

HAMPSHIRE COUNTY COUNCIL

Officer Decision Record

Decision Maker:	Chief Executive, in consultation with the Director of Corporate Resources, the Executive Member for Policy and Resources and the Executive Member for Economic Development
Date:	19 October 2018
Title:	Creation of a Joint Venture Local Authority Trading Company – legal model options

1. The decision:

- 1.1. The proposed company and trading names of the new Joint Venture were noted - '*Hampshire and Kent Commercial Services*' and '*Connect2Hampshire*' respectively;
- 1.2. It was agreed that the new Joint Venture will be created as a Limited Liability Partnership (LLP), and legal advice in this respect was noted;
- 1.3. It was also noted that following decision 1.2 above, Commercial Services Kent Ltd will:
 - a) Instruct their legal representatives to continue with the creation of all legal documentation (i.e. the Membership Agreement and Joint Accountability Statements), in consultation with HCC's legal advisors;
 - b) Proceed with the creation and incorporation of the new Joint Venture LLP.

2. Reasons for the decision:

- 2.1. Following the decision taken by Cabinet to create a Joint Venture Partnership with Commercial Services Kent Ltd (CSKL)¹ for the delivery of agency supply to the County Council, a recommendation regarding the appropriate legal model for the new Joint Venture has been considered by the Chief Executive.

3. Other options considered and rejected:

- 3.1. Consideration was also given to creating the Joint Venture as a Company limited by shares.

4. Conflicts of interest:

¹ Link to Cabinet decision report:

<http://democracy.hants.gov.uk/documents/s22382/9%20CabinetReportCreationofaJointVentureLocalAuthorityTradingCompanyfinaldec.pdf>

- 4.1. Conflicts of interest declared by the decision-maker: None
- 4.2. Conflicts of interest declared by other Executive Members consulted: None

- 5. Dispensation granted by the Conduct Advisory Panel: None**

- 3. Reason(s) for the matter being dealt with if urgent: Not applicable**

- 4. Statement from the Decision Maker:**

Approved by:

Date:

19 October 2018

**John Coughlan
Chief Executive**