



Simon Thomas AC
Cadeirydd
Y Pwyllgor Cyllid
Cynulliad Cenedlaethol Cymru
Bae Caerdydd
CF99 1NA

5 Mehefin 2017

Annwyl Simon

Bil Treth Gwarediadau Tirlenwi (Cymru)

Rwy'n ysgrifennu i ymateb i nifer o faterion a godwyd yn nhrefodion Cyfnod 2 y Pwyllgor ar 11 Mai ynghylch Bil Treth Gwarediadau Tirlenwi (Cymru).

Yn gyntaf, hoffwn bwysleisio unwaith yn rhagor fy ymrwymiad i gyhoeddi'r cyfraddau treth arfaethedig erbyn 1 Hydref, gan gadarnhau y byddant ar gael i'w gweld ar wefan Llywodraeth Cymru. Bydd hyn yn rhoi sicrwydd i randdeiliaid gan eu helpu i wneud penderfyniadau busnes. Wedyn, wrth baratoi cyllideb ac wrth i'r Cynulliad ystyried y rheoliadau a gwneud penderfyniad arnynt, bydd y cynigion yn mynd drwy broses graffu.

Cyn trafodion Cyfnod 3, bydd Llywodraeth Cymru yn adolygu'r memorandwm esboniadol, gan ddarparu enghreifftiau o sut y gall Gweinidogion Cymru wahaniaethu rhwng y weithdrefn gadarnhaol a'r weithdrefn negyddol mewn perthynas ag adran 90 o Fil Treth Gwarediadau Tirlenwi (Cymru).

Rwyf yn edrych ymlaen i weithio gyda'r pwyllgor i ddatblygu manylion Cynllun Cymunedau y Dreth Gwarediadau Tirlenwi. Ar 29 Mai, cyhoeddwyd yr "hysbysiad gwybodaeth ymlaen llaw" (gweler atodiad un). Dyma gam cyntaf y broses gaffael, sydd â'r nod o dynnu sylw'r rhain sydd a diddordeb at y broses gaffael sydd i'w chynnal. Mae hefyd yn rhoi crynodeb o ofynion y cynllun i'r rheini, a bydd hyn yn eu helpu i baratoi eu cais.

Roedd y papur diweddar¹, a gyhoeddwyd ym mis Rhagfyr, yn cadarnhau y byddai cyllid yn cael ei ddarparu ar gyfer tri maes – bioamrywiaeth, lleihad gwastraff, a gwelliannau amgylcheddol – ac y byddai'r ffocws daearyddol ar ardal sydd o fewn pum milltir i safle tirlenwi (hyd nes bod gwarediadau trethadwy wedi eu cwblhau) ac o fewn pum milltir i orsaf trosglwyddo gwastraff sy'n anfon o leiaf 2,000 o dunelli o wastraff i safle tirlenwi bob blwyddyn. Er i Lywodraeth Cymru ystyried yn ofalus sut yr oedd am weld y cynllun yn gweithio, mae hefyd yn bwysig ein bod yn sicrhau bod y broses

¹ <http://gov.wales/docs/caecd/publications/161213-ldt-update-cy.pdf>

gaffael yn caniatáu i'r rheini sy'n cyflwyno ceisiadau gynnig eu profiadau a'u dulliau gweithredu arloesol eu hunain er mwyn helpu i benderfynu ar y ffordd orau o weithredu'r cynllun.

Er enghraifft, mae'n bosibl y bydd gan ymgeiswyr syniadau clir ynghylch sut y byddant yn monitro ac yn gwerthuso prosiectau unigol sydd wedi cael cyllid, sef mater pwysig y tynnodd David Rees sylw ato yn ystod Cyfnod 2.

Ar ôl inni dderbyn ac ystyried y ceisiadau, bydd yn haws gweld y posibiladau o ran manylion y cynllun. Hoffwn gynnal sesiwn frifio gyda swyddogion Llywodraeth Cymru ar gyfer y pwyllgor ar ôl toriad yr haf er mwyn cynnig aelodau'r wybodaeth ddiweddaraf.

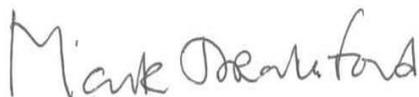
Mewn ymateb i bwyntiau a godwyd gan Eluned Morgan, addewais nodi yn y cynllun y rheolau ar gyfer dyrannu cyllid i brosiectau. Bydd y cynllun y cynnwys ymrwymiad i fonitro patrwm gwariant prosiectau, gan gyhoeddi data monitro bob blwyddyn er mwyn sicrhau eglurdeb o ran sut mae'r cyllid yn cael ei wario. O ran y mater hwn, gofynnodd Mike Hedges am wybodaeth ynghylch dyraniadau presennol y Gronfa Cymunedau Tirlenwi yng Nghymru. Mae Entrust, sy'n gyfrifol am reoleiddio'r gronfa, yn cyhoeddi gwybodaeth am sut mae cyllid yn cael ei ddyrannu i brosiectau ar ei wefan: <http://www.entrust.org.uk/projects/project-search/>. Hefyd, paratôdd Entrust adroddiad ar werth am arian ar gyfer CThEM ym mis Awst 2016 (gweler atodiad dau).

Ysgrifennais atoch yn flaenorol i ddweud bod Llywodraeth y DU yn bwriadu cyflwyno newidiadau i'r dreth dirlenwi cyn mis Ebrill 2018, ac i ddatgan fy mhryder am yr effeithiau posibl y gallai hynny ei gael ar weithredwyr safleoedd tirlenwi yng Nghymru. Yn sgil cyhoeddi'r etholiad cyffredinol, cafodd y darpariaethau treth dirlenwi, ymysg eraill, eu hepgor o Fil Cyllid 2017 er mwyn sicrhau bod y Bil yn gallu symud rhagddo a phasio i gael Cydsyniad Brenhinol cyn i'r Senedd gael ei diddymu.

Bydd fy swyddogion yn parhau i ymgysylltu â gweithredwyr safleoedd tirlenwi yng Nghymru, a chyda Thrysorlys EM a CThEM, er mwyn sicrhau bod y broses o drosglwyddo o dreth dirlenwi i dreth gwarediadau tirlenwi yn mynd rhagddi'n esmwyth pan gaiff y dreth ei datganoli ym mis Ebrill 2018.

Gobeithio y bydd yr wybodaeth hon yn ddefnyddiol i chi. Rwy'n anfon copi o'r llythyr hwn at Gadeirydd y Pwyllgor Materion Cyfansoddiadol a Deddfwriaethol.

Yn gywir



Mark Drakeford AC/AM

Ysgrifennydd y Cabinet dros Gyllid a Llywodraeth Leol
Cabinet Secretary for Finance and Local Government

Prior information notice

This notice is for prior information only

Directive 2014/24/EU - Public Sector Directive

Section I: Contracting authority

I.1) Name and addresses

Welsh Government

Corporate Procurement Services, Cathays Park

Cardiff

CF10 3NQ

UK

Telephone: +44 3000628864

E-mail: CPSProcurementAdvice@wales.gsi.gov.uk

NUTS: UKL

Internet address(es)

Main address: <http://wales.gov.uk/?skip=1&lang=en>

Address of the buyer profile: http://www.sell2wales.gov.wales/search/Search_AuthProfile.aspx?ID=AA0007

I.2) Joint procurement

The contract is awarded by a central purchasing body

I.3) Communication

Additional information can be obtained from the abovementioned address

I.4) Type of the contracting authority

Ministry or any other national or federal authority, including their regional or local subdivisions

I.5) Main activity

General public services

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Distributive body for the Landfill Disposals Tax Communities Scheme Wales

Reference number: C075/2017/18

II.1.2) Main CPV code

75100000

II.1.3) Type of contract

Services

II.1.4) Short description

The Landfill Disposals Tax (LDT) Communities Scheme will replace the Landfill Communities Fund in Wales when Landfill Tax is devolved to Wales from April 2018 . A distributive body will administer the grant scheme on behalf of the Welsh Government.

