

**Forest Heath District Council
St Edmundsbury Borough Council**
Joint Executive (Cabinet) Committee Decisions Notice
(Published: Thursday 20 September 2018)

The following decisions were taken by the Joint Executive (Cabinet) Committee on **Tuesday 18 September 2018** and, if not called in by Councillors, will come into operation on Friday 28 September 2018. This procedure does not however, apply to decisions that have been recommended to either Forest Heath District Council (FHDC) or St Edmundsbury Borough Council (SEBC) respectively for a final decision (and which are also indicated within the decisions below). An executive committee decision may be called in, in accordance with the Overview and Scrutiny Committee Procedure Rules contained within Part 4 of each Council's Constitutions, by at least five Councillors submitting the required call-in request form to the Assistant Director (HR, Legal and Democratic Services) (e-mail: democratic.services@westsuffolk.gov.uk) **by 5.00 pm on Thursday 27 September 2018.**

Should you have a query regarding any of the decisions taken, contact should be made with the named officer in the first instance, either on the telephone number listed against their name, or via email using the format firstname.surname@westsuffolk.gov.uk. Alternatively, you may also contact the relevant Portfolio Holder on the telephone number listed against their name, or via email using the format firstname.surname@stedsbc.gov.uk or firstname.surname@forest-heath.gov.uk Contact may also be made via Democratic Services, West Suffolk House, Western Way, Bury St Edmunds Suffolk, IP33 3YU

Agenda Item and Report No.	Declarations of Interest/Dispensations Granted	Decision(s) (including recommendations to Council)	Reason(s) for Decision(s)	Other Options Considered and Reasons for Rejection	Contacts
Item No. 4 CAB/JT/18/032 and Addendum	None	<p><u>Barley Homes: Interim Business Plan and Changes in Governance</u></p> <p><u>RECOMMENDED to SEBC and FHDC COUNCILS</u> (25 and 26 September 2018 respectively):</p> <p>(1) The proposal for Suffolk County Council to transfer its ownership of Barley Homes to the West Suffolk Councils be noted, and the terms of the deal as set out in paragraph 2.2 of Report No: CAB/JT/18/032, be agreed.</p>	Barley Homes was established by Suffolk County Council (SCC), Forest Heath District Council (FHDC) and St Edmundsbury Borough Council (SEBC) as a joint venture to provide appropriate housing and was incorporated in March 2016. SCC has since confirmed its commitment to supporting strategic delivery of housing in Suffolk, whilst shifting Barley Homes to a locally-led delivery model. The Joint Executive (Cabinet) Committee has recommended to FHDC and SEBC Councils that the West Suffolk	A number of options have been considered and rejected, as set out in Section 2 and Appendix B of Report No: CAB/JT/18/032.	<p><u>Portfolio Holder:</u> SEBC Cllr Sara Mildmay-White (West Suffolk Lead for Housing) 01359 270580</p> <p><u>Officer:</u> Julie Baird Assistant Director (Growth) 01284 757613</p>

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		<p>(2) An additional working capital loan facility of £350,000 funded from the Strategic Priorities and Medium Term Financial Strategy (MTFS) reserves and as set out in section 3.4, be approved.</p> <p>(3) A revised total of £7.5 million (currently £6 million) revolving investment facility, be added to the Councils' capital programme, financed from capital receipts in line with paragraph 3.3.2.</p> <p>(4) Delegation be given to the S151 Officer and Monitoring Officer, in consultation with the Portfolio Holders for Resources and Performance and Housing to issue equity and loan funding from the revolving investment facility (set out in (3) above) subject to state aid requirements.</p> <p>(5) The S151 Officer and Monitoring Officer, in consultation with the Portfolio Holders for Resources and Performance, be authorised to negotiate and agree the terms of such loans with Barley Homes and the funding and necessary legal agreements, taking into consideration the Council's loans policy and state aid requirements.</p>	<p>Councils should continue supporting delivery of Barley Homes' objectives and considers the transfer of SCC's ownership in accordance with the deal set out in paragraph 2.2 of Report No: CAB/JT/18/032, is appropriate. The various implications associated with this, including financial implications and the changes required to the governance arrangements, are summarised in the 'Decisions' column and detailed further in the report.</p> <p>The Cabinets have however, recommended an amendment to proposed recommendation 10, as contained in the report, as shown in the 'Decisions' column. This is to ensure priority is given to developing the sites at Westfields and Castle Hill, as it is considered that mainly due to changes in market conditions, it is not in the best interests of Barley Homes to prioritise development of the Town Hall car park site in Haverhill and should be considered as part of the detailed business plan to be presented to West Suffolk Council in 2019. This also provides the opportunity for further discussion to take place with Haverhill Town Council and local ward members on their aspirations for the site.</p>		

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		<p>(6) Approval of the Interim Business Plan will constitute consent for Barley Homes to issue shares and enter into debt financing, in line with the Business Plan, be noted.</p> <p>(7) The Councils' medium term financial revenue plans in line with section 3.5, be updated.</p> <p>(8) The proposed shareholder representative arrangements be agreed, and authority be given for the representatives to make all necessary decisions on behalf of the shareholders as required by the Articles of Association and Shareholder Agreement as set out in paragraphs 5.4 to 5.6.</p> <p>(9) The Shareholder Representatives be authorised to make all necessary arrangements for the purchase of the County Council's shareholding in Barley Homes, and the consequential governance amendments required to the Company's Articles of Association and Shareholder Agreement, as set out in paragraph 5.2.</p> <p>(10) The Shareholder Representatives be authorised to agree the Interim Business Plan contained in Exempt Attachment A of</p>			

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		<p>Report No: CAB/JT/18/032, subject to the development of the Town Hall Car Park, Haverhill, being paused to allow for further discussions on the aspirations of the site, and priority to be given to development of the sites at Westfields and Castle Hill.</p> <p>(11) It be noted that a comprehensive business case for Barley Homes will be presented to West Suffolk Council in 2019.</p> <p>(12) Agreement be given for the Council's Section 151 Officer to make the necessary changes to the Council's 2018/19 prudential indicators as a result of Recommendation (3).</p>			

Jennifer Eves
Assistant Director (HR, Legal and Democratic Services)
20 September 2018