

Report

Report to:	South Lanarkshire Council
Date of Meeting:	15 June 2022
Report by:	Executive Director (Community and Enterprise Resources)

Subject:	South Lanarkshire Council and South Lanarkshire Leisure and Culture Limited - New Governance Arrangements
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1. Purpose of Report

1.1. The purpose of the report is to:

- ◆ Seek approval for the completion of the transition to the proposed new governance arrangements between South Lanarkshire Council and South Lanarkshire Leisure and Culture Limited (SLLC).

2. Recommendation(s)

2.1. The Council is asked to approve the following recommendation(s):

- (1) that the constitution, as outlined in Appendix 1, to complete the transition of SLLC from a Charitable company limited by guarantee to a Scottish Charitable Incorporated Organisation (SCIO) be approved; and
- (2) that the next steps, as outlined in section 4 of the report, be approved.

3. Background

- 3.1. One of the outcomes of the Cross Party Working Group review of SLLC was that the Council and SLLC work together to develop a new, modernised governance model to be agreed by both parties.
- 3.2. The proposed governance arrangements between South Lanarkshire Council and SLLC, including SLLC converting to a Scottish Charitable Incorporated Organisation (SCIO), were approved by the Council on 23 June 2021.
- 3.3. Final transition arrangements, including a new constitution, was agreed by SLLC at its Board meeting of 23 February 2022.
- 3.4. The Council's legal representatives (Burness Paul) and SLLC's representatives (Shepherd & Wedderburn) have completed final detail in preparation for submission of the document to OSCR, pending Council approval. The new constitution is contained in appendix 1.

4. Next Steps

- 4.1. Subject to approval of the Council, officers will commence the transition process, aiming for completion by August 2022.

- 4.2. Existing external SLLC Board members will automatically transition to the new SCIO and elected representatives will be nominated onto the Board, following the local authority elections which took place in May 2022.
- 4.3. Recruitment of an independent Chair of the Board and other board members, as required, will be undertaken between June and August 2022.
- 4.4. Associated paperwork including agreements between SLLC and the Council will be updated to reflect the new arrangements in due course.
- 5. Employee Implications**
 - 5.1. There are no employee implications arising from this report.
- 6. Financial Implications**
 - 6.1. There are no financial implications arising from this report.
- 7. Other Implications**
 - 7.1. There are no other implications in terms of risk and sustainability.
- 8. Equality Impact Assessment and Consultation Arrangements**
 - 8.1. This briefing paper does not introduce a new policy, function or strategy or recommend a change to an existing policy, function, or strategy and, therefore, no impact assessment is required at this stage.

David Booth
Executive Director (Community and Enterprise Resources)

31 May 2022

Links to Council Values/Ambitions/Priorities

- ◆ Improve health, care and wellbeing
- ◆ Deliver and communicate the Council Plan and ensure high standards of governance

Previous References

- ◆ Full Council meeting of 23 June 2021

List of Background Papers

- ◆ Report to South Lanarkshire Council of 23 June 2021: 'Recommendations Referred by Executive Committee - Cross Party Working Group Review of South Lanarkshire Leisure and Culture (SLLC) – Outcomes'

Contact for Further Information

If you would like further information, please contact:

David Booth, Executive Director
Ext: 3838 (Tel: 01698 453838)
E-mail: david.booth@southlanarkshire.gov.uk