

## **Notification to all Members of the council of decisions by the Cabinet**

Issued by the Director of Community & Communication

Friday 28 July 2017

*The details set out below will be published in the next Members' Information Service, but in the meantime are notified to all Councillors in accordance with Rule 15(a) of the Policy and Review Panels Procedure Rules*

The following decisions have been taken by the Cabinet (or individual Cabinet members) and will be implemented unless the call-in procedure is activated. Rule 15 of the Policy and Review Procedure Rules requires a call-in notice to be signed by any 5 members of the Council. The call-in request must be made to [democratic@portsmouthcc.gov.uk](mailto:democratic@portsmouthcc.gov.uk) and must be made by not later than 5pm on Friday 4<sup>th</sup> August 2017.

If you want to know more about a proposal, please contact the officer indicated. You can also see the report(s) on the Council's web site at [www.portsmouth.gov.uk](http://www.portsmouth.gov.uk)

|   | WARD      | DECISION                                                                                                                                                                                                                                                          | OFFICER CONTACT                                                                                                                                                                         |
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|   |           | <b>Cabinet Decision Meeting - 27 July</b><br><br>The Cabinet has made the following decisions:-                                                                                                                                                                   | <b>Joanne Wildsmith,</b><br><b>Democratic Services Tel</b><br><b>9283 4057</b><br><b><a href="mailto:joanne.wildsmith@portsmouthcc.gov.uk">joanne.wildsmith@portsmouthcc.gov.uk</a></b> |
| 3 | St Thomas | <b>Eldon Arms - Appeal: decision not to list as an asset of community value</b><br><br>DECISIONS:<br><br>The Cabinet declined to list the Eldon Arms Pub as an Asset of Community Value.                                                                          | <b>Toby Ayling</b><br><b>Planning</b><br><b>Tel: 92 437863</b>                                                                                                                          |
| 4 |           | <b>Local Plan Review Process</b><br><br>DECISIONS:<br><br>The Cabinet:<br>(1) Approved the Portsmouth Local Plan Issues and Options document for 8 weeks of public consultation and consequential amendments to the Council's published Local Development Scheme. | <b>Toby Ayling</b><br><b>(as above)</b>                                                                                                                                                 |

|   | WARD | DECISION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | OFFICER CONTACT                                                                     |
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|   |      | <p>(2) Delegated authority to the Assistant Director of Culture and City development to modify and make editorial changes to the Local Plan Issues and Options document and supporting documents in consultation with the Leader as Cabinet Member for PRED (if required).</p> <p>(3) Noted that the list of potential site allocations referenced in figure 1 and Tables 6a and 6b of the Habitats Regulations assessment is indicative only and has not been reviewed by the Cabinet</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                     |
| 5 |      | <p><b>Exclusion of Press and Public</b></p> <p>(The exclusion of press and public was passed relating to exempt Appendix 1 of the report)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                     |
| 6 |      | <p><b>Opportunity to establish a Municipal Energy Company</b></p> <p>DECISIONS by the Cabinet:</p> <p>(1) The Outline Business Case (contained within Exempt Appendix 1) and the operating model contained therein was approved.</p> <p>(2) Subject to the above resolution (1), delegated authority be given to the Director of Finance &amp; S151 Officer, in conjunction with the Leader of the Council to approve the Final Business Case subject to the milestones and gateways (set out in the Outline Business Case) being successfully achieved with a maximum investment payback period of 4 years, provided that any changes between Outline Business Case and Final Business Case (each of which shall include a Base Case) do not, in the opinion of the Director of Finance and S151 Officer, materially change either the amount of investment required or the level of financial and reputational risk that the Council will be exposed to.</p> <p>(3) That the investment required from the City Council to support the capital investment and working capital requirements of the Energy Supply Company be funded from the MTRS Reserve.</p> <p>(4) Delegated authority to the Director of Finance &amp; S151 Officer, in consultation with the Leader of the Council, to conclude the terms of the agreement with</p> | Chris Ward,<br>Director of<br>Finance &<br>Information<br>Service (S151<br>Officer) |

|  | WARD | DECISION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | OFFICER CONTACT |
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|  |      | <p>the Joint Venture partner (including equity arrangements, security arrangements and exit arrangements); once concluded, authorise the City Solicitor to enter into such company constitutional, and associated and ancillary documents as required.</p> <p>(5) Subject to the approval of a Final Business Case, authority be delegated to the City Solicitor to form the Joint Venture company and associated relevant corporate structures that will best serve the objectives of the licensed energy supply company as described in this report and the Outline Business Case in order for the company to progress into Controlled Market Entry and subsequent full launch.</p> <p>(6) Prior to the establishment of the Joint Venture company and associated Corporate Structures, a Governance Board is established to guide the delivery of the Final Business Case, approve associated milestones and gateways and oversee overall progress; the Governance Board to be chaired by the Leader of the Council and comprise the Director of Finance &amp; S151 Officer, the Joint Venture Partner, an Energy Consultant and the City Solicitor or his representative.</p> <p>(7) In the event that any contractual arrangements or other assurances are necessary for the smooth implementation with third party suppliers prior to the establishment of the Joint Venture company and associated Corporate Structures, that the City Solicitor, in conjunction with the Director of Finance and S151 Officer and the Leader of the Council, is authorised to enter into any such agreement.</p> <p>(8) Delegated authority to the Director of Finance &amp; S151 Officer, in consultation with the Leader of the Council, to liaise with Office of Gas and Electricity Markets (OFGEM), Department of Business, Energy and Industrial Strategy (BEIS) or any other statutory or regulatory body necessary for the formulation or functioning of the Joint Venture Company.</p> <p>(9) Delegated authority to the City Solicitor, Director of Finance &amp; S151 Officer, in consultation with the Leader of the Council to establish appropriate Council-side shareholder oversight arrangements.</p> |                 |