



**Decision Ref. No.**

*(Please enter)*

**B121/19**

## DECISION RECORD <sup>1</sup>

Officer Key Decisions are subject to the Council's Call-In Procedure (Annex 9 of the Council's Constitution <https://www.hertfordshire.gov.uk/about-the-council/freedom-of-information-and-council-data/open-data-statistics-about-hertfordshire/who-we-are-and-what-we-do/who-we-are-and-what-we-do.aspx>)

**Subject: Variation to the Cumberlow Compost Services Ltd organics contract for price changes.**

*(Please use the same title as provided in the Forward Plan)*

Staff Contact: Matt King

Executive Member: Terry Hone

Tel: 01992 556207

Portfolio: Community Safety & Waste Management

### 1. Decision

1.1 Enter into a contract variation with Cumberlow Composting Services Ltd.

### 2. Reasons for the decision

2.1 The County Council has negotiated a saving per tonne for organic waste material delivered to the facility over the existing 20,000 tonne guaranteed minimum tonnage within the contract.

2.2 The savings to be made are dependent on the total tonnage delivered into the facility and are reasonably estimated at an ongoing £150,000 per annum which can be put forward to the Council's Integrated Plan.

### 3. Alternative options considered and rejected <sup>2</sup>

3.1 The County Council is in contract with Cumberlow Composting Services Ltd until October 2024 and could continue with no changes, but would not realise any savings.

3.2 The County Council could attempt to place some of the material (above the guaranteed minimum tonnage level in the contract) being delivered to Cumberlow Composting Services Ltd to other suppliers in the market. This option is not certain to deliver best value for the taxpayer due to a lack of competition and proximate options for the separated organic wastes. Furthermore, as volumes fluctuate, there would be a risk of not fulfilling existing contractual tonnage commitments and a could place a potentially significant strain on the strategically located supplier currently in contact with the County Council.

### 4. Consultation

(a) Comments of Deputy Executive Member <sup>3 4</sup>

I am content with the decision.

(b) Comments of other consultees <sup>5</sup>

DECISION RECORD

There were none.

5. **Following consultation with, and the concurrence of the Deputy Executive Member, I am proceeding with the proposed decision.**

Signed: .

Title: H. & Date: 11/3/20  
ENVIRONMENTAL RESOURCE PLANNING

6. Copies of agreed document to:

- All consultees
- Chairman, and Vice-Chairmen of the Overview and Scrutiny Committee
- hard & electronic copy (for public inspection both at County Hall and on Hertsdirect) Democratic Services Manager - Room 213 County Hall.

<sup>1</sup> for guidance see Chief Legal Officer's note "Taking Decisions"

<sup>2</sup> details of any alternative options considered and rejected by the officer at the time the decision was made

<sup>3</sup> record any conflict of interest declared by any Executive Member consulted. If an Executive Member declares a conflict of interest DO NOT PROCEED without seeking advice from the Chief Legal Officer

<sup>4</sup> If the matter has general significance for the Council and/or is, or is likely to be, controversial, then the officer shall consult the appropriate Executive Member before proceeding. In some cases it will be necessary to consult more than one Executive Member, and in some cases the Leader of the Council will need to be consulted

<sup>5</sup> If the matter has local significance, but no general significance for the Council and no controversial aspects, the officer shall consult or inform the local member in writing (or by e mail) and proceed. It is essential that all officers responsible for delivering services ensure that local members are kept well briefed on issues affecting their areas.