

**EAST AYRSHIRE COUNCIL**

**COMMUNITY SERVICES COMMITTEE – 29<sup>TH</sup> MAY 2002**

**CONTAMINATED LAND: ADDITIONAL CAPITAL CONSENT IN 2002/03**

**Report by Director of Community Services**

**1. PURPOSE OF REPORT**

- 1.1 To advise the Committee of additional funding for capital works associated with the implementation of the statutory regime for the identification and remediation of contaminated land.

**2. BACKGROUND**

- 2.1 In July 2000, the Council was given additional statutory responsibilities for the identification and remediation of contaminated land.
- 2.2 It was recognised that these additional responsibilities would result in additional costs falling to the Council and at that time suitable funding was allocated to the Council on a yearly basis.
- 2.3 The Scottish Executive has recently intimated that the Council will be allocated £181,000 in 2002/03.

**3. DISCUSSION**

- 3.1 The original funding provided by the Scottish Executive was used to establish an additional Technician post within the Environmental Health Service. A suitably trained Officer was appointed to work exclusively in this important area of work.
- 3.2 The additional monies allocated in 2002/03 is to allow the Council to investigate sites, take forward enforcement action, carry out remediation at orphan sites where it is not possible to identify the appropriate persons and meet the costs of remediation where, because of hardship, it is not reasonable to recover such costs.
- 3.3 Decisions on the distribution of resources for 2003/04 have been deferred until a later date.

**4. FINANCIAL IMPLICATIONS**

- 4.1 The £181,000 allocated to the Council will be the subject of a separate formal section 94 consent which is due to be issued separately.

## **5. LEGAL IMPLCATIONS**

- 5.1 Part II A of the Environmental Protection Act 1990 as inserted by Section 57 of the Environment Act 1995.
- 5.2 The Contaminated Land (Scotland) Regulations 2000.

## **6. POLICY IMPLICATIONS**

- 6.1 The Council's strategic policy document is the Inspection Strategy for the Identification and Remediation of Contaminated Land.

## **7. CONCLUSIONS**

- 7.1 The Scottish Executive has recently announced the distribution of an additional £181,000 to the Council in 2002/03 to progress the work associated with the statutory responsibility for the identification and remediation of contaminated land. This additional capital funding is welcomed and will further assist in identifying and dealing with contaminated land.

## **8. RECOMMENDATIONS**

- 8.1 The Committee is invited to note the report.

William Stafford  
**Director of Community Services**

1<sup>st</sup> May 2002

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### **LIST OF BACKGROUND PAPERS**

- 1. Letter from the Scottish Executive dated 25<sup>th</sup> April 2002.

Any person wishing to inspect the background paper above should telephone 01563 576111 and speak to John Crawford, Head of Protective Services.

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**AGENDA**