

TRANSPORT FOR LONDON

BOARD

**SUBJECT: DELEGATION TO THE FINANCE AND POLICY COMMITTEE OF
TRANSACTIONS OVER £100M**

DATE: 30 MARCH 2011

1 PURPOSE AND DECISION REQUIRED

- 1.1 The purpose of this report is to request that the Board approves the interim delegation of approval for projects and transactions over £100m to the Finance and Policy Committee.

2 DELEGATION

- 2.1 Under TfL's Standing Orders, projects and transactions over £100m are approved by the Board on the advice of the Finance and Policy Committee. The Finance and Policy Committee currently has authority under Standing Orders to approve projects which are anticipated to cost in excess of £50m but less than £100m.
- 2.2 There are currently a small number of projects and transactions that are likely to need approval between now and the next scheduled meeting of the Board on 29 June 2011. The exact timing for such approvals is not yet known.
- 2.3 In order to enable decisions to be taken in a timely manner and without the need to arrange a further meeting of the Board, it is proposed to delegate to the Finance and Policy Committee authority to approve such projects and transactions. Depending on the project or transaction in question, its importance and timing, the Finance and Policy Committee may still choose to refer the decision to the next meeting of the Board.
- 2.4 A meeting of the Finance and Policy Committee is scheduled for 25 May 2011, although if required, a special meeting of the Committee could be arranged. If appropriate, any such meeting could also be conducted by conference call.
- 2.5 After the meeting of the Board on 29 June 2011 there is no scheduled meeting of the Board until 21 September 2011. In order to allow decisions to be taken during this period, it is also proposed that the Finance and Policy Committee be authorised to approve any project or transaction over £100m during this period.
- 2.6 Any project or transaction approved pursuant to this delegation will be reported to the Board at its next meeting.

3 RECOMMENDATIONS

3.1 The Board is asked to DELEGATE to the Finance and Policy Committee:

- (a) authority to approve any project or transaction over £100m until 29 June 2011;
- (b) authority to approve any project or transaction over £100m from 29 June 2011 until 21 September 2011;
- (c) in relation to any authority approved under paragraphs 3.1(a) and (b) above, the authority to delegate to the TfL Officers and Subsidiaries (defined in paragraph 3.2 below):
 - (i) the ability to agree and execute (whether by deed or otherwise) on behalf of TfL or any Subsidiary (as appropriate) any documentation to be entered into in connection with such projects or transactions (including, without limitation, all agreements, deeds, guarantees, indemnities, announcements, notices, contracts, certificates, letters or other documents); and
 - (ii) to do all such other things as they consider necessary or desirable to facilitate the execution and implementation of the projects or transactions.

3.2 The following TfL Officers and Subsidiaries shall have delegated authority:

- (a) TfL Officers: the Commissioner, Managing Director Finance, General Counsel, Chief Finance Officer and the Director of Corporate Finance; and
- (b) Subsidiaries: all subsidiary companies of TfL including Transport Trading Limited and any other subsidiary (whether existing presently or to be formed) of Transport Trading Limited: any of the directors shall be authorised to act for and on behalf of any such subsidiary.

4 CONTACT

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