II.1.5) Estimated total value

Value excluding VAT: 600 000.00 GBP

II.1.6) Information about lots

This contract is divided into lots: No

II.2) Description

II.2.2) Additional CPV code(s)

75100000

75112000

75131000

79000000

66170000

II.2.3) Place of performance

NUTS code:

UKL

II.2.4) Description of the procurement

The Landfill Disposals Tax (LDT) Communities Scheme will replace the Landfill Communities Fund in Wales when Landfill Tax is devolved to Wales from April 2018 . A distributive body will administer the grant scheme on behalf of the Welsh Government.

The scheme will support local community and environmental projects in areas affected by the disposal of waste to landfill. Information on the scheme's general principles, geographical coverage and the types of projects that will be supported are available on the Welsh Government's website <http://gov.wales/docs/caecd/publications/161213-ldt-update-en.pdf>

This notice seeks to alert the marketplace to the forthcoming procurement to appoint a distributive body to administer the scheme.

The distributive body will distribute in the region of GBP1.4m of grants per annum to local community and environmental projects. This contract is for the administration of the scheme and the contract value is expected to be GBP100,000 per annum. These proposals are dependant upon the final block grant adjustment about LDT which will not be concluded until after the UK Autumn Budget. The distributive body will provide applicants with a single point of contact as well as providing guidance and support to applicants.

Although the distributive body will administer the scheme, the Welsh Government will set the aims and principles of the scheme. As part of its governance procedures Welsh Government will seek assurances from the distributive body that funds are distributed in line with the aims and principles. The distributive body will be responsible for publishing an annual report on the scheme outlining how the money is being allocated and the outcomes delivered. As part of this the distributive body will be expected to ensure that an evaluation framework is built into the scheme from the outset.

The proposed approach outlined in this notice could be subject to change and we reserve the right to make any changes to satisfy our requirements.

II.3) Estimated date of publication of contract notice:

24/07/2017

Section IV: Procedure

IV.1) Description

IV.1.8) Information about Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: Yes

Section VI: Complementary information

VI.3) Additional information

NOTE: To register your interest in this notice and obtain any additional information please visit the Sell2Wales Web Site at http://www.sell2wales.gov.wales/Search/Search_Switch.aspx?ID=66740.

(WA Ref:66740)

VI.5) Date of dispatch of this notice

25/05/2017



Value for Money Report



What is the Landfill Communities Fund (LCF)

The aim of the LCF is to offset some of the impacts that landfill sites have on local communities. All projects must satisfy the environmental objectives contained in the Landfill Tax Regulations 1996 (Regulations).

Under the LCF, Landfill Operators (LOs) are able to pay a proportion of their landfill tax liability to not-for-profit organisations which deliver projects for the benefit of communities and the environment in the vicinity of a landfill site.

Landfill Communities Fund Objects

There are six main areas of work ('Objects') that qualify for funding under the LCF

| | |
|------------------|---|
| Object A | The reclamation, remediation or restoration of land which cannot currently be used |
| Object B | The prevention of potential for pollution or the remediation of the effects of pollution |
| Object D | The provision, maintenance or improvement of a public park or another public amenity |
| Object DA | The conservation of a natural habitat or of a species in its natural habitat |
| Object E | The restoration of a place of religious worship or of historic or architectural interest |
| Object F* | The provision of financial, administrative or other similar services by one EB to another |

* Object F was removed from the Regulations from 1 April 2016 as part of the Government's reform of the LCF.

Reporting

In accordance with the Terms of Approval and the Reporting Schedule agreed between ENTRUST and HMRC in our 2016-2019 Corporate Plan, in August 2016 ENTRUST provided HMRC with a Value for Money (VfM) report containing an analysis for the period 2013/2014 to 2015/2016 of the value of Landfill Community Fund (LCF) monies invested in projects and VfM data for projects completed in the 2015/2016 reporting year.

We are publishing a summary of the data contained in that report so that interested parties may access it. The data highlights the achievements of the LCF since 2013 and demonstrates the positive impact of the LCF on communities affected by landfill, and upon the environment. The data is primarily collected from the Form 9 Project Completion Form.

