

ITEM No ...4.....

REPORT TO: POLICY AND RESOURCES COMMITTEE - 11TH SEPTEMBER, 2017
REPORT ON: TAYSIDE CONTRACTS
REPORT BY: CHIEF EXECUTIVE
REPORT NO: 304-2017

1.0 PURPOSE OF REPORT

1.1 This Report proposes amendments to the Minute of Agreement between Angus Council, Dundee City Council and Perth and Kinross Council regarding Tayside Contracts.

2.0 RECOMMENDATIONS

2.1 It is recommended that the Committee agrees to the Minute of Agreement between Angus Council, Dundee City Council and Perth and Kinross Council regarding Tayside Contracts being amended as set out in Paragraph 4.3 below and delegates authority to officers to negotiate and agree other, minor amendments as appropriate.

3.0 FINANCIAL IMPLICATIONS

3.1 There are no financial implications arising directly out of this Report.

4.0 BACKGROUND

4.1 At Local Government Reorganisation in 1996, the outgoing Regional Authority, Tayside Regional Council, and the incoming Unitary Authorities - Angus, Dundee and Perth and Kinross Councils - agreed to retain the then Direct Labour and Direct Service Organisation, Tayside Contracts. In order to ensure democratic control, it was agreed that a Joint Committee would be formed, to be known as the Tayside Contracts Joint Committee.

4.2 A Minute of Agreement constituting the Joint Committee was entered into by Angus, Dundee and Perth and Kinross Councils in 1995 and this was varied in 2004. Discussions have taken place between Officers of the three Councils regarding suggested changes to the Minute of Agreement which are now brought before the Committee for approval.

4.3 The principal changes are as follows:-

Members

At present, the Joint Committee is made up of 5 Angus Members, 6 Dundee Members and 7 Perth and Kinross Members. In future, it is proposed that each Council appoints 6 members.

Quorum

At present, the quorum must include a member from two of the three Councils. In future, it is proposed that the quorum must include a member from all three Councils.

Powers and Duties of the Joint Committee

It is suggested that should the Managing Director of Tayside Contracts propose that the Joint Committee undertakes work of a type which is materially different in nature and/or scale from previously agreed activities or would expose the Councils and/or the Joint Committee to additional risks he shall require the approval of the Governance and Strategy Group consisting of the Chief Executives of the three Councils or their nominees and the approval of the three Councils.

Employees

It is clarified that all employees are employees of Tayside Contracts.

Financial Arrangements

For the avoidance of doubt it is proposed that Tayside Contracts will be responsible for the payment of the loan charges outstanding as at 31st March, 2017 in respect of all the depots which they occupy.

- 4.4 It is recommended that the Committee agrees to amend the Minute of Agreement as set out above and delegates authority to officers to negotiate and agree other, minor amendments as appropriate.

5.0 POLICY IMPLICATIONS

This report has been screened for any policy implications in respect of Sustainable Development, Strategic Environmental Assessment, Anti-Poverty, Equality Impact Assessment and Risk Management.

There are no major issues.

6. CONSULTATIONS

- 6.1 The Council Management Team have been consulted in the preparation of this Report.

7. BACKGROUND PAPERS

- 7.1 None.

DAVID R MARTIN
CHIEF EXECUTIVE

DATE: 31st August, 2017