

## Reporting of Waivers

### SUMMARY

1.1 There are a total of 4 waivers within this report.

These cover the period 19<sup>th</sup> June 2014 to 3<sup>rd</sup> September 2014.

Broken down by directorate we have.

Directorate	Number of Waivers	Approval route		
		Departmental	Urgent	Cabinet
Chief Executives	2	2		
Resources	1		1	
Neighbourhoods	1	1		
<b>Total Number of Waivers</b>	<b>4</b>	<b>3</b>	<b>1</b>	

### RECOMMENDATION

2.1 That the Chief Officer Group note the contents and approve the submission of the report to the Audit and Accounts Committee

### REASONS FOR RECOMMENDATION

3.1 Approval is sought prior to submission to the Audit and accounts committee.

### SUPPORTING INFORMATION

4.1 Appendix 2 lists those waivers that have been granted during the period 19<sup>th</sup> June 2014 to 3<sup>rd</sup> September 2014

## OTHER OPTIONS CONSIDERED

5.1 Not applicable.

This report has been approved by the following officers:

<b>Legal officer</b> <b>Financial officer</b> <b>Human Resources officer</b> <b>Estates/Property officer</b> <b>Service Director(s)</b> <b>Other(s)</b>	Emily Feenan  Martyn Marples – Director of Finance and Procurement Richard Boneham – Head of Governance and Assurance
<b>For more information contact:</b> <b>Background papers:</b> <b>List of appendices:</b>	Name 01332 64 3271 e-mail <a href="mailto:ray.poxon@derby.gov.uk">ray.poxon@derby.gov.uk</a> None Appendix 1 – Implications

<b>IMPLICATIONS</b>
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**Financial and Value for Money**

- 1.1 Each decision to waive competition requirements, where competition exists, has a financial impact which is taken into account when preparing the application for the waiver.

**Legal**

- 2.1 The report complies with the requirements of contract procedure rules to report waivers to the Audit and Accounts Committee.

**Personnel**

- 3.1 None.

**IT**

- 4.1 None.

**Equalities Impact**

- 5.1 None.

**Health and Safety**

- 6.1 None.

**Environmental Sustainability**

- 7.1 None.

**Property and Asset Management**

- 8.1 None.

**Risk Management**

- 9.1 Risks associated have been considered and are being managed.

**Corporate objectives and priorities for change**

- 10.1 None.

## Appendix 2

Type of waiver	Department/ Division Seeking the waiver	Background/Description of the Contract	Annual Value	Request submitted through the waiver	Additional comments and/or reasons the waiver is needed	Date of Approval
Departmental	Chief Executives	Renewal of contract for the provision and maintenance of Performance Management system for a three year period.	£9,960	To waive the requirement to seek 3 quotes and renew the contract with the incumbent supplier.	Since the system was implemented in 2009 development has taken place to tailor the system to meet DCC needs and the system is in use across the Council and Derby Homes. The system is effective and to introduce a new system would incur significant implementation and training costs. The renewal will achieve a 17% saving on the previous rate.	19.5.14
Departmental	Chief Executives  Regeneration	To deliver a comprehensive feasibility study for a Low Carbon Transport Technology Centre in Derby. Such a centre would add significant value to existing activity around the Infinity Park Development.  Funding has been secured from D2N2 LEP (£10,000) the balance is to be met from DCC Economic regeneration budget.	£20,000	To waive the requirement to seek 3 quotes and appoint Cenex Ltd a not for profit Centre for excellence for Low Carbon and fuel cell technologies to undertake the feasibility study.	The preferred supplier is a specialist in the field of low carbon transport technology and has a proven track record of delivering similar projects.	11.8.14
Urgent	Resources	Appointment of Designated Independent person to investigate the suspension of statutory officers.	Within the range £400 - £500 per hour. Total cost dependent on extent of work to be undertaken.	To waive the requirement for open competition.	Five individuals can deliver the requirements. Two are unavailable; one is not traceable leaving two whose hourly rates have been compared. It is however a joint decision, Council and suspended officer to select the appropriate DIP.  Approved under Leaders Urgent action.	25.7.14

					Legal services are subject to reduced regulation under the EU procurement regulations. For example there is no requirement to advertise in the Official Journal.	
Departmental	Neighbourhoods	Appoint of fire engineer to undertake compartmentation survey of the assembly rooms.	£13,000	To waive the requirement to seek three quotations and appoint BB7 Ltd to undertake the work.	At the time of the Assembly rooms fire it was essential to appoint a fire engineer on an urgent basis to undertake a review of the site. BB7 were able to respond in the required timescale. Further work is now required and it is proposed to use BB7 as they did the initial survey. Zurich Insurance will fund 50% of the cost.	24.7.14