Expenditure on projects in the last three years

Total expenditure on projects during 2015/2016 was £82.12 million, representing a decrease of £5.07 million in comparison to the previous year.

| | 2013/2014 | 2014/2015 | Percentage change | 2015/2016 | Percentage change |
|----------------------------|-------------|-------------|-------------------|-------------|-------------------|
| Project expenditure | £84,407,825 | £87,197,658 | +3.3% | £82,151,625 | -6.1% |

Object D projects accounted for 80.8% of expenditure on completed projects during 2015/2016, followed by Object DA projects which accounted for 11.6%.

| Year | Expenditure on projects by LCF Object | | | | | | Total |
|------------------|---------------------------------------|--------|--------------|-------------|-------------|----------|--------------|
| | A | B | D | DA | E | F | |
| 2013/2014 | 0 | £1,500 | £64,552,033 | £13,352,880 | £6,428,738 | £72,673 | £84,407,825 |
| 2014/2015 | £1,500 | £0 | £64,927,778 | £15,693,317 | £6,570,063 | £0 | £87,197,658 |
| 2015/2016 | £32,329 | £0 | £63,492,409 | £11,469,560 | £7,096,703 | £60,624 | £82,151,625 |
| Total | £33,829 | £1,500 | £192,972,220 | £40,515,757 | £20,095,504 | £133,297 | £253,757,108 |

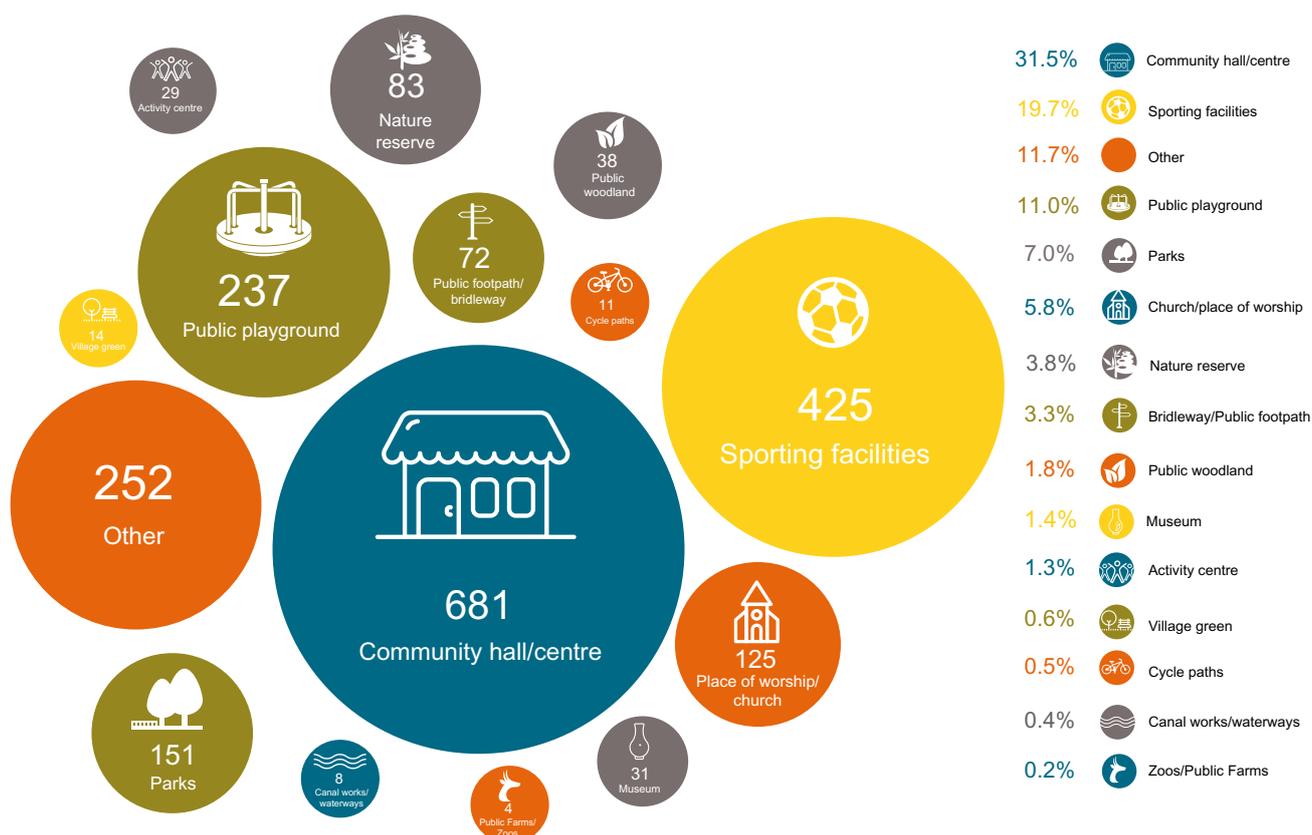
Numbers of completed projects in the last three years

