

## RECORD OF EXECUTIVE DECISION

Monday, 17 January 2011

Decision No: (CAB 10/11 5271)

DECISION-MAKER:	CABINET
PORTFOLIO AREA:	LEADERS' PORTFOLIO
SUBJECT:	PROPOSED SHARED PROVISION OF LEGAL SERVICES WITH FAREHAM BOROUGH COUNCIL
AUTHOR:	RICHARD IVORY, ASSISTANT SOLICITOR TO THE COUNCIL

### THE DECISION

- (i) That the Solicitor to the Council be delegated authority to:
  - (a) enter into a Service Level Agreement (SLA) with Fareham Borough Council for the provision of a joint legal services function with effect from 1<sup>st</sup> April 2011 at the latest upon such terms and conditions as the Solicitor to the Council considers appropriate and reasonable;
  - (b) employ such staff as are reasonably required to undertake the services under the SLA.
- (ii) That following the signing of the Service Level Agreement and on commencement of the arrangements that the staff detailed in exempt Appendix 1 be transferred under TUPE Regulations to the City Council.

### REASONS FOR THE DECISION

In the summer of 2010, Fareham Borough Council approached the City Council to enquire whether it would be feasible for it to provide either or both the strategic and "day to day" legal services function in order for Fareham to have greater resilience in providing a comprehensive legal function and to achieve budget savings.

### DETAILS OF ANY ALTERNATIVE OPTIONS

The alternative to the proposal is not to enter into a service level agreement with Fareham Borough Council but this has been rejected on the basis that the arrangement offers good value for money, economies of scale, resilience and potential savings for both authorities.

**OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None.

**CONFLICTS OF INTEREST**

None.

**CONFIRMED AS A TRUE RECORD**

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision.

Date: 17<sup>th</sup> January 2011

Decision Maker:  
The Cabinet

Proper Officer:  
Judy Cordell

**SCRUTINY**

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny "Call-In" provisions.

Call-In Period expires on

Date of Call-in (*if applicable*) (*this suspends implementation*)

Call-in Procedure completed (*if applicable*)

Call-in heard by (*if applicable*)

Results of Call-in (*if applicable*)