

CABINET MEMBER DECISION RECORD TEMPLATE

This form should be used to record Executive decisions taken by Cabinet Members

Decision Ref. No:
Responsible Officer: Sarah Longthorpe, Acting Commercial Development Manager, Environment & Economy
Subject: Bournemouth Building and Maintenance Limited
Decision taken: To appoint Gary Josey, Director, Housing & Communities and Andy McDonald, Head of Parks Operations, as Directors of this Company.
Reasons for the decision: Bournemouth Building and Maintenance Limited is not within the Bournemouth Group so has to seek authority for the appointment of new Directors from the Council.
Call-in and Urgency: This decision is subject to the Councils call in procedure.
Background: Gary Josey and Andy McDonald currently attend Bournemouth Building and Maintenance Limited Board Meetings in an advisory capacity as Officers. It is now proposed they are formally appointed as Directors in order for them to be able to make executive decisions in relation to the management and operation of the Company. Both candidates have the necessary skills and expertise to fulfil Director roles, accordingly the Board of Directors wish to nominate them for appointment with immediate effect. Bournemouth Building and Maintenance Limited's Articles of Associate and Shareholders Agreement states that Council consent is required for the appointment of new Directors.
Options - and reasons for rejection: Do not appoint these candidates and continue to operate with the existing Directors. This was rejected as the Board considered the Officers skills and expertise would be beneficial to the future management and operation of the Company. The shareholder's agreement requires a minimum of three directors to be appointed, but does not state a maximum.
Consultations undertaken: Consultation with Bournemouth Building and Maintenance Limited Directors as this relates to the management of the company and Legal Services on the approval process.
Finance/Resource Implications: There are no financial implications of this decision.
Name: A Richards Signature: (of Chief Finance Officer) Date: 14/12/16

Legal implications:

As sole shareholder the Council under the Company's Articles of Association and Shareholders Agreement has to approve the appointment of Directors to the Board.

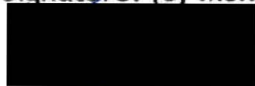
The decision is an executive decision, and can be taken by a Cabinet member, the Portfolio Holder.

The decision is in accordance with the legal framework and the Council's constitution.

Name: **TANYA COULTER**

Signature: (of Monitoring Officer)

Date: **14/12/16**



Risk assessment:

An initial risk assessment has been carried out and identified this decision as a Medium risk.

Name: Sarah Longthorpe

Signature:

Date: 25/10/16



Impact Assessments:

A risk assessment and EINA have been completed.

Information for/not for publication:

This decision is to be published.

Background papers:

Bournemouth Council Group Limited Strategic plan 2016/17 and Bournemouth Building and Maintenance Limited Business Plan 2016/17 Cabinet Report 27th dated April 2016.

Any conflict of interest declared by a Cabinet Member who is consulted by the Member taking the decision	Name of Cabinet Member	Nature of interest	Details of any dispensation granted by the Monitoring Officer
Yes/No* (*Delete as appropriate)			

Decision taken by:

Councillor Robert Lawton

Housing Cabinet Portfolio

Signed:



Date of decision:

9.1.17

Date of publication of record of decision: (to be inserted by Democratic Services) **13/01/17**

Date decision effective - that is 5 working days after the date of publication of the record of decision unless the decision is called-in for consideration by the relevant Overview and Scrutiny Panel:

-insert date- **20/01/17**