

Report sponsor: Director of Legal, Procurement
and Democratic Services
Report author: Head of Procurement and
Contracting

Contract Waivers for the period 1 January 2022 to 30 June 2022

Purpose

- 1.1 To bring to the attention of the Audit and Governance Committee approved waivers in line with Contract Procedure Rules.

Recommendation

- 2.1 That the Committee note the contents of the report and the quarterly comparison of the total number of waivers being reported.

Reason

- 3.1 The information is for reporting purposes only; no decision is required by the committee.

Supporting information

- 4.1 There are a total of 86 waivers within this report covering the above period and broken down by directorate below:-

Directorate	Number of Waivers	Classification	
		Unavoidable	Avoidable
Communities & Place	8	4	4
Corporate Resources	12	12	0
Peoples Services	66	62	4
Total Number of Waivers	86	78	8

As the table shows, of the 86 waivers, 78 were considered to be unavoidable.

This compares with 27 waivers that were considered by Audit and Governance Committee on 23 March 2022 for the period 1 October 2021 to 31 December 2021. Of that 27, 19 were considered to be unavoidable.

- 4.2 All avoidable waivers over £10,000 are reported at appendix 1. Each waiver is signed off by the relevant Director stating they agree with the recommendation.
- 4.3 A waiver is required if the relevant process outlined in the Council's Contract Procedure Rules for awarding a contract cannot be followed.
- 4.4 Of the unavoidable waivers, none were unavoidable due to Covid-19.

4.5 Quarterly Comparison

Quarter	Jul-Sep 2021	Oct-Dec 2021	Jan-Mar 2022	Apr-Jun 2022
Avoidable	5	8	2	6
Unavoidable	43	19	47	31
Total	48	27	49	37

Public/stakeholder engagement

- 5.1 Not applicable to this report

Other options

- 6.1 Not applicable to this report

Financial and value for money issues

- 7.1 There are no financial implications from this report.

Legal implications

- 8.1 There are no legal implications from this report.

Climate implications

- 9.1 There are no climate implications from this report.

Other significant implications

- 10.1 Not applicable to this report

This report has been approved by the following people:

Role	Name	Date of sign-off
Legal Finance Service Director(s) Report sponsor Other(s)	Emily Feenan	18/07/2022

Background papers: List of appendices: Appendix 1	Avoidable waiver details
--	--------------------------

Appendix 1 – avoidable waivers

Directorate	Brief details of request	Value	Waiver End Date	Date Submitted	Ref
Communities & Place	Derby City Centre Car Parking & Accessibility Study. This study is needed urgently to help inform negotiations and decisions around at least two 'live' cark issues at the Becket Well Arena site and the Assembly Rooms redevelopment.	£100,000	30/04/2024	10/05/2022	W22-009
Communities & Place	Forest for Change. Following an urgent Leaders decision	£163,000	05/09/2022	15/06/2022	W22-021
Communities & Place	Mobility Programme Manager Commission Required following the retirement of the original post holder	£99,960	30/10/2022	16/06/2022	W22-022
Communities & Place	Mobility Programme – Strategic Programme Manager Commission. To provide additional capacity at the SRO and Programme Sponsor level	£93,000	31/10/2022	16/06/2022	W22-023
Peoples Services	Provision of Bid Writer and Bid Writing Training	£20,000	31/08/2022	20/01/2022	W21-158
Peoples Services	Restorative Justice Contract. To ensure continuation of services beyond 31/03/2022.	£121,800	31/03/2023	18/03/2022	W21-195
Peoples Services	Derby City Dementia Support Service	£205,373	31/03/2023	20/04/2022	W22-008
Peoples Services	To commission an 8 module eLearning trauma and attachment course which will be made available to all social care and school staff across Derby.	£36,000	15/05/2026	09/06/2022	W22-019