

Committee: Overview and Scrutiny Commission

Date: 30 January 2018

Wards: All

Subject: Call-in of the Residual Waste Container Size

Lead officer: Chris Lee, Director of Environment and Regeneration

Lead member: Councillor Ross Garrod, Cabinet Member for Street Cleanliness and Parking

Contact officer: Graeme Kane, Assistant Director of Public Space, 0208 545 3190

Recommendations:

- A. That the Overview and Scrutiny Commission consider the information provided in response to the call-in request and decide whether to:
- Refer the decision back to Cabinet for reconsideration; or
 - Determine that the matter is contrary to the policy and/or budget framework and refer the matter to Full Council; or
 - Decide not to refer the matter back to Cabinet, in which case the decision shall take effect immediately.
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1 PURPOSE OF REPORT AND EXECUTIVE SUMMARY

- 1.1. This report provides a response to the points raised in the call-in request relating to the decision on residual bin size taken by Cabinet at its meeting on 15 January 2018.

2 DETAILS

- 2.1. The call-in request and documents provided in response to this are appended to this report.
- 2.2. The Council's Monitoring Officer has judged the call-in to be valid in part. In particular, only points relating to the size of the waste container will be within scope and points relating to previous decisions taken by Cabinet, including on the decision to adopt wheeled bins as the method of delivery, will be out of scope.
- 2.3. The Monitoring Officer's ruling will also make it clear that any issues that have been dealt with previously by the call-in request on the South London Waster Partnership and Related Environmental Services (LOT 1 Services), heard at the meeting of the Overview and Scrutiny Commission on 2 August 2016, will be out of scope.
- 2.4. A more detailed ruling on which parts of the call-in request are within scope will follow shortly in a supplementary agenda.
- 2.5. Documents requested

2.6. The Monitoring Officer has advised that the documents requested should be provided in relation to the points that are ruled to be within the scope of the call-in meeting.

2.7. The documents, including an officer response to the in-scope points raised in the call-in request will follow in a supplementary agenda

3 ALTERNATIVE OPTIONS

3.1. The Council's constitution requires the Overview and Scrutiny Commission to select one of the options listed in recommendation A.

4 CONSULTATION UNDERTAKEN OR PROPOSED

4.1. None for the purposes of this covering report.

5 TIMETABLE

5.1. None for the purposes of this covering report.

6 FINANCIAL, RESOURCE AND PROPERTY IMPLICATIONS

6.1. None for the purposes of this covering report.

7 LEGAL AND STATUTORY IMPLICATIONS

7.1. The Council's constitution requires the Commission to select one of the options listed in recommendation A.

7.2. The Council's Monitoring Officer has considered the call-in request and judged it to be valid in part. The issues to be addressed in the officer response and at the call-in meeting are set out in Section 2 of this report.

8 HUMAN RIGHTS, EQUALITIES AND COMMUNITY COHESION IMPLICATIONS

8.1. None for the purposes of this covering report.

9 CRIME AND DISORDER IMPLICATIONS

9.1. None for the purposes of this covering report.

10 RISK MANAGEMENT AND HEALTH AND SAFETY IMPLICATIONS

10.1. None for the purposes of this covering report.

11 APPENDICES – THE FOLLOWING DOCUMENTS ARE TO BE PUBLISHED WITH THIS REPORT AND FORM PART OF THE REPORT

- Appendix A: call-in request form
- Appendix B: report setting out officers' response to the call-in – to follow
- Appendix C: the Cabinet Report, 15 January 2018 – residual waste container size

12 BACKGROUND PAPERS

12.1. None for the purposes of this covering report.