

**Draft minutes of the Meeting of the Executive held on Monday 19<sup>th</sup> February 2007 in the Council Chamber, Council Offices, Monkton Park, Chippenham commencing at 11.50am.**

**Present:** Councillor C. O’Gorman, Leader ..... in the Chair  
Councillors D. J. E. Evans, R. J. Henning, D. M. Moore and S. R. Walls

**Non-Executive Councillors Present:** Councillors D. B. Allen, N. M. Phillips, M. Rousell, R. L. Tonge and J. Webb

**Officers Present:** L. Bell (Strategic Manager - Community & Environment), P. Jeremiah (Legal Services Team Leader), L. May (Policy and Democratic Services Assistant), S. Pangbourne (Strategic Manager - Corporate Services), P. Timmins (Interim Section 151 Officer), G. Wilson (Customer and Business Support Team Leader), and S. Wright (Policy and Democratic Services Officer)

**E186. Apologies for Absence**

No apologies for absence were received.

**E187. Declarations of Interest**

**Executive Members**

Name	Item	Type	Nature
D.J.E. Evans	5 - North Wiltshire Leisure Limited	Personal	Parish Councillor
R.J. Henning	5 - North Wiltshire Leisure Limited	Personal	Town and County Councillor
C.O’Gorman	5 - North Wiltshire Leisure Limited	Personal	Town Councillor and involved in a local group relating to leisure centres
S.R. Walls	5 - North Wiltshire Leisure Limited	Personal	Town Councillor

**Non Executive Members**

Name	Item	Type	Nature
N.M. Phillips	5 - North Wiltshire Leisure Limited	Personal	Town Councillor
M. Rousell	5 – North Wiltshire Leisure Limited	Personal	Involved in a local group relating to leisure centres
R.L. Tonge	5 - North Wiltshire Leisure Limited	Personal	Parish Councillor



**E188. Leader’s Announcements**

The Leader, Councillor C. O’Gorman thanked officers and members for attending the meeting at such short notice and for their hard work during a very difficult period.

**E189. Exclusion of Press and Public**

**Resolved**

**That in accordance with Regulation 21 of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000, the press and public be excluded from the meeting for the following item of business on the grounds that the following item of business involves the likely disclosure of exempt information as specified in Part 1 of Schedule 12A of the Local Government Act 1972 as follows and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.**

<b>Agenda item/Report name</b>	<b>Paragraph(s) of the Act / Schedule describing the exemption</b>
Item 5 – North Wiltshire Leisure Limited - Update Report	Paragraph 3

**E190. North Wiltshire Leisure Limited**

Consideration was given to Report No. 5 (circulated on 19<sup>th</sup> February 2007) which gave details of the current position regarding North Wiltshire Leisure Limited and options for the interim operation of the centres.

Issues discussed during consideration of this item included:

- Terms and conditions relating to existing contracts with North Wiltshire Leisure Limited together with details of arrangements with any interim leisure operator;
- Personnel implications including the transfer of staff, salary payments and terms and conditions;
- Financial implications including likely costs of any interim arrangements; and
- Legal implications including the roles and liabilities of the Council, DC Leisure and NWLL.

**Resolved that**

1. North Wiltshire District Council resume responsibility for the operation of the six leisure centres and as a consequence North Wiltshire Leisure Limited staff will transfer to the Council under the TUPE Regulations for an interim period not beyond 31<sup>st</sup> March 2007;
2. The Strategic Manager Community and Environment be given delegated authority, in

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consultation with the Team Leaders for Legal Services, Human Resources and Section 151 Officer and the Leader of the Council, to take all steps necessary to ensure the smooth transition of staff and continued provision of the service until 31<sup>st</sup> March 2007;

3. Any costs incurred must be contained within the £500k budget previously agreed by Executive; and
4. In accordance with the Council Constitution the Executive considers these decisions to be urgent, and not subject to call in, as any delay caused by the call-in process would seriously prejudice the Council's or the public's interest.

The meeting commenced at 11.50am and concluded at 12.20pm.

There were no members of the public present.