

## HAMPSHIRE COUNTY COUNCIL

### Executive Decision Record

<b>Decision Maker:</b>	Cabinet
<b>Date:</b>	18th July 2011
<b>Title:</b>	Partnership for Urban South Hampshire Governance Arrangements
<b>Reference:</b>	3134
<b>Report From:</b>	Report of the Director of Economy, Transport and Environment and the Chief Executive

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#### 1. The decision:

1.1 It is recommended that Cabinet:

1.1.1 supports and approves the following proposed amendments to the Joint Agreement made between the County Council, Southampton and Portsmouth City Councils, East Hampshire, Eastleigh, Fareham, Gosport, Havant, Isle of Wight, Test Valley and Winchester District/Borough Councils (together referred to as "the PUSH Authorities") to reflect the alterations in Membership and immediate consequential changes:-

- (a) the inclusion of a clause relating to the funding of Capital Schemes, in that such schemes shall be managed and handled separately from the running costs and revenue expenditure of the Joint Committee;
- (b) the financial contributions of the parties shall, unless or until varied by the Joint Committee, be apportioned based on the proportions set out in the Joint Agreement;
- (c) in the event of an authority being appointed as Lead Authority by PUSH, the Lead Authority shall provide its own legal and financial advisor; and
- (d) each party shall be liable for and indemnify the other parties against any reasonable expense, liability, loss, claim or

proceeding whatsoever arising in respect of personal injury to or death of any person, any damage to property real or personal, and/or as a direct result of wilful default or fraud of the indemnifying party in respect of its role in the activities of the joint Committee and/or under the Agreement and/or where acting as lead Authority

1.1.2 to not support and agree the proposed changes in respect of the removal of the County Council and Unitary Councils power of 'veto'.

1.1.3 authorises the Leader to finalise the detail of the joint constitutional arrangements, in consultation with the Director of Economy, Transport and Environment and the Chief Executive, on the basis set out in the Report.

1.1.4 recommends to the County Council:-

- (i) to support and approve the proposed amendments to the Joint Agreement as referred to in paragraph 1.1.1 above;
- (ii) to not support the proposed changes referred to in paragraph 1.1.2 above; and
- (iii) that authority is given to the Leader to finalise the detail of the joint constitutional arrangements, in consultation with the Director of Economy, Transport and Environment and the Chief Executive, on the basis set out in the Report.

**2. Reason(s) for the decision:**

2.1 To support the revised changes to the constitutional arrangements relating to the Partnership for Urban South Hampshire (PUSH) .

**3. Other options considered and rejected:** None

**4. Conflicts of interest:**

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 Standards Committee: none.**

**6. Reason(s) for the matter being dealt with if urgent: not applicable.**

**7. Statement from the Decision Maker:**

**Approved by:**

**Date:**

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**25 July 2011**

**Chairman of the Cabinet  
Councillor T. K. Thornber, CBE**