



**AUDIT AND ACCOUNTS
COMMITTEE
24 SEPTEMBER 2009**

ITEM 11

Report of the Head of
Procurement and the Head of
Audit and Risk Management

Contract Waivers

RECOMMENDATION

- 1.1 That Committee note the contents of this report.

SUPPORTING INFORMATION

- 2.1 The Council's new Contract Procedure Rules were approved by full Council on 20 May 2009 and came into effect on 1 July 2009.
- 2.2 Rule 6.7 requires that all waivers must also be reported by the Head of Procurement on a quarterly basis to the Audit and Accounts Committee so they can monitor their use.
- 2.3 Appendix 2 lists those waivers that have been granted since July 2009.

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Background papers: None

List of appendices: Appendix 1 – Implications
Appendix 2 – List of waivers granted

IMPLICATIONS

Financial

1. Value for money has not been tested through a competitive process.

Legal

2. None directly arising.

Personnel

3. None directly arising.

Equalities impact

4. None directly arising.

Corporate objectives and priorities for change

5. None directly arising.

Contract Waiver Report

Type of waiver	Department/ Division Seeking the waiver	Description of the Contract	Annual Value	Reason for the Waiver being sought	Date of Approval
Cabinet	Children and Young People	An extension of an existing contract with the Community Service Volunteers for an additional one year until 31 March 2011 with a further one year option.	£98,428	Changes to the statutory requirements are pending and the impacts need to be understood before the contract specification could be developed for retender.	28/7/2009
Cabinet	Children and Young People	Entering into a contract with Action for Children for three years with a two year option to provide a family support service at Stepping Lane	£225,000	Funding conditions relating to the development of the centre at Stepping Lane requires that the service continues to be provided from the current provider.	28/07/2009
Urgent	Community and Regeneration	To purchase a gold coin for the museum without seeking three tenders.	£55,000 in total	In reality there is a sole supplier for this item which was sold through auction. The direct contribution from the Council was £1000.	10/072009
Urgent	Community and Regeneration	To appoint PMP Consultancy LTD to undertake an open space audit as they were judged to give the best value for money even though not the lowest bid.	£39,382	To comply with the requirements of the contract procedure rules	13/08/2009

Urgent	Environmental Services	A contract for the provision of 3 outdoor keep fit facilities (Adizones) to the Outdoor Gym Equipment Company.	£112,000 (in total)	In order to secure half the funding for the facilities from their parent company Adidas.	17/08/2009
Urgent	Community and Regeneration	Contract for painting of the station approach viaduct	£128,753(in total)	To waive the requirement to tender via a public notice but instead invite five specialist firms to tender.	17/08/2009
Urgent	Community and Regeneration	Provision of transport modelling services.	£135,180 (in total)	The contractor has developed the existing modelling tool used by the Council.	27/7/2009
Department	Corporate and Adult Services	Supply of steel kitchen equipment	£5,500	Deadlines for the refurbishment of a school kitchen	29/7/09