	Cabinet
	Tuesday, 8 November 2022
	Rushcliffe Enterprises Ltd (REL)

Report of the Chief Executive

Cabinet Portfolio Holder for Strategic and Borough-wide Leadership, Councillor S J Robinson

1. Purpose of report

1.1. This report outlines the current company structure of Rushcliffe Enterprises Ltd (REL) and proposes some alterations to simplify that structure.

1.2. This matter has been considered by the Board of REL, which supports the proposals set out within this report.

2. Recommendation

It is RECOMMENDED that Cabinet endorses:

a) the recommended alterations to the directorship of REL;

b) the recommendation to remove the current company secretary; and

c) the recommendation not to appoint another company secretary until such time as this becomes necessary.

3. Reasons for recommendation

3.1. REL is a dormant company which does not trade and has no accounting transactions, it is currently the shareholder for both Streetwise Environmental Ltd (SEL) and Streetwise Environmental Trading Ltd (SETL) but will cease to be so once these companies are wound up.

3.2. The Council wishes to retain REL so that it can be utilised in the future if necessary. The recommendations will simplify the structure of REL, which is currently overly complex and allow for an easier decision-making process should REL be made active again in future.

4. Supporting information

4.1. REL currently has four directors: three elected members including the Leader and Deputy Leader, and the Chief Executive. Sanjit Sull, who has now left the authority is currently still the company secretary.

4.2. The Articles of Association provide for a maximum of twelve directors and a minimum of two. It is considered that the current structure is overly cumbersome for a dormant company, and it is therefore proposed to reduce this to two, retaining the Chief Executive as a director and appointing Rushcliffe Borough Council as the other.

4.3. There is no requirement to have a company secretary and given the dormant status of the company it is proposed to remove this post and to appoint a replacement only in the event that this becomes appropriate at some point in the future.

5. Alternative options considered and reasons for rejection

5.1. The existing structure could be left in place, but it is considered overly cumbersome and unnecessary, and would require revision if any of the current elected member directors did not continue as councillors.

5.2. The existing secretary could be replaced with the newly appointed Borough Solicitor, Gemma Dennis. However, as noted above, the company is not required to have a secretary and it is not considered necessary to appoint one at this time given the dormant status of REL.

6. Risks and Uncertainties

There are no particular risks associated with the proposal within the report. It has been considered by the REL Board, which supported the approach.

7. Implications

7.1. **Financial Implications**

There are no financial implications.

7.2. **Legal Implications**

The relevant paperwork will be lodged with Companies House.

7.3. **Equalities Implications**

There are no equalities implications.

7.4. **Section 17 of the Crime and Disorder Act 1998 Implications**

There are no s17 implications.

8.   Link to Corporate Priorities

Quality of Life	This report is to update on an administrative matter and does not relate to the Council's Corporate Priorities other than ensuring that structures and governance are kept reviewed and appropriate.
Efficient Services	
Sustainable Growth	
The Environment	

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For more information contact:	Katherine Marriott Chief Executive 0115 914 8291 kmarriott@rushcliffe.gov.uk
Background papers available for Inspection:	N/A
List of appendices:	None