



DRAFT PORTFOLIO HOLDER DECISION NOTICE

PROPOSED INDIVIDUAL DECISION BY THE PORTFOLIO HOLDER FOR FINANCE AND EFFICIENCY

TOPIC – BUSINESS RATE WRITE OFF

PROCEDURAL INFORMATION

The Access to Information Procedure Rules – Part 4, Section 22 of the Council's Constitution provides for a decision to be made by an individual member of Cabinet.

In accordance with the Procedure Rules, the Corporate Director (Governance), the Chief Executive and the Head of Finance are consulted together with Chairman and Vice Chairman of the Principal Scrutiny Committee and all Members of the relevant Scrutiny Panel (individual Ward Members are consulted separately where appropriate). In addition, all Members are notified.

Five or more of these consulted Members can require that the matter be referred to Cabinet for determination.

If you wish to make representation on this proposed Decision please contact the relevant Portfolio Holder and the following Committee Administrator by 5.00pm on 6 August 2008

Contact Officers:

Case Officer:

Gill Cranswick, Tel: 01962 848 190, Email: gcranswick@winchester.gov.uk

Committee Administrator:

Colin Veal Tel: 01962 848 438, Email: cveal@winchester.gov.uk

SUMMARY

Approval is sought to write-off two Non Domestic-Rate debts amounting to £128,435.35 relating to a company that was placed in Administration in January 2007. The debts cover the period 20 October 2005 to 2 January 2007.

The company is LCL Realisations Ltd (formerly Little Chef Ltd) and the property addresses are Service Area (Southbound), By-Pass Road, Sutton Scotney, Winchester, Hampshire, SO21 3JY and Service Area (Northbound), By-Pass Road, Sutton Scotney, Winchester, Hampshire, SO21 3JY.

The Responsibility for Functions – Part 3, Section 3.2 of the Council's Constitution provides for a Scheme of Delegation to Portfolio Holders.

Each Portfolio Holder

1. To incur expenditure or to make decisions in connection with the operation of services within the budget and policy framework approved by Council, other than on contract award, IT projects, or where a more specific delegation is granted in this scheme, subject to:
 - (a) in relation to individual matters where Cabinet has specifically authorised delegation to a portfolio holder up to a limit per project of £500,000 and
 - (b) in any other case up to £200,000

PROPOSED DECISION

That approval is given, under Financial Procedure Rules 11.7, to write off two Non-Domestic Rate debts amounting to £128,435.35 for a company in Administration.

REASON FOR THE PROPOSED DECISION AND OTHER ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

For companies in Administration there is little prospect of any recovery of the debt. Any payments in future from the Administrators would be accepted.

FURTHER ALTERNATIVE OPTIONS CONSIDERED AND REJECTED FOLLOWING PUBLICATION OF THE DRAFT PORTFOLIO HOLDER DECISION NOTICE

N/A

DECLARATION OF INTERESTS BY THE DECISION MAKER OR A MEMBER OR OFFICER CONSULTED

None

DISPENSATION GRANTED BY THE STANDARDS COMMITTEE

N/A

Approved by: (signature)

Date of Decision

Councillor Frederick Allgood – Portfolio Holder for Finance and Efficiency