


<b>Individual Mayoral Decision Proforma</b>  Decision Log No: <u>0067</u>	 <b>TOWER HAMLETS</b>
<b>Report of:</b> Aman Dalvi – Executive Director – Development and Renewal	<b>Classification:</b> Unrestricted
<b>Appointment of Council Member for Eastend Homes Ltd</b>	

<b>Is this a Key Decision?</b>	No
<b>Decision Notice Publication Date:</b>	
<b>General Exception or Urgency Notice published?</b>	N/A
<b>Restrictions:</b>	None

## 1. EXECUTIVE SUMMARY

- 1.1 The Council is a Corporate Member of Eastend Homes Ltd, a Registered Provider which was set up under the Council's stock transfer programme in 2002. The Council holds a 33% share in the company.
- 1.2 The Mayor is responsible for appointing a representative to act as the 'Council Member' to attend the Annual General and Extraordinary General meetings for Eastend Homes Ltd and take part in the decision making process on behalf of the Council.
- 1.3 A Mayoral decision to authorise a Councillor to act as the Council's representative meets the requirements of Section 323 of the Companies Act 1985 and the appointed Councillor may exercise all the powers of the Council as the Council Member.
- 1.4 The Mayor has indicated his intention to appoint Cllr Gulam Robbani to act as the Council Member at meetings of Eastend Homes Ltd.

## 2. DECISION

- 2.1 It is recommended that the Mayor appoint Cllr Gulam Robbani to represent the Council as the 'Council Member' at meetings of Eastend Homes Ltd.

## 3. REASONS FOR THE DECISION

3.1 The Council holds a 33% stake in Eastend Homes Ltd and should be represented at all general meetings of the company. The decision to appoint a Councillor to act as the Council's representative will ensure that the Council plays an appropriate part in the running of the company.

#### 4. ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

4.1 The alternative option would be not to appoint a representative which would mean that the Council would not be able to take part at meetings of Eastend Homes.

#### 5. COMMENTS OF THE CHIEF FINANCIAL OFFICER

5.1 This report seeks Mayoral approval to appoint a Council representative at meetings of Eastend Homes Ltd. and to take part in the decision making process on behalf of the Council.

5.2 There are no direct financial implications arising from the recommendations in the report, however it should be noted that the Council retains a significant interest in the company, holding a 33% share, and this role serves to protect this interest as well as supporting the Eastend Homes Board in its role in managing the organisation's dwelling stock. It also provides a probity role.

#### 6. LEGAL COMMENTS


6.1 The provisions of the Companies Act 2006 and regarding the Council's stake in this company are set out in detail in the body of the report. The appointment of a representative is a non-key executive decision.

6.2 The only legal implication arising from this report is that if an appointment is not made the Council will not be properly represented at meetings of Eastend Homes Ltd.

#### APPROVALS

1. (If applicable) Corporate Director proposing the decision or his/her deputy

I approve the attached report and proposed decision above for submission to the Mayor.

Signed .....  ..... Date 1/8/14

2. Chief Finance Officer or his/her deputy

I have been consulted on the content of the attached report which includes my comments.

Signed .....  ..... Date ..... 29/7/14

**3. Monitoring Officer or his/her deputy**

I have been consulted on the content of the attached report which includes my comments.

(For Key Decision only – delete as applicable)

I confirm that this decision:-

- (a) has been published in advance on the Council's Forward Plan OR
- (b) is urgent and subject to the 'General Exception' or 'Special Urgency' provision at paragraph 18 or 19 respectively of the Access to Information Procedure Rules.

Signed .....  ..... Date ..... 29/7/14

**4. Mayor**

I agree the decision proposed in paragraph 2 above for the reasons set out in paragraph 3 above.

Signed .....  ..... Date ..... 3/11/14