

Functions of Cabinet Committee for Asset Disposals

The Committee is asked to note its functions as agreed by Council on 21st July 2022 and set out in Part 3.5 of the Council's Constitution – Responsibility for Executive Functions.

<p>Cabinet Committee for Asset Disposals</p> <p>A maximum of five members of Cabinet are to be appointed to this committee. This should include the lead member for assets and financial management.</p>	<p>This committee will remain in existence for the period of the DLUHC statutory direction, unless it is agreed by commissioners that there is no longer a need for it.</p> <ul style="list-style-type: none"> • Monitor and review the Council's asset disposal programme. • Make recommendations to Cabinet on disposals that fall within the definition of a key decision or are otherwise reserved to Cabinet. • Make decisions on any disposals that are not reserved to Cabinet, where officers have declined to exercise delegation due to a need for the decision to be made by elected members. 	
<p>Managing conflicts of interests: Due to the small size of the Cabinet Committee for Asset Disposals, members should be particularly cognisant of the risk of a conflict of interest. If any member of the Cabinet Committee for Asset Disposals has had contact with a prospective purchaser of land in advance of a meeting, they should seek advice from the Monitoring Officer and should declare the interest in the meeting and decline to participate and leave the meeting if there is a risk that a reasonable and informed member of the public would determine that the contact will influence their decision-making.</p> <p>The member may continue to participate in the full Cabinet meeting, having declared the interest, as long as the proposed decision does not affect the member's financial interest or well-being to a greater extent than it affects the financial interests of the majority of inhabitants of the ward affected and a reasonable member of the public knowing all the facts would not believe that it would affect the member's view of the wider public interest.</p>		

The Leader of the Council has nominated the following members of the Cabinet to the Committee:

- Cllr James Swindlehurst, Leader of the Council and Cabinet member for Council Recovery, Forward Strategy & Economic Development.
- Cllr Pavitar K. Mann, Deputy Leader of the Council and Cabinet member for Housing and Planning.
- Cllr Zaffar Ajaib, Cabinet member for Customer Services, Procurement & Performance.

- Cllr Rob Anderson, Cabinet member for Financial Oversight & Council Assets.
- Cllr Christine Hulme, Cabinet member for Children's Services, Lifelong Learning & Skills.

The Committee is subject to the Executive Procedure Rules as at Part 4.5 of the Council's Constitution. A summary of the relevant provisions which apply to Cabinet Committees include:

- Meetings to be held in public and governed by the Access to Information Procedure Rules as with Cabinet.
- Questions by Elected Members as at paragraph 2.3 and Questions by Members of the General Public at 2.4 of the procedure rules apply to cabinet committees.
- The quorum shall be three members of the committee.
- Meetings of the cabinet committee will not last longer than one and half hours, unless:

(l) by resolution passed before the closure time, the Cabinet resolves to extend the meeting beyond that time, in one of the following ways, which must be specified by resolution:

(a) to continue in the normal manner and complete the business remaining on the agenda or

(b) to determine a later time by when the meeting must close and, if the business is not completed by that later time, resolve that it be then put to the vote without debate or deferred to another meeting, as appropriate except where this would result in the cabinet committee continuing beyond the start time of a planned Cabinet meeting.

At the time of closure, the Chair will advise the Cabinet that the procedure to terminate the meeting is to be applied:

(a) any speech commenced and then in progress shall be concluded;

(b) the Chair will put any motion or recommendation then under consideration to the vote without further discussion;

(c) all remaining business before the Cabinet shall be put to the vote without discussion or further amendment.