

BIRMINGHAM CITY COUNCIL

CABINET COMMITTEE - GROUP COMPANY GOVERNANCE

THURSDAY, 18 MAY 2023 AT 14:00 HOURS
IN SPECIAL ADDITIONAL MEETING, COMMITTEE ROOM 2,
COUNCIL HOUSE, [VENUE ADDRESS]

A G E N D A

1 NOTICE OF RECORDING/WEBCAST

The Chair to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 APOLOGIES

To receive any apologies.

3 DECLARATIONS OF INTERESTS

Members are reminded they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at this meeting.

If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If other registerable interests are declared a Member may speak on the matter only if members of the public are allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it is a 'sensitive interest', Members do not have to disclose the nature of the interest, just that they have an interest.

Information on the Local Government Association's Model Councillor Code of Conduct is set out via <http://bit.ly/3WtGQnN>. This includes, at Appendix 1, an interests flowchart which provides a simple guide to declaring interests at meetings.

4 **COMPANY UPDATE – BIRMINGHAM CHILDREN'S TRUST**

Information update

5 **OTHER URGENT BUSINESS**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.

6 **EXCLUSION OF THE PUBLIC**

That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-

Exempt Paragraph 3

P R I V A T E A G E N D A

7 **COMPANY UPDATE – BIRMINGHAM CHILDREN'S TRUST (PRIVATE)**

Item Description

8 **OTHER URGENT BUSINESS (EXEMPT INFORMATION)**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.

Public Report

Birmingham City Council**Report to Cabinet Committee – Group
Company Governance**

18 May 2023



Subject: Company Update

Report of: Rebecca Hellard, Director Council Management

Relevant Cabinet Member: Councillor Brigid Jones

Relevant O &S Chair(s): Councillor Akhlaq Ahmed

Report author: Alison Jarrett Director Group & Capital Finance

| | | |
|--|---|---|
| Are specific wards affected? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No – All wards affected |
| If yes, name(s) of ward(s): | | |
| Is this a key decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| If relevant, add Forward Plan Reference: | | |
| Is the decision eligible for call-in? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Does the report contain confidential or exempt information? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| If relevant, provide exempt information paragraph number or reason if confidential : Appendix of Company updates giving personal or commercially confidential information | | |

1 Executive Summary

This report provides Members with an update on changes within entities that fall within the Council's group structure.

2 Recommendations

- 2.1 Members are asked to note the information provided within the report and at private appendix 1 which contains commercially confidential details concerning group and associated companies.
- 2.2 Members are requested to provide views and observations at private discussion on the current and future board structure of Birmingham Children's Trust and on the closure of two wholly owned dormant companies.

3 Background

3.1 This report details Companies House reportable changes to companies that fall within the Council's group structure, reviews published accounts for audit assurance and details any material items for discussion, disclosure or recommended decision in relation to the Council's group of companies.

3.2 Company Changes

Details of changes in companies notified to Companies House since the previous Committee meeting are set out below, where a termination or appointment is made that is not a BCC member, officer or associate it is not noted. There are no updates in this regard at this date.

3.3 Annual accounts have been submitted for the following companies:

| Company | | unqualified audit (where applicable) |
|---|--|--------------------------------------|
| PARADISE CIRCUS MANAGEMENT COMPANY LIMITED (09346047) - 09-Mar-23 | Accounts for a dormant company made up to 30 June 2022 | N/A |
| PARADISE CIRCUS NOMINEE 1 LIMITED (09290749) - 09-Mar-23 | Accounts for a dormant company made up to 30 June 2022 | N/A |
| PARADISE CIRCUS NOMINEE 2 LIMITED (09290751) - 09-Mar-23 | Accounts for a dormant company made up to 30 June 2022 | N/A |
| BIRMINGHAM ASIAN RESOURCE CENTRE (04351686) - 31-Mar-23 | Total exemption full accounts made up to 31 March 2022 | N/A |
| BIRMINGHAM CURZON REGENERATION COMPANY LIMITED (09095850) - 31-Mar-23 | Accounts for a dormant company made up to 30 June 2022 | N/A |
| PARADISE CIRCUS GENERAL PARTNER LIMITED (08686238) - 03-Apr-23 | Accounts for a dormant company made up to 30 June 2022 | N/A |

3.4 Company Performance

A specific update from Birmingham Children's Trust is presented on the private agenda. Under The Articles of Association for the Trust, an Ordinary Resolution is required by the Sole Member (BCC) before any changes are made to the board structure of the Trust. The Committee is being asked to consider proposals before an Ordinary Resolution is presented to the Council's authorised officers (s.151 Officer/Chief Executive) for approval. As this update contains personal information it is on the private agenda.

3.5 Closure of Companies

The company update, Appendix 1, also contains details of two wholly owned companies that officers propose to close, these are GBS Finance Ltd and LSB Law Ltd, both of which are dormant. Committee are asked to consider whether there are any objections to these proposals.

4 Options considered and Recommended Proposal

- 4.1 This report provides information to Members on changes to organisations that fall within the Council's group structure. Further reports will be provided to future meetings of this committee.

5 Consultation

- 5.1 The Chair of the Committee has been consulted in the preparation of this Report.

6 Risk Management

- 6.1 This report sets out information on external organisations associated with the Council.

7 Compliance Issues:

- 7.1 **How are the recommended decisions consistent with the City Council's priorities, plans and strategies?**

- a) The Council provides services to community through a number of different vehicles. This report provides information on entities associated with the Council through which service delivery is being provided.

7.2 Legal Implications

- a) The Council's Section 151 Officer has a duty to ensure the proper administration of the Council's financial affairs. The Accounts and Audit Regulations 2015, requires the Council to have effective arrangements for the management of risk.

7.3 Financial Implications

- a) The Council needs to consider whether any of the changes in the company group structure has a financial impact on or increases the financial risks to the Council.
b) There are no direct financial implications arising from consideration of this report and the recommendations contained within it.

7.4 Procurement Implications

- a) There are no procurement implications directly arising from this report.

7.5 Human Resources Implications

- a) There are no human resources implications directly arising from this report.

7.6 Public Sector Equality Duty

- a) There are no equality duty or equality analysis issues relating to the proposals set out in this report.

8 Background Documents

CIPFA Code of Practice on Local Authority Accounting