

## **Report to Cabinet**

**Subject:** Representation on the Board of Gedling Homes

**Date:** 3 May 2018

**Author:** Director of Organisational Development & Democratic Services

### **Wards Affected**

Not applicable.

### **Purpose**

To notify Cabinet of the provisions contained in the Regulation of Social Housing (Influence of Local Authorities) (England) Regulations 2017 and agree consequential changes to the Council's representation on the Board of Gedling Homes.

### **Key Decision**

This is not a Key Decision.

### **Background**

- 1.1 Members of Cabinet are aware that the Council retained an element of influence over Gedling Homes following stock transfer in a number of ways:
  - the Council is a member of Gedling Homes, and has voting rights;
  - the Council has to approve amendments to the Constitution of Gedling Homes;
  - the Council nominates members to the Board of Gedling Homes;
  - at least one local authority member has to be present at a meeting for the Board to be quorate.
- 1.2 Currently the Council has three representatives on the Board; Councillor John Clarke, Councillor Sandra Barnes and Councillor Barbara Miller.
- 1.3 The Regulation of Social Housing (Influence of Local Authorities) (England) Regulations 2017 have been made specifically to reduce the

amount of local authority influence over private registered providers. These Regulations will have an effect on the influence the Council will have over Gedling Homes from 16 May 2018.

- the Council, in its role as a member of Gedling Homes, will have no voting rights;
- the Council will have no involvement in approving changes to Gedling Homes' Constitution;
- the number of Board Members the Council will be able to nominate will be limited to a maximum of 24% of the total. The Council must decide which Board Members to remove before 16 May and if it fails to do so, the Board will have the power to decide who to remove;
- a Council Board Member will no longer need to be present for the Board to be quorate.

1.4 In addition, Gedling Homes will need to make a number of changes to its Constitution to reflect the provisions in the Regulations.

1.5 Advice has been given that the 24% is calculated with reference to the actual number of Board Members in post and not the total number of seats on the Board. There are currently several vacancies on the Board and therefore the Council can only hold one seat. A decision therefore needs to be made about which Councillor will continue as a Board Member from 16 May 2018.

### **Proposal**

2.1 In order to comply with the provisions of the Regulations, it is proposed that Cabinet decide which 2 Board Members to remove and who shall continue as a Board Member from 16 May 2018.

### **Alternative Options**

3.1 Not to decide which Board Members to remove, but if no decision is made before 16 May 2018 the Board will have the power to determine which Board Members shall be removed.

### **Financial Implications**

4.1 None arising from this report.

## **Appendices**

5.1 None.

## **Background Papers**

6.1 None identified.

## **Recommendation**

### **THAT:**

Cabinet decide which 2 Board Members to remove from the Board of Gedling Homes and who shall continue as a Board Member from 16 May 2018.

## **Reasons for Recommendations**

To comply with the Regulation of Social Housing (Influence of Local Authorities) (England) Regulations 2017.