

BRIDGEND COUNTY BOROUGH COUNCIL

INFORMATION REPORT TO CABINET

30 JANUARY 2018

REPORT OF THE INTERIM CORPORATE DIRECTOR - EDUCATION AND FAMILY SUPPORT

AN EXEMPTION, UNDER RULE 3.1.1 OF THE CONTRACT PROCEDURE RULES (CPRS) – URGENT ACCESSIBILITY WORKS AT CYNFFIG COMPREHENSIVE SCHOOL

1. Purpose of report

- 1.1 The purpose of this report is to notify Cabinet of an exemption, under Rule 3.1.1 of the Contract Procedure Rules (CPRs), from obtaining tenders for urgent building related accessibility works (required under the Equalities Act 2010) at Cynffig Comprehensive School.

2. Connection to Corporate Improvement Objectives/other corporate priorities

- 2.1 The works assist in the achievement of the following corporate priority:

- Smarter use of resources

3. Background

- 3.1 In order to accommodate the needs of a pupil with specific physical disability needs at Cynffig Comprehensive School, the Council's Access Officer in Property and the Complex Medical Needs Group identified major improvements urgently required at the school.
- 3.2 Certain priority works were required for urgent completion by September 2017, in order to meet the needs of a new pupil due to attend the school at the beginning of the autumn term, and to ensure that they could have access to the same area as their peers (works incorporated the provision of external ramps and adaptations to toilets to provide an accessible combined changing room/toilet facility). If the Council failed to undertake the works by September then it would not have met the needs of the pupil, could have been subject to immediate legal challenge under the Equalities Act 2010 and would not have met the parents' choice of education provision.
- 3.3 Due to these works urgently needing to be completed by September 2017, BCBC Built Environment Service indicated that they/or their principal contractor (BCB Construction) did not have sufficient time to enter a full tender process for these works and therefore would need to seek a single quotation for the works and an exemption under rules 3.1.1 of the CPRs was required due to the urgency of the works, as detailed in paragraph 3.2 of this report.
- 3.4 Subsequently, delegated authority under paragraph 1.4(c) of Scheme B2 was sought and approval was given to seek a single quotation for the works (Decision

Reference EFS-SM-17-51). The works were awarded to PBM and have now been completed.

4. Current situation/proposal

- 4.1 The exemption used in EFS-SM-17-51 requires the chief officer to report to Cabinet the circumstances and action taken (a record of any exemption made in accordance with Rule 3.1.1 shall be made in the minutes of the appropriate body to which the report referred to in that Rule is made).
- 4.2 The exemption was due to the emergency brought about by the notification of the intended transfer into Cynffig Comprehensive School and the scheme of works necessary to make the requisite adaptations.

5. Effect upon policy framework and procedure rules

- 5.1 There are no effects upon the Council's policy framework or procedure rules.

6. Equality Impact Assessment

- 6.1 There are no negative equality implications arising from this report, the works will have a positive impact.

7. Financial implications

- 7.1 The priority works had an actual cost of £78,241.13 which would be funded from the Council's Capital programme Complex Medical Needs Capital allocation of £600k over 3 years and from the DDA allocation within the Capital Minor Works allocation to the Corporate Property Group.

8. Recommendation

- 8.1 It is recommended that Cabinet notes the exemption from the requirement to tender, in accordance with Rule 3.1.1 of the Contract Procedure Rules.

Lindsay Harvey
Interim Corporate Director - Education and Family Support

Contact Officer: Nicola Echanis
Head of Education and Early Help

Telephone: (01656) 642611

E-mail: ellen.franks@bridgend.gov.uk

Postal Address Angel Street
Bridgend
CF31 4WB

Background documents

SCHEMES OF DELEGATION OF FUNCTIONS – Record of Decision - EFS-SM-17-51