

O&S Working Group OGBT – Lines of Questioning

1. Map out the position with the Growing Places Fund, setting out the loans made & history / loans rejected
2. What was the decision making process for the OGBT loan, including the report sent to the decision making body at the time, the extent of due diligence work undertaken and in particular how the element(s) of risk were presented/calculated, as well as the OGBT company structure and its Directors.
3. Is it clear how Leeds City Council managed a potential conflict of interest as both accountable body for the LEP and interested party in making this deal happen?
4. Do we have the LEP Board disclosure policy and are declarations recorded on the Board paper (s) for this project?
5. Who approached the LEP for this project to be considered? Is this in the Board papers?
6. After approval of the loan how and when was funding released to OGBT? How would this happen under today's governance arrangements? Have payment arrangements remained the same for all loans – ie ones that were approved by LEP Board and then ones approved through CA?
7. Relationship with Co-op Bank
 - What risk were we running as junior lender?
 - Who was the legal advisor on intra creditor agreement?
 - Did we utilise the intra creditor agreement to force the Co-op to take action once work stopped on site? If not why not?
8. What happened between March 15 (when work on site ceased) and Feb 16 (when liquidators were appointed)?
 - What legal advice did we get?
 - What was the Co-op doing during the period when work stopped and before the administrators were appointed?
9. Set out the facts we understand about the current negotiations, to include who is the current site owner, to clarify stakeholder involvement (such as Standard Life) and future plans for the site?
10. What is the role of the Co-op bank? What have they been doing throughout this?
11. Does WYCA have a policy position on being the junior lender in these arrangements? Was a position established at the start of the programme?
12. Going forward, what is the role of pre-decision scrutiny? Should this be linked to how 'difficult' decisions are made? For example, are these key decisions and/or areas of conflict of interests?
13. Do we or any of the WY authorities have investments with OGB2 or its Directors?
14. To consider potential invitees to a future meeting eg Panel Chair, Co-op Bank, LCC Chief Executive, accountable officer at the time, Cllr Andrew Carter.

15. To consider implications of difficult decisions being made by email rather than face to face meetings.