

WRITTEN RECORD OF A DECISION IN RESPECT OF A CABINET FUNCTION TO BE COMPLETED BY THE RELEVANT DECISION-MAKER AND PROPER OFFICER

SECTION A

DATE OF DECISION: 17 August 2011
PORTFOLIO AREA: Housing, Health & Communities
SUBJECT TITLE: Proposed merger of Testway Housing Ltd with Flourish Homes and Sarsen Housing Association

This record relates to the report appearing as item 1
(Referred to in this notice as "the report").
Decision reference 1/2011

Name(s) of Officers present when the decision about the report was taken:

Tom van der Hoven, Head of Administration

Andy Ferrier, Corporate Director

SECTION B – IDENTITY OF THE "DECISION-MAKER"

An individual Cabinet member: Councillor Carr – the Leader of Council

Under Delegated Powers as set out in Part 3 of the Constitution, Delegations to the Leader, Deputy Leader and Portfolio Holders and also Cabinet resolution dated 13 July 2011.

SECTION C – THE DECISION

Having read the report, including its recommendations and proposals, and following consideration of all other relevant matters (set out in Section F if not contained in the report), the decision-maker made the following decision:

1. That the proposed merger of Testway Housing Ltd with Flourish Homes and Sarsen Housing Association be supported having noted that this will mean that Test Valley Borough Council will, as a result, give up its right to have 33% of the vote if a ballot was called at the merged Associations Annual General Meeting.
2. That the Corporate Director (AF) be given delegated authority, on behalf of the Council, to vote in favour of the proposed merger at the extraordinary meeting of the Testway Board that will take place in September 2011.
3. That recommendations 1 and 2 above are subject to receiving written confirmation that:
 - a) the amalgamation would not trigger a debt under regulation 38(2) of the Local Government Pension Scheme (Administration) Regulations 2008; and
 - b) the amalgamation would not prevent the amalgamated body from continuing to participate in the Hampshire Pension Fund under the admission agreement.

SECTION D – REASONS FOR THE DECISION

The decision-maker's reasons for making the decision recorded in Section C:

1. Are as set out in the Report previously circulated
2. Are as set out in the Report but with the following additional reasons:
.....

SECTION E – DETAILS OF ANY ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

The report accurately records the alternative options (if any) considered and rejected by the decision-maker

The following alternative options were not contained in the report but were considered by the decision-maker and rejected:

.....
.....

SECTION F – OTHER RELEVANT MATTERS CONCERNING THE DECISION

The following relevant matters not contained in the report were considered when taking the decision:

None

.....
.....

SECTION G – CONFLICTS OF INTEREST DECLARED AND DISPENSATIONS GIVEN

Tick 4 ONE only, and complete the details if necessary

*The decision-maker(s) / *Any member of the Cabinet consulted in taking the decision did not declare a personal or prejudicial interest in the matters set out in the report.

*The decision-maker / *A member of the Cabinet taking the decision / *A member of the Executive consulted in taking the decision declared a personal or prejudicial interest in the Matters set out in the report and as detailed below:

Nature of Interest:

Personal

Prejudicial

Details:

* Delete as applicable

NB: If an interest is prejudicial and no exceptions apply, the person who has declared such an interest must be recorded as leaving the room and taking no part in the decision.

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record or minute of that decision.

Cabinet Member:

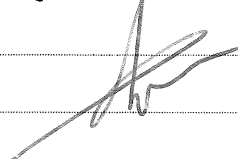
Councillor Carr



Dated: 17/08/2011

Officer present:

Tom van der Hoven



Dated: 17/8/2011

NOTE: Should any member wish to call in the above decision, please write (or e-mail) to the Head of Administration by noon on the sixth working day of the decision being made.