



**To: Police & Crime Commissioner**

**From: Howard Thackray, Business Manager**

**Date: 26<sup>th</sup> September 2017**

### **Athena - Deed of Novation**

#### **1.0 Purpose**

- 1.1 To seek the clarification required by the Police and Crime Commissioner (the Commissioner) confirming that the due diligence has been undertaken regards to the Deed of Novation prior to the commissioner signing the Parent Company Guarantee agreement.

#### **2.0 Background**

- 2.1 The ownership of Northgate has moved to a company called CINVEN, requiring a Deed of Novation to transfer the Parent Company Guarantee to the new owner.
- 2.2 At the Commissioner Business Coordination Board meeting of the 21<sup>st</sup> September 2017, the signing of the Deed of Novation required to transfer the Parent Company Guarantee of the Athena Contactor Northgate Public Service Limited to the new owner Cinven was discussed. It was agreed that the constabulary's Sec 151 officer sought further additional information from Sharpe Pritchard (Solicitors) before the Commissioner signed the guarantee.
- 2.3 Following confirmation from the Sec 151 officer that Sharpe Pritchard had satisfactorily undertaken the necessary due diligence with regards to the new parent company for Athena, the Sec 151 confirmed that the commissioner could sign the Parent Company Guarantee to the new owner, CIVEN.

#### **4. Recommendation**

- 4.1 It is recommended that the Commissioner signs both the Deed of Novation to transfer the Parent Company Guarantee to the new owner CIVEN and associated Decision Notice.

<b>Contact Officer</b>	Howard Thackray, Business Manager, Office of the Police and Crime Commissioner
<b>Background Paper</b>	Business Coordination Board minutes September 2017