

EXECUTIVE MEMBER DECISION FORM

DECISION TO BE TAKEN BY: CLLR PAT HACKETT

KEY DECISION NO

PORTFOLIO AREA: LEADER OF THE COUNCIL

PORTFOLIOS AFFECTED: REGENERATION & GROWTH

WARDS AFFECTED: All

SUBJECT: WIRRAL GROWTH COMPANY

1.0 RECOMMENDATION:

- 1.1 That the Deputy Leader of the Council (presently Councillor Anita Leech) be removed as a Director of the Wirral Growth Company LLP and be replaced by the Cabinet portfolio holder for Children, Families and Education (presently Councillor Tom Usher).

2.0 REASONS FOR THE DECISION

- 2.1 In March 2019 the then Leader of the Council made a decision appointing the holders of the role of Deputy Leader of the Council and the Cabinet Portfolio holder for Jobs and Growth as Directors of the Wirral Growth Company LLP.
- 2.2 The current Deputy Leader of the Council was appointed as a Director of Wirral Growth Company LLP in May 2019 and has also subsequently become the Cabinet Member with portfolio for the Local Plan. As part of the Local Plan process advice has been sought from Queen's Counsel which has confirmed that it is no longer legally appropriate for the Deputy Leader to also fulfil a position as one of the Council's Directors on the Wirral Growth Company LLP due to a technical conflict between the respective roles. As a result, it is required that there is a change in the Council's representative as a Director of Wirral Growth Company LLP as a matter of urgency. This will ensure the business of the LLP and its relationship with the Council is conducted in accordance with good governance and enable the business of the LLP to be dispatched expeditiously.

3.0 STATEMENT OF COMPLIANCE

- 3.1 The recommendations are made further to legal advice from the Monitoring Officer and the Section 151 Officer has confirmed that they do not incur unlawful expenditure. They are also compliant with equality legislation. The recommendations reflect the core principles of good governance set out in the Council's Code of Corporate Governance.

This decision has been made as a matter of urgency due to the legal advice received by the Council from Queen's Counsel.

4.0 DECLARATION OF INTEREST

4.1 There are no conflicts of interest

Signed:  Executive Member: LEADER Date: 9 th January 2020 Also present: CJSR Hayes .	Signed:  Chief Officer: HEAD OF LEGAL SERVICES Date: 9 th January 2020
Date of Senior Policy Team Meeting(s):	

A list of background papers on this issue is held with:

Contact Officer: Vicki Shaw Head of Legal Services

Date: 9th January 2020

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Date of Expiry of Call-In Period: