

At a meeting of the Executive held in Council Chamber - Allerdale House on Wednesday 12 January 2022 at 4.00 pm

## **Members**

Councillor Mike Johnson (Chair)  
Councillor Marion Fitzgerald  
Councillor Anthony Markley  
Councillor Colin Sharpe

Councillor Jim Lister  
Councillor Alan Pitcher

## **Staff Present**

B Carlin, A Seekings and L Tomlinson

### **318. Minutes**

The minutes of the meeting held on 24 November 2021 were signed as a correct record.

### **319. Declaration of Interests**

Councillor M Johnson declared a non-registrable interest in Item 7 on the agenda.

### **320. Questions**

None received.

### **321. Members' Announcements**

None received.

### **322. Establishment of Cumberland Joint Committee**

#### **The subject of the decision**

The Chief Officer Place and Governance and Monitoring Officer submitted a report which sought member's approval to the establishment of a Cumberland Joint Committee as one of the councils making up the new Cumberland Council.

The Structural Changes Order received from the Secretary of State required the establishment of two Joint Committees for the purposes of the Cumbria Order 2022, and in accordance with the Order, would be dissolved on the day following that on which the shadow authority for Cumberland Council holds its first meeting.

Councillor M Fitzgerald moved the recommendations as per the report; this was seconded by Councillor M Johnson. The motion was unanimously agreed.

## **Alternative options considered**

None

## **The reason for the decision**

To recommend the establishment of a Cumberland Council Cumberland Joint Committee in line with the Cumbria (Structural changes) Order 2022.

## **The decision**

### **Resolved**

That –

- (1) The establishment of the Cumberland Joint Committee as detailed in the report and to the Terms of Reference attached at Appendix 1 be agreed
- (2) The Executive functions within the Terms of Reference be delegated to the Cumberland Joint Committee

### **Recommended**

That Council be requested to agree that –

- (3) The establishment of the Cumberland Joint Committee as detailed in the report and to the Terms of Reference attached at Appendix 1 be agreed
- (4) The Non-Executive Functions within the Terms of Reference be delegated to the Cumberland Joint Committee
- (5) The Monitoring Officer be authorised to make the necessary amendments to the Council's Constitution and to update the Council's scheme of delegation in the Constitution
- (6) Nominations be received and appointments are made to the positions on the Cumberland Joint Committee in accordance with political proportionality
- (7) Authority be delegated to the Chief Executive in consultation with the Leader to agree the host authority
- (8) This Joint Committee is the Cumberland Joint Committee for the purposes of the Cumbria (Structural Changes) Order 2022.

### **Resolved**

“That under Section 100A 4 of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it may involve the likely disclosure of exempt information as defined in paragraph 3 of part 1 of Schedule 12A of the Act.”

### **323. Land and Buildings at Derwent Howe Industrial Estate, Workington**

#### **The subject of the decision**

The Chief Officer Assets submitted a report which sought necessary approvals with respect to land and property at Derwent Howe Industrial Estate, Workington in which the Council holds a stake.

Councillor M Johnson moved the recommendations as per the report; this was seconded by Councillor C Sharpe. The motion was unanimously agreed.

#### **Alternative options considered**

As detailed within the report.

#### **The reason for the decision**

As detailed within the report.

#### **The decision**

#### **Resolved**

That:

- (a) the land and buildings as detailed within the report be transferred from Energy Coast West Cumbria (Workspace) Limited and Cumbria County Council to Cumbria County Council, Allerdale Borough Council and Copeland Borough Council and an associated Deed of Retirement and Appointment be entered into in respect of Energy Coast West Cumbria (Workspace) Limited retiring and Allerdale and Copeland Councils becoming new trustees;
- (b) a new, up to date, deed of trust be entered into, regulating the beneficial interests of the Cumbria County Council, Allerdale Borough Council and this Council arising from the property referred to in (a);
- (c) that a management agreement be entered into requiring Cumbria County Council to manage the property referred to in (a) on behalf of the three Councils; and
- (d) that the final terms and the approval of the three legal documents referred to in (a) to (c) above and other documents which may become necessary be delegated to the Chief Officer Assets, in consultation with the Leader of the Council and the Monitoring Officer.

**The meeting closed at 4.10 pm**