



Councils working together

Dorset Waste Partnership Joint Committee

Date of Meeting	11 September 2018
Officer	Karyn Punchard, Director
Subject of Report	Delegation of Waste Function for Christchurch
Executive Summary	<p>This paper sets out the proposal that a legal agreement be entered into by the two Shadow Authorities before 1 April 2019 to delegate the waste function of BCP for the Christchurch area to Dorset Council for a one-year period.</p> <p>Members of the DWP Joint Committee are asked to note and comment on the report.</p>
Impact Assessment:	Equalities Impact Assessment: N/A
	Use of Evidence: Officer discussions through the Shaping Dorset and BCP Programmes
	Budget: It is proposed that a fee is agreed between the two interim S151 officers based on the waste and cleansing disaggregation template and determined as part of the budget making processes of the two Shadow Authorities. On the basis of the disaggregation template no council should be financially disadvantaged.

Delegation of Waste Function for Christchurch

	<p>Risk Assessment:</p> <p>Having considered the risks associated with this decision using the County Council's approved risk management methodology, the level of risk has been identified as: Current Risk: HIGH Residual Risk MEDIUM</p> <p>The HIGH risk relates to criticality of service delivery on day one, financial, health and safety and reputation categories</p> <p>The risk of not entering into a transitional arrangement is that waste collection and/or disposal in the Christchurch area fails due to insufficient time to plan for alternative service arrangements.</p>
	<p>Outcomes: None</p>
	<p>Other Implications:</p> <p>Reputational: Positive impact on reputation of Dorset and BCP Councils by ensuring day 1 continuity for a high-profile service</p> <p>Political: Arrangements to keep BCP members fully informed will need to be put in place</p> <p>Employee implications: Christchurch based staff may experience two TUPE transfers over a one-year period</p>
<p>Recommendation</p>	<p>That the Joint Committee notes and comments on the proposal.</p>
<p>Reason for Recommendation</p>	<p>To provide views on the proposed arrangement to the Dorset and BCP Shadow Executive Committees.</p>
<p>Appendices</p>	<p>None</p>
<p>Background Papers</p>	<p>None</p>
<p>Officer Contact</p>	<p>Name: Karyn Punchard, Director of Dorset Waste Partnership Tel: 01305 225459 Email: k.punchard@dorsetwastepartnership.gov.uk</p>

1. Background

- 1.1 There are currently three different collection systems in Bournemouth, Christchurch and Poole - Christchurch currently using the Recycle for Dorset service delivered by the Dorset Waste Partnership (DWP). DWP will cease to exist as a partnership on 1 April 2019. Instead the functions currently discharged through the DWP Joint Committee will become functions of Dorset Council.
- 1.2 Waste collection is one of the most visible council services affecting all households and many businesses. The "day one" issue for waste for the new councils is how do we ensure service continuity – and that services are safe and legal.
- 1.3 A report is currently being considered by the Dorset and BCP Programmes recommending that the Dorset and BCP Shadow Executives both approve a delegation of function by agreement under Section 101 of the Local Government Act 1972 to allow waste services currently delivered by the Dorset Waste Partnership, to continue to be delivered in the existing Christchurch Borough area by Dorset Council on behalf of Bournemouth, Christchurch and Poole Council from 1 April 2019.
- 1.4 A delegation of function would enable Dorset Council to continue to provide services in Christchurch and transfer (under the Structural Change Order) DWP staff and assets serving Christchurch to Dorset Council instead of BCP, for the period of the agreement. The legal agreement will also need to cover governance, funding, duration of agreement, staffing and assets, termination.
- 1.5 Alternative arrangements for the delivery of waste have been considered and rejected on the basis of the limited time available to put deliverable changes in place, including any complex contract management arrangements. This includes direct delivery of service from 1 April 2019 by BCP council, or a contractual arrangement between BCP and Dorset Council. Specific elements of service could be contracted out but as services in DWP are fully integrated there would be a significant risk to service delivery.
- 1.6 It is proposed that the duration of the delegation should be one year from 1 April 2019, with provision for termination or extension by both parties.
- 1.7 Joint Committee are requested to note and comment on the proposal.

Karyn Punchard
Director of Dorset Waste Partnership
September 2018