2,652 projects were reported as completed in 2015/2016, 246, or 8%, fewer than the 2,898 projects completed in 2014/2015 and 424, or 13.78%, fewer than the 3,076 projects completed in 2013/2014.

| Year | Number of projects completed by LCF Object per year | | | | | | Total |
|--------------|---|---|-------|-------|-----|---|-------|
| | A | B | D | DA | E | F | |
| 2013/2014 | 0 | 1 | 2,482 | 347 | 245 | 1 | 3,076 |
| 2014/2015 | 1 | 0 | 2,305 | 390 | 202 | 0 | 2,898 |
| 2015/2016 | 1 | 0 | 2,145 | 309 | 196 | 1 | 2,652 |
| Total | 2 | 1 | 6,932 | 1,046 | 643 | 2 | 8,626 |

Object D projects

Community Halls were the most popular Object D amenity type, accounting for 32% of all completed Object D projects during 2015/2016. Sporting facilities were the next most significant type with 20% of the projects.



Object DA projects

Terrestrial invertebrates were the most common groups of species to have been conserved, or protected by Object DA projects in 2015/2016, followed by birds, following the trend of earlier years. In 2015/2016 lowland farmland was the most common habitat to be conserved, but this varies each year.

Volunteering

Project volunteer numbers reported show a decrease in overall volunteer numbers since 2013.

| | 2013/2014 | 2014/2015 | 2015/2016 |
|----------------------|-----------|-----------|-----------|
| Number of volunteers | 203,272 | 282,129 | 101,358 |

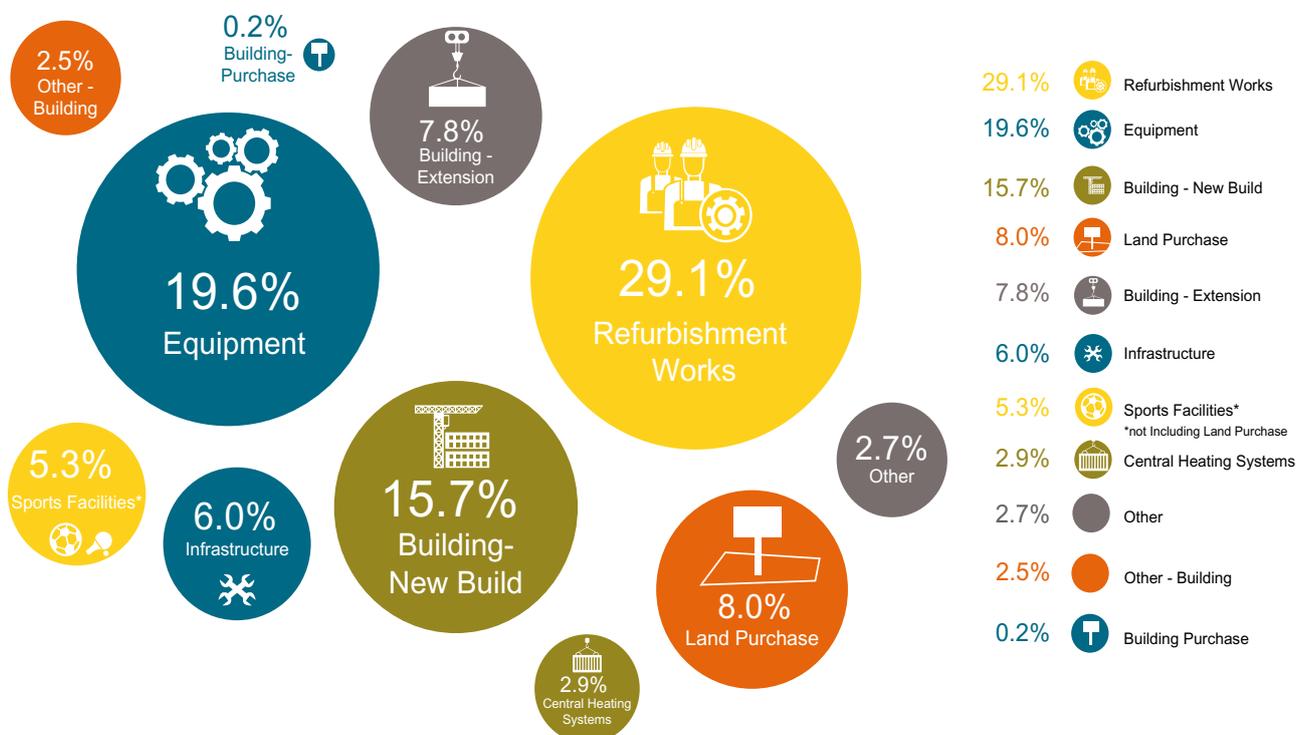
Assets purchased or created with LCF funding – asset types

