met (pre-Cabinet) to consider the Waste Collection Contract Procurement update paper which was to be considered at Cabinet on 14 March 2024.
- 1.2. Cabinet met on 14 March 2024 to consider the Waste Collection Contract Procurement update report and feedback from Place Scrutiny Committee.
- 1.3. On 14 March 2024, Cabinet noted the report and indicated that it would like the matter to be referred to Full Council to ensure the widest possible engagement with all councillors. Cabinet also brought to Councillors' attention an all-member drop-in session which was arranged and held at the Council offices on 19 March 2024 to provide an opportunity for any councillors to meet with officers to raise any further items they wish for Cabinet to consider may be fed into the closing stages of the competitive dialogue process and to discuss any other concerns or queries.
- 1.4. This report therefore presents the report considered by Cabinet on 14 March 2024 to Council for wider engagement.

2. Recommendations

- 2.1. **To note the 14 March 2024 Cabinet report and suggestions raised at Place Scrutiny Committee on 11 March 2024 and at the Drop-in session on 19 March 2024 and to identify any further considerations Council would want Cabinet to take into account and to feed into the closing stage of competitive dialogue.**

- 2.2. That Council make any recommendations it deems fit for Cabinet to take into account when it considers the paper presented on 14 March 2024 again at a meeting of Cabinet on 4 April 2024.**

3. Background

- 3.1. On 11th March 2024, Place Scrutiny Committee (in undertaking pre-Cabinet scrutiny) considered the Waste Collection Contract Procurement update report in advance of Cabinet on 14th March 2024 (Report attached at **Appendix 1 along with, at Appendix 2, the Part 2 (Confidential) Appendices to that report. (Confidential) Appendix 2: Summary of external legal advice and Appendix 3: Internal Audit findings to the Cabinet paper - Waste Collection Contract Procurement update.**
- 3.2. At Place Scrutiny Committee, councillors were invited to make recommendations to Cabinet and to raise questions regarding the specification for the new contract.
- 3.3. The suggestions and questions from Place Scrutiny Committee are listed at **Appendix 3.**
- 3.4. At its meeting on 14th March 2024, Cabinet noted the report and requested that the matter be referred to Council to ensure the widest possible opportunity for engagement by all Councillors and openly invited all councillors to engage in a drop-in session arranged for 19 March 2024.
- 3.5. The ideas and matters captured at the drop-in session are set out at **Appendix 4.**
- 3.6. A Cabinet meeting has been scheduled for 4 April 2024 to consider all issues raised and to determine the 14 March Cabinet report and any updated recommendations arising from the various engagement sessions.

4. Reasons for Decisions

- 4.1. No decision is sought from Council, which will be undertaking a scrutiny function for the purposes of this item and Councillors are invited to raise any new ideas or considerations which it would like Cabinet to consider so that officers can be asked to feed these into the closing stage of the competitive dialogue process.

5. Other Options

- 5.1. Council is not obliged to provide further ideas or input for Cabinet to consider. No decision is required of Council so other options are not required to be set out for Council at this stage.

6. Financial Implications

- 6.1. As detailed in the Waste Collection Contract Procurement update paper (**Appendix 1**).

7. Legal Implications

- 7.1. As detailed in the Waste Collection Contract Procurement update paper (**Appendix 1**).
- 7.2. The decisions sought via the Waste Collection Contract Procurement update report to Cabinet are Executive decisions which can only be made by Cabinet. Council can ask Cabinet to consider other matters, but it cannot fetter the discretion of the executive. Cabinet is to be reconvened on 4 April 2024 to consider the 14 March Cabinet report together with all feedback gathered in the intervening period.

8. Policy Context

- 8.1. As detailed in the Waste Collection Contract Procurement update paper (**Appendix 1**).

9. Carbon Impact

- 9.1. As detailed in the Waste Collection Contract Procurement update paper (**Appendix 1**).

10. Equalities

- 10.1. As detailed in the Waste Collection Contract Procurement update paper (**Appendix 1**).

11. Consultation

- 11.1. As detailed in the Waste Collection Contract Procurement update paper (**Appendix 1**).

12. Appendices

- **Appendix 1**: Cabinet paper - Waste Collection Contract Procurement update paper
- **Appendix 2: Part 2 - (Confidential) Appendix 2**: Summary of external legal advice and Appendix 3: Internal Audit findings to the Cabinet paper - Waste Collection Contract Procurement update
- **Appendix 3 (Part 1)**: List of items raised at Place Scrutiny Committee on 11 March 2024

- **Appendix 4 (Part 1):** List of items raised at Waste Collection Procurement Contract Drop In on 19 March 2024.

13. Report Authorisation

This report has been approved for publication by:		
	Name:	Date:
S151 Officer	Joe Chesterton	20.3.2024
Monitoring Officer	Susan Zeiss	20.3.2024
Executive Director(s)	Alan Richards	20.3.2024
Relevant Cabinet Member(s)	Cllr Tony Cox – Leader Cllr Meg Davidson – Cabinet Member for Environment	20.3.2024