

Report to:	EXECUTIVE
Relevant Officer:	Mark Towers, Director of Governance and Partnerships
Relevant Cabinet Members:	Councillor Lynn Williams, Leader of the Council and Councillor Ivan Taylor, Deputy Leader of the Council
Date of Meeting:	8 November 2021

SHAREHOLDER COMMITTEE POWERS AND DUTIES

1.0 Purpose of the report:

1.1 To consider the recommendation from the Shareholder Committee from its meeting on 8 October 2021 to amend the current powers and duties.

2.0 Recommendation(s):

2.1 To agree the amended powers and duties of the Shareholder Committee as set out in Appendix 6(a) to this report.

3.0 Reasons for recommendation(s):

3.1 To provide greater clarity on the powers and duties of the Shareholder Committee.

3.2 Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.3 Is the recommendation in accordance with the Council's approved budget? Yes

4.0 Other alternative options to be considered:

4.1 For the current powers and duties to remain as agreed by the Executive on 14 June 2021.

5.0 Council priority:

5.1 This proposal cover all Council priorities.

6.0 Background information

- 6.1 The Executive at its meeting on 14 June 2021 agreed to constitute a Shareholder Committee - a committee of the Executive with a specific remit to deal with matters relating to the Council's wholly owned companies.
- 6.2 Part of that decision included agreement for the Shareholder Committee to review its power and duties at the first meeting and report back to the Executive on any proposed changes. This review took place at the meeting on 8 October 2021.
- 6.3 During September new guidance was produced to help Councils carry out effective reviews of companies they own, and thereby "avoid the obvious traps" involved in running commercial endeavours. The guidance and toolkit, produced by Local Partnerships, was published following a rapid review of Nottingham City Council's governance arrangements for companies and recommendations from the government's lead council inspector that guidance should be commissioned to aid local authorities in this area. The Shareholder Committee was mindful of this guidance when reviewing its functions.
- 6.4 Does the information submitted include any exempt information? No

7.0 List of Appendices:

- 7.1 Appendix 6(a): Proposed powers and duties of the Shareholder Committee.

8.0 Financial considerations:

- 8.1 None.

9.0 Legal considerations:

- 9.1 None.

10.0 Risk management considerations:

- 10.1 The revised powers and duties provide clarification on the remit of the Committee and in doing so seek to protect the Council's interest in its commercial entities. The revised powers for example outline a number of areas where Shareholder input or approval is necessary before a company can embark upon a course of action.

11.0 Equalities considerations:

- 11.1 None.

12.0 Sustainability, climate change and environmental considerations:

12.1 None.

13.0 Internal/external consultation undertaken:

13.1 The Shareholder Committee considered the revised powers at its first meeting on 8 October 2021.

14.0 Background papers:

14.1 None

15.0 Key decision information:

15.1 Is this a key decision? No

15.2 If so, Forward Plan reference number:

15.3 If a key decision, is the decision required in less than five days?

15.4 If **yes**, please describe the reason for urgency:

16.0 Call-in information:

16.1 Are there any grounds for urgency, which would cause this decision to be exempt from the call-in process? No

16.2 If **yes**, please give reason: N

TO BE COMPLETED BY THE HEAD OF DEMOCRATIC GOVERNANCE

17.0 Scrutiny Committee Chairman (where appropriate):

Date informed: N/a Date approved: N/A

18.0 Declarations of interest (if applicable):

18.1

19.0 Summary of Discussion:

19.1

20.0 Executive decision:

20.1

21.0 Date of Decision:

21.1

22.0 Reason(s) for decision:

22.1

23.0 Date Decision published:

23.1

24.0 Alternative Options Considered and Rejected:

24.1

25.0 Executive Members in attendance:

25.1

26.0 Call-in:

26.1

27.0 Notes:

27.1