

Contract Waivers for the Period 1 July 2019 to 28 February 2020

Purpose

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

Recommendation

- 2.1 That the Committee note the contents of the report and the reduction in the total number of waivers being reported since the last report.

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 100 waivers within this report covering the above period and broken down by directorate below:-

Directorate	Number of Waivers	Classification	
		Unavoidable	Avoidable
Communities & Place	16	8	8
Corporate Resources	6	4	2
Peoples Services	78	76	2
Total Number of Waivers	100	88	12

As the table shows, of the 100 waivers, 86 were considered to be unavoidable.

This compares with 31 waivers that were considered by Audit and Accounts Committee on 30 July 2019 for the period 1 March 2019 to 30 June 2019. Of that 31, 26 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.

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.

Other significant implications

9.1 Not applicable

This report has been approved by the following people:

Role	Name	Date of sign-off
Legal		
Finance		
Service Director(s)		
Report sponsor	Emily Feenan	02/06/2020
Other(s)		

Background papers:
List of appendices: Appendix 1 – Waiver Details

Type of Waiver	Directorate	Department/ Division seeking the waiver	Brief details of request	Value	Waiver Start Date	Waiver End Date	Comments / Actions Required	Date Submitted	Ref
Avoidable	Communities and Place	Strategic Partnerships, Planning and Street pride	3RG have a great understanding of local knowledge and working arrangements. Substance misuse, Alcohol Dependency, ASB and environmental crime in mind, their training is tailored to Derby. The training is geared toward utilising existing providers including Police to maximise the service impact.	£25,000.00	27/08/2019	07/09/2020	N/A	29/08/2019	W19-130
Avoidable	Communities and Place	Property Services Property Design and Maintenance	Approval for Blachere Illumination to design, manufacture, deliver , install, remove and store bespoke Christmas decorations in the Market Place	£175,000.00	26/09/2019	31/01/2021	N/A	30/09/2019	W19-167
Avoidable	Communities and Place	City Development and Growth	Amion Consulting required undertaking the economic case for the FHSF business case. Earlier this year Amion were appointed through the Commercial Advisory Service contract with Thomas Lister to prepare a Local Growth Fund outline business case for the Becketwell project, which included an economic case. The Becketwell project is a key component of the FHSF and the full economic case will need to build on the work already undertaken by Amion. Appointing another consultant would result in work on the economic case having to be started from scratch and may lead to inconsistency in the approach adopted to assess the value for money of the project. There is a risk that this could lead to the Council paying twice for the same piece of work. Important that consistency is achieved across the economic case for each FHSF project to enable an overarching economic case to be produced and a robust value for money assessment to be completed. Amion are best placed to	£90,000.00	14/10/2019	31/12/2020	N/A	14/10/2019	W19-191

			achieve this. Deadline for the submission of the draft FHSF business case is 15 January 2020; therefore we need to engage specialist consultants as quickly as possible.						
Avoidable	Communities and Place	City Development and Growth	To provide commercial advice to support the development of business cases and deliver a number of key regeneration projects as part of the future high street fund programme and a number of other key regeneration investments within the City Centre Masterplan and Infinity park Derby	£95,000.00	14/10/2019	31/12/2020	N/A	14/10/2019	W19-194
Avoidable	Communities and Place	Public Protection and Street pride	27 public area CCTV cameras - purchase (and warranty) only. Waiver to ensure purchase is this financial year	£65,000.00	09/01/2020	31/03/2020	N/A	09/01/2020	W19-297
Avoidable	Communities and Place	Public Protection and Street pride	Grounds Maintenance is in the need of three replacement Trimax decks for their mowing machines. There is only one supplier capable of supplying this requirement	£16,500.00	30/01/2020	28/02/2020	N/A	30/01/2020	W19-316
Avoidable	Communities and Place	Strategic Partnerships, Planning and Street pride	Appointment of contractor who is currently being subcontracted by Galliford Try for other A52 works. However the installation of signage would incur additional cost from GT for surveys, as the work is beyond the extend of their current scheme. Balfour Beatty does not require the surveys to be able to carry out the work.	£40,000.00	03/02/2020	29/05/2020	N/A	07/02/2020	W19-333
Avoidable	Communities and Place	City Development and Growth	To provide commercial advice to support the development of business cases and deliver a number of key regeneration projects as part of the future high street fund programme and a number of other key regeneration projects	£189,000.00	29/01/2020	31/03/2021	N/A	17/02/2020	W19-335
Avoidable	Corporate Resources	Property Design and Maintenance	External pest control services to eradicate the current mice infestation	£30,000.00	14/10/2019	13/10/2020	N/A	10/10/2019	W19-192

Avoidable	Corporate Resources	Property Design and Maintenance	Waiver for on-going pest control problem in the Council House. Immediate action required due to n continued H&S risk and the need to comply with Workplace regulations.	£25,000.00	13/10/2020	13/10/2020	N/A	28/01/2020	W19-301
Avoidable	People Services	Early Help and Children's Safeguarding	Provision of an interim Head of Adult Learning due to absence and a number of vacancies across the Adult Learning service. Whilst the requirement itself doesn't meet a statutory requirement, the quality of the delivery of the Adult Learning Service falls under Ofsted's inspection framework. A savings of 4% reduction in day rate has been negotiated. We cannot recruit permanently to this role as the gap is absence related. Recruitment to permanent gaps is underway.	£91,000.00	18/08/2019	31/03/2020	N/A	16/12/2019	W19-282
Avoidable	People Services	Integration and Direct Services - Adults	Due to the increase spend on procurement cards; a waiver is required for the purchase of book tokens for looked after children.	£80,000.00	20/01/2020	20/01/2020	N/A	17/01/2020	W19-315