

From: Hitchcock, Guy [<mailto:Guy.Hitchcock@ricardo.com>]
Sent: 01 September 2015 11:48
To: Claire Spendley <Claire.Spendley@southandvale.gov.uk>
Subject: RE: Contract Conditions

Claire,

Sorry for the delay in replying a bit snowed under.

Firstly I'll take a look at the comments on the LES before I come over for our meeting in October.

Secondly in terms of the procurement conditions below they don't seem to mention anything on AQ or emissions specifically, so could well do for the longer version. Also something brief like this may be fine for general terms and conditions, but a more thorough approach in terms of specifying tenders and doing tender evaluation is really required and this is what I proposed in my report.

Guy

From: Claire Spendley [<mailto:Claire.Spendley@southandvale.gov.uk>]
Sent: 19 August 2015 10:17
To: Hitchcock, Guy <Guy.Hitchcock@ricardo.com>
Subject: FW: Contract Conditions

Hi Guy,

Our new procurement officer has come up with this improved statements for the terms and conditions which relate to the environment and emissions, would you mind taking a quick look and see if you thi k they are suitable or you have any further suggestions to add?

Kind Regards

Claire Spendley
Environmental Health Officer
South Oxfordshire District Council
01235 540530

From: Phillip Hinton-Smith
Sent: 19 August 2015 09:43
To: Claire Spendley <Claire.Spendley@southandvale.gov.uk>
Subject: Contract Conditions

This is the Contract Clause currently in our contract template – would value your input – great to meet you. We do, as I said, wish to put a CEO mission statement in relation to the environment – that would be really useful

Phillip

3.22 ENVIRONMENTAL CONSIDERATIONS

NB – Note for Contract Manager

Two options are available. The first is concise, whilst the second is more detailed and would be appropriate where it is known that waste will need to be disposed of by the Contractor as a part of its fulfilment of the contract.

3.22.1 Legislation and Regulation

The Contractor shall take action to minimise any adverse effect on the environment from the products used in fulfilment of the Contract or from their manufacture, storage and supply, in accordance with legislation and best practice at the time.

3.22.2 Further Information

Further information is available through the following Government websites:

<http://www.netregs.gov.uk/>

<http://www.envirowise.gov.uk/page.aspx?o=MBEN4PBHSM>

OR - - - - -

3.22.1 Legislation and Regulation

The Contractor shall take action to minimise any adverse effect on the environment from the products used in fulfilment of the Contract or from their manufacture, storage and supply, in accordance with legislation and best practice at the time, as set out in the following legislation and any statutory modification or re-enactment thereof:

3.22.1.1 Waste Disposal

The Contractor shall comply with the requirements of the following regulations:

- 3.22.1.1.1 European Union's Waste, Electrical and Electronic Equipment Directive 2002/96/EC (also known as the WEEE Directive), which shall require the Contractor to hold records of relevant disposal documents for a minimum of three years (eight in the case of hazardous waste).
- 3.22.1.1.2 Hazardous Waste (England & Wales) Regulations 2005.
- 3.22.1.1.3 EU Batteries and Accumulators Directive 1991/157/EC.
- 3.22.1.1.4 Producer Responsibility Obligations (Packaging & Waste) Regulations 2003.
- 3.22.1.1.5 The Landfill (England and Wales) (Amendment) Regulations 2004.

The Contractor shall:

- 3.22.1.1.6 maintain an audit trail of waste;
- 3.22.1.1.7 use secure disposal sites;
- 3.22.1.1.8 use appropriate transport for waste (e.g. secure and of suitable capacity);
- 3.22.1.1.9 hold or use organisations holding appropriate waste licences or exemption certificates;

3.22.1.1.10 retain waste destruction certificates

3.22.1.2 Environmental Impact

The Contractor shall comply with the requirements of the following regulations:

- 3.22.1.2.1 Noise at Work Regulations 2006 (updated regulation from EU Directive 89/391/EEC).
- 3.22.1.2.2 Control of Vibration at Work Regulations 2005 (updated regulation from EU Directive 89/391/EEC).
- 3.22.1.2.3 The Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment Regulations 2004 (also known as ROHS).
- 3.22.1.2.4 European Union's Energy Using Products Directive 2005 (also known as EUP).
- 3.22.1.2.5 United Nations Economic Commission for Europe Policy Statement on Sustainable Timber Resources.

3.22.2 Sustainability

The Authority shall be working towards meeting the requirements of the "UK Government Sustainable Procurement Action Plan" and shall require the Contractor to give consideration to sustainability and to develop the means of delivering this in its fulfilment of the Contract.

3.22.3 Further Information

Further information is available through the following Government websites:

<http://www.netregs.gov.uk/>

<http://www.envirowise.gov.uk/page.aspx?o=MBEN4PBHSM>



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