

# CHESHIRE EAST COUNCIL

## CABINET

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**Date of meeting:** 4 November 2008  
**Report of:** Interim Monitoring Officer  
**Title:** Notice of Motion relating to Waste Management Contract referred from Council on 20 October 2008

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### **1.0 Purpose of Report**

- 1.1 To place before Cabinet the Notice of Motion referred from Council on 20 October.

### **2.0 Decision Required**

- 2.1 To determine how to respond to the Notice of Motion.

### **3.0 Financial Implications for Transition Costs**

- 3.1 See 7.2 below.

### **4.0 Financial Implications 2009/10 and beyond**

- 4.1 See 7.2 below.

### **5.0 Legal Implications**

- 5.1 See 7.2 below.

### **6.0 Risk Assessment**

- 6.1 None for the purpose of this report.

### **7.0 Background and Options**

- 7.1 At the Council meeting on 20 October 2008, a Notice of Motion which is at Appendix 1 to this report was moved and seconded by Councillors Flude and Thorley. In accordance with the Constitution, the Notice stands referred to Cabinet for determination because it relates to an executive function. The decision on how to respond to the Notice is within Cabinet's discretion.
- 7.2 Cabinet considered a report on the Waste Disposal and Waste Treatment PFI Contract on 17 July. In accordance with paragraph 3 of Schedule 12A to the Local Government Act 1972 the press and public were excluded during consideration of that report. Cabinet is reminded that if, during the course of

debate, any exempt information within Schedule 12A is likely to be discussed, Cabinet needs to consider passing a motion to exclude the press and public.

## **8.0 Overview of Day One, Year One and Term One Issues**

8.1 See 7.2 above.

## **9.0 Reasons for Recommendation**

9.1 To allow the Notice of Motion to be dealt with in accordance with the provisions of the Constitution.

### ***For further information:***

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*Officer: Julie Openshaw (Interim Monitoring Officer)*

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### ***Background Documents:***

None.