

**Report for: Cabinet**

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Date of Meeting:	26 March 2024
<b>Subject:</b>	<b>3 Rivers Development Ltd – Soft closure plan</b>
Cabinet Member:	Cllr James Buczkowski, Finance
Responsible Officer:	Andrew Jarrett, Deputy Chief Executive (S151)
Exempt:	Appendix 1
Wards Affected:	All
Enclosures:	Appendix 1

**Section 1 – Summary and Recommendation(s)**

This report attempts to give reassurance that a formal company closure plan was produced and utilised to assist with a structured closedown process. This plan was followed by the officer/director working group and updated with both progress and new items as identified.

**Recommendation(s):**

- 1. That the Committee note the report.**

**1.0 Introduction/Background**

- 1.1** At a previous meeting of this Committee Members requested to be sighted on the formal closedown plan in order to reassure them of both a timely and cost/loss minimisation outcome.

## **2.0 Soft closure plan and progress update**

- 2.1 At a recent meeting of the Cabinet a company closedown update was provided that gave Members an overview of what actions have already been completed and that were estimated to be finalised by the 31/3/24. This report also gave an estimated loss position and the details underpinning this estimate, in a part 2 commercially sensitive appendix.
- 2.2 As some of the remaining closedown tasks are still “live” and one development has still not been fully completed, at the point of producing this report, the closure plan is attached to this report as a confidential part 2 document (Appendix 1).
- 2.3 It should be noted that this is the initial closure plan that was produced by the company and agreed by Council officers. This plan then formed the basis of the regular weekly progress meetings held by the Directors and Council officers. By its very nature this plan would be revised/updated as tasks were completed or new items were added.
- 2.4 As previously reported in the Cabinet report of the 6/3/24, external professional advice was secured whenever required during this process.

## **3.0 Conclusion**

- 3.1 Members should note that by following a well constituted closure plan a structured, timely and cost effective outcome to deliver a solvent soft closure of 3 Rivers Development Ltd, should be achieved.

**Financial Implications** – Adhering to a structured closedown plan should ensure financial cost maximisation.

**Legal Implications** – To ensure the company is closed in accordance with the Companies Act 2006.

**Risk Assessment** – Following a structured plan should reduce the associated risks of company closure.

**Impact on Climate Change** – None

**Equalities Impact Assessment** – None

**Relationship to Corporate Plan** – Closing the company in an orderly/compliant fashion will minimise any further financial losses will enable the Council to move greater focus to the delivery of its Corporate Plan.



### **Section 3 – Statutory Officer sign-off/mandatory checks**

**Statutory Officer:** Andrew Jarrett

Agreed by or on behalf of the Section 151

**Date:** 11 Mar 2024

**Statutory Officer:** Maria de Leiburne

Agreed on behalf of the Monitoring Officer

**Date:** 14 Mar 2024

**Chief Officer:** Stephen Walford

Agreed by or on behalf of the Chief Executive/Corporate Director

**Date:** 11 Mar 2024

**Performance and risk:** Steve Carr

Agreed on behalf of the Corporate Performance & Improvement Manager

**Date:** 14 Mar 2024

**Cabinet member notified:** yes

### **Section 4 - Contact Details and Background Papers**

**Contact:** Andrew Jarrett, Deputy Chief Executive (S151)

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**Background papers:** None