

## Record of Delegated Executive Decision(s)

### 1. Subject of decision

North East Mayoral Combined Authority – Borrowing Powers

### 2. Name and Title of Decision Maker

Paul Hanson – Chief Executive

### 3. Details of any Conflict of Interest and any Dispensation granted in respect of such Interest

None

### 4. Executive summary

The Secretary of State for Housing, Communities & Local Government sought the Authority's consent to the making of the \*draft Combined Authorities (Borrowing) and East Midlands Combined County Authority (Borrowing and Functions)(Amendment) Regulations 2025 ("the Regulations"). The Regulations once made will give the North East Mayoral Combined Authority, ("NECA"), borrowing powers connected to the discharge of its non- transport related functions, in line with the North East Devolution Deal and Scheme.

Cabinet at its meeting on 24 June 2024 agreed in principle to the making of the Regulations giving NECA borrowing powers, and authorised the Chief Executive, in consultation with the Elected Mayor and Head of Law, to issue the Authority's formal consent to the making of such Regulations when requested to do so (**Minute reference CAB20/24**).

NECA's Cabinet agreed in principle to the making of the Regulations on 11 June 2024 and the Cabinets of each of the constituent councils of NECA gave similar consents in principle in June 2024.

Without the formal consent of NECA and each of its constituent councils to the making of the Regulations, the Secretary of State cannot make the Regulations and NECA will not be able to borrow in connection with the discharge of its non-transport related functions.

## 5. Alternative Options Considered

Option 1:

To give the Authority's consent to the making of the \*draft Combined Authorities (Borrowing) and East Midlands Combined County Authority (Borrowing and Functions)(Amendment) Regulations 2025; and

Option 2:

Not to give consent to the making of the Regulations.

## 6. Decision(s)

To give the Authority's consent to the making of the Regulations.

## 7. Reasons for the Decision(s)

Given that Cabinet gave its consent in principle to the making of the Regulations on 24 June 2024 in common with NECA and the constituent councils respective Cabinets, and that the making of the Regulations will be in keeping with what was agreed between central government and the North East Leaders and Elected Mayor in the North East Devolution Deal in terms of NECA having borrowing powers, and such powers being included in the Scheme consulted on, it is appropriate to give consent to the making of the Regulations.

## 8. Date Decision Made

13 November 2024

## 9. Is this decision subject to call-in and if so expiry date of call-in period

No \*\*see below

## 10. Date of Publication

13 November 2024

## 11. Implementation Date

13 November 2024

**\*Confidential by virtue of section 100A(2) of the Local Government Act 1972:**

Draft Combined Authorities (Borrowing) and East Midlands Combined County Authority (Borrowing and Functions) (Amendment) Regulations 2025.

**\*\*The decision is not subject to Call-In, as agreed by the Chair of Council, due to the following reasons(s):**

The consent to the making of the Regulations giving the North East Mayoral Combined Authority borrowing powers must be with the Secretary of State by 14 November 2024.