

Urgent Cabinet Report/Delegated Decision Form

Report/Decision Title	Eston Precinct – Commence Procurement of a Contractor via the NEPO Framework
Date of request	23 July 2024
Date of meeting/decision	

Urgent – General Exception - Reasons for urgency outlined below
To procure and award a two-stage design and build contract for Eston Precinct. Urgency is required to maintain the delivery programme to ensure the procurement of a contractor can commence in time to appoint a contractor to deliver the project within the funding envelope.

I confirm that the relevant chair of Scrutiny and Improvement Committee (or if there is not chair, the whole committee individually) and the Cabinet Member have been informed by notice in writing of the decision to be taken.					
Officer name (Delegated Power Author)	Andrew Richardson	Officer Signature		Date	23/07/24
Assistant Director Name	Andrew Carter	Assistant Director signature		Date	

This urgent report/decision has been seen and agreed by the following:

Officer / Member

Signature

Managing Director

Section 151 Officer

Monitoring Officer

Delegated Power Record

Are the details of the decision to be public or confidential?

Public

If the details of the decision are confidential, please select the category for exemption under the Local Government Act 1972

Choose an item.

Reference	GEE-24-233
Corporate Plan Priority	Prosper and Flourish
Delegation Title	Eston Precinct Contractor Procurement
Delegated Power Number	DP 477 - In accordance with the Council's Contract Procedure Rules 3.9: Commence a procurement process
Date of Exercise	27/08/2024
Cabinet Member	Cllr Lynn Pallister
Assistant Director	Andrew Carter

Type of Decision (Key/Executive/Non-Executive)	Key - Executive
FOR KEY DECISIONS ONLY	
Delegated Power Forward Plan Ref	If a key decision has not been published in the forward plan at least 28 days in advance of the decision being taken, then the urgency or special urgency rules must be applied, and relevant forms completed in conjunction with Democratic Services
Date Decision Published in Forward Plan	18/07/2024 To be completed by Democratic Services
Urgency (For Key Decisions not included in Forward Plan only)	Not Applicable

Background to decision:

A procurement process is required to procure and subsequently award a contract for the delivery of a new build retail and leisure scheme at Eston. It is intended for a two-stage design and build contract to be awarded for Eston Precinct via a Further Competition process under NEPO's Construction Framework.




Decision Considerations:

Compliance with the Council's Contract Procedure Rules.

Delegated Power Record


<p>Full details of decision:</p> <p>Approval is requested to commence procurement process for a contractor for the construction of Eston Precinct. It is intended to undertake a further competition process to award a two-stage design and build contract for Eston Precinct via NEPO's Construction Framework.</p>	
<p>Financial detail:</p> <p>The service and works are to be funded from the Eston Precinct project budget via LUF and TVCA funding. There is no financial commitment at this point, however, the available budget for the construction contract is approximately £6m.</p>	
<p>Budget Code</p>	<p>C20427</p>
<p>Is budget available for full contract/service without causing additional pressure?</p>	<p>yes</p>
<p>Annual Contract Value</p> <p>Total Contract Value (including optional extension periods)</p>	<p>£6m</p> <p>£ 6m</p> <p>(Do not include supplier itemised pricing as this is classed as commercially sensitive)</p>
<p>Delivering Social Value:</p> <p>Contractors will be evaluated against how it will deliver the services and works in accordance with the Council's Social Value Charter.</p>	
<p>Reasons for Decision:</p> <p>There are insufficient resources internally to provide these services therefore a procurement process to appoint a contractor is required.</p>	
<p>Details of alternative options considered (if any) and reasons for rejection:</p> <p>The Council are unable to meet the contract requirements internally, therefore a competitive procurement process under the Framework is considered the most appropriate route to appoint a contractor.</p>	
<p>Details of any conflict of interest declared by any Elected Member consulted in relation to the decision:</p> <p>This must be left blank. Business Support will seek this information from the Cabinet Member.</p>	
<p>Details of any dispensation granted in respect of any conflict of interest:</p> <p>This must be left blank. Business Support will seek this information from the Cabinet Member.</p>	
<p>Background Papers:</p> <p>n/a</p>	
<p>Officer Name (Print)</p>	<p>Richard Harrison</p>

Delegated Power Record



Officer Signature		
Officer Submission Date	15/08/24	
Finance Manager Name (Print)	Chris Hill	
Finance Approval Signature		This must be the electronic signature of the Finance Manager to confirm that budget has been confirmed for the decision
Date of Approval	14/08/2024	
Procurement Officer Name (Print)	Nicola Walker	
Procurement Approval Signature		This must be the electronic signature of the Procurement Officer to confirm the decision complies with the Council's Contract Procedure Rules
Date of Approval		

Reference	GEE-24-233
Delegated Power Forward Plan Reference	
Corporate Plan Priority	Prosper and Flourish
Delegation Title	Eston Precinct Contractor Procurement
Delegated Power Number	DP 477 - In accordance with the Council's Contract Procedure Rules 3.9: Commence a procurement process
Date of Exercise	27/08/2024
Cabinet Member	Cllr Lynn Pallister
Assistant Director	Andrew Carter

Signatures

CABINET MEMBER FOR ECONOMIC GROWTH Cllr L Pallister by email	Date 27/08/2024
CHIEF FINANCE OFFICER 	Date 22/08/2024

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CHIEF LEGAL OFFICER 	Date 21/08/2024
EXECUTIVE DIRECTOR FOR GROWTH ENTERPRISE AND ENVIRONMENT 	Date 15/08/2024

Call-In (Key Decisions Only)

Choose an item.

Reasons for dis-applying Call-In due to urgency to be added here if relevant. This will need to be reported to the next meeting of the Borough Council and the reasons must demonstrate that any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public's interests.

Date Decision will become effective	Click or tap to enter a date. To be completed by Democratic Services – date will be not less than expiry of 5 working days from publication unless urgency applies.
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