

QUAD OF AIMS

(TO BE COMPLETED WHEN MAKING CALL-IN OR REQUESTING AN ITEM ON AGENDA)

(TO BE COMPLETED WHEN MAKING CALL-IN)

**Title : Darlington Markets Cabinet Minute
(if appropriate) :**

Part I

REASON FOR ITEM/CALL-IN	RESOURCE
<p>1. Would "Council" as a decision making body have the legal competence to consider the proposals, rather than "Cabinet"</p>	<p>1. Council can only make decisions that are within their functions and responsibilities. The decision did not involve any change to the budget and policy framework and was considered to be a decision for the executive (Cabinet) to consider. It was not a decision that was within the competence of Council.</p>
<p>4. It is not clear how the establishment of a "Local Board" differs from the current governance or working arrangement between "MAM" and the Council. How have Cabinet satisfied themselves that the Council and the Portfolio holder have the expertise to add value over and above the current relationship.</p>	<p>4. Terms of reference and constituent members of the board are still to be agreed</p>
<p>8. "MAM Darlington" due to its size are only required to publish Micro Accounts which are effectively unaudited Financial Statements prepared by the "Sole Director", have Cabinet requested an audit be carried out by a suitably qualified practice?</p>	<p>8. The forecasts provided by MAM have been prepared by the Management Team which includes a qualified Group Financial Controller. No they have not.</p>
<p>10. The report references practical challenges with taking the "Market" back under its wing and the potential Investment write off. No other options are mentioned, at the very least an appraisal of bringing back in house v investment write off would have been carried out. Can full details of this appraisal please be provided to scrutiny. If this option was not explored then please provide an explanation as to why.</p>	<p>10. Bringing the market back inhouse was an option in the cabinet paper. A number of meetings took place with Portfolio Holders through which a preferred direction emerged. In view of this a detailed appraisal was not carried out. However, it should be noted that the Council does not have spare capacity to manage the market operations and does not have of the expertise in retail and marketing with very limited contacts in this segment of trading activity. Another consideration would be TUPE implications, and clear risks that management change of this scale could be very disruptive at a time when positive trading momentum is apparent.</p>

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PROCESS	ANTICIPATED OUTCOME
<ol style="list-style-type: none">1. To discuss with the Portfolio Holder and AD/Head of Service2. To scrutinise all paperwork requested in advance of the meeting	<ol style="list-style-type: none">1. To review the additional information and scrutinise the evidence2. To consider the decision made by Cabinet to change the terms of the Loan and revised working relationship and form a view as to whether the matter has received the appropriate level of due diligence and that all options were considered.

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COUNCILLOR Scott Durham

COUNCILLOR Alan Marshall

COUNCILLOR Roz Henderson

Signed - Assistant Director of Law and Governance

Dated