

SCHEMES OF DELEGATION OF FUNCTIONS RECORD OF DECISION

1. Scheme Information:

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|--|----------------|
| a. Decision Reference Number: | CMM-DCM-14-007 |
| b. Decision Type (Proposed or Actual): | Actual |
| c. Scheme under which decision is to be made | A |
| d. Paragraph Number: | 1.1 |
| e. Does this Decision contain Exempt Information?
If so, provide details with reference to paragraph(s)
12 to 18, Part 4 and paragraphs 19 to 21, Part 5
Schedule 12A, Local Government Act 1972. | NO |
| f. Does this Decision contain "Confidential
information: | NO |

2. Details of Decision (including: Any public interest test undertaken in relation to Part 1(e) above; equalities implications and details of any assessment undertaken)

Scheme: Rural Development Programme Grant Scheme

Client: BCBC Communities Directorate

This decision is in line with the Procurement Contract Procedure Rules Exemptions and Waivers, paragraph 3.2.4:

Extreme urgency brought about by events unforeseeable by the contracting authority and in accordance with the strict conditions stated in the Public Contract Regulations 2006 which implement EU Procurement Directives

This decision is to authorise the appointment of a single contractor to complete works on existing projects, which are currently on hold, without obtaining competitive quotes for the work.

It has been brought to our attention that the organisation that applied for and was awarded the funding for the projects in question is going into administration which has resulted in works halting on the ground.

These projects were awarded funding from the Rural Development Programme and works must be completed prior to the deadline of 30th November 2014 in line with the terms and conditions of funding.

The single contractor proposed is the original contractor on the work (Landcraft Projects Ltd.). A new contract will be entered into with this company on the basis that they have prior knowledge of the required works and the likelihood of them being able to complete to deadline.

Also in line with the funders' requirements, a new main applicant (non-private sector) will be required on these projects and it is proposed to assign an internal team with relevant experience of delivering RDP projects of a similar nature (Tidy Towns) to manage the contract.

3. Reason for Decision (including any reasons for urgency which led to the implementation of the decision before the preparation of this record or before the expiry of 3 working days after the publication of the decision to which call-in provisions apply):

These works have become urgent in light of the project applicant going into administration and works reaching a standstill. Given the urgency to complete within a matter of weeks, it is likely that the process for obtaining 5 competitive quotes would push these works beyond the final deadline resulting in all projects being unable to complete.

4. Details of Consultation undertaken prior to the decision or, if none reasons why none undertaken:

Internal consultation undertaken with:

- Corporate Director, Communities
- BCBC Legal Department
- BCBC Procurement Department

External consultation undertaken between

- BDO Birmingham (Administrators)
- Councillor J C Spanswick, Scrutiny Chair, Community Renewal and Environment

5. Details of any interest declared in relation to the decision:

a. by any Cabinet Member consulted in relation to the Decision:

NONE

b. by any Cabinet Member who would have been the Decision maker except for the

declaration of such an interest:

NONE

- c. details of any dispensation granted by the Standards Committee in respect of interest declared:

NONE

6. Contact Details:	Case Officer	Decision-Maker
a. Name:	Mark Shephard	Cllr Phil White
b. Job Title/Role:	Corporate Director, Communities	Cabinet Member, Communities
c. Telephone Number:		01656 643685
d. E-mail Address:	Mark.Shephard@bridgend.gov.uk	Cllr.Phil.White@bridgend.gov.uk
e. Date Decision made:		06/11/14
f. Signature:	Mark Shephard	Cllr Phil White

Notes:

1. Electronic copies of this form must be sent to Democratic Services - Committees (cabinet_committee)

7. Decision Administration Information (Cabinet & Committee Services use only)

a. Date received	<input type="text" value="07/11/14"/>
b. Confirmation of Urgency	<input type="text" value="-"/>
c. Date published	<input type="text" value="07/11/14"/>
d. End of Call - In period (Scheme A & B1 only)	<input type="text" value="-"/>
e. Decision Called in.	<input type="text" value="-"/>
f. Effective date of Decision.	<input type="text" value="06/11/14"/>