EBs reported assets purchased, or created using LCF monies.

| | 2014/2015 | 2015/2016 |
|--|-------------|-------------|
| Total LCF expenditure on projects for which a project completion form has been submitted | £75,560,198 | £83,791,779 |
| Total LCF expenditure on capital assets | £33,286,072 | £41,236,622 |
| Percentage of LCF project expenditure which was spent on capital assets | 44.0% | 49.2% |

LCF expenditure on asset types for projects completed in 2015/2016 (all Objects)

Refurbishment works account for the largest percentage of LCF expenditure on assets at 29.5% followed by all categories of buildings which amount to 26.1%.



Amount of funding generated from other sources

EBs reported the total amount spent on their project in addition to the amount of LCF money spent on the project. This information provides a better understanding of the wider financial impact that the LCF delivers to communities and the environment. LCF funding accounted for more than half of total funding for projects completed in 2015/2016.

| | 2015/2016 |
|---|--------------|
| Total LCF expenditure on projects for which a project completion form has been submitted | £83,791,779 |
| Total funding from all other sources | £137,713,001 |
| LCF funding as a percentage of all funding | 60.8% |

Project sustainability

For the 2,547 projects for which there was a submitted Project Completion form for 2015/2016, EBs provided information on the expected income derived from their project, reductions in utility costs, creation or maintenance of jobs, and increases in visitor numbers as a result of their project going ahead.

| | Total for projects in 2014/2015 | Average per project in 2014/2015 | Total for projects in 2015/2016 | Average per project in 2015/2016 |
|--|---------------------------------|----------------------------------|---------------------------------|----------------------------------|
| Expected Income Derived | £4,567,111 | £1,749 | £4,917,656 | £1,931 |
| Expected reduction in utility costs | £396,478 | £152 | £651,065 | £256 |
| Expected creation of new jobs or maintenance of existing jobs | 1,368 | 0.52 FTE | 1,194 | 0.47 FTE |

Achieving the intended outcome

For the 2,547 projects for which there was a submitted Project Completion form for 2015/2016, EBs reported whether the project has achieved its intended outcome.

| | Total for projects in 2014/2015 | Percentage of 2014/2015 projects with positive response | Total for projects in 2015/2016 | Percentage of 2015/2016 projects with positive response |
|---|---------------------------------|---|---------------------------------|---|
| Achieved intended aims | 2,505 | 95.9% | 2,511 | 98.6% |
| Improved the lives of people in the community or achieved environmental benefits | 2,438 | 93.3% | 2,424 | 95.2% |
| Brought together people from different backgrounds | 1,768 | 37.7% | 1,721 | 67.6% |



www.entrust.org.uk



Regulating the Landfill Communities Fund
Benefiting people and the environment