



Doncaster Council

Report

Date: 25th October 2018

To the Chair and Members of the
AUDIT COMMITTEE

BREACHES AND WAIVERS TO THE COUNCIL'S FINANCIAL AND CONTRACT PROCEDURE RULES

Relevant Cabinet Member(s)	Wards Affected	Key Decision
		No

EXECUTIVE SUMMARY

1. This Report provides Members with details of all the waivers and breaches to the Financial Procedure Rules (FPR's) and the Contract Procedure Rules (CPR's) for the period **28th February 2018** to the **31st August 2018**.
2. The table below summarises the number of new waivers and breaches recorded for each Directorate since the last audit report presented in **April 2018**. The details of each waiver and breach are summarised in the appendices to this report.

Period 28th February 2018 to the 31st August 2018	Breaches	Waivers
Adults, Health & Wellbeing	0	7
Learning & Opportunities: Children & Young People	0	3
Corporate Resources	0	6
Regeneration & Environment	3	5
GRAND TOTAL	3	21

EXEMPT REPORT

3. This report is not exempt.

RECOMMENDATIONS

4. To note the information and actions contained in this report regarding waivers and breaches in relation to the FPR's and CPR's.

WHAT DOES THIS MEAN FOR THE CITIZENS OF DONCASTER?

5. There are no specific implications within this report with regards to waivers or breaches.

BACKGROUND

6. The Chief Financial Officer (CFO) monitors compliance with the CPR's and FPR's via an update from the Finance and Strategic Procurement Teams, detailing any reported waivers of the CPR's and FPR's and instances of breach.

CONTRACT PROCEDURE RULES (CPR'S)

7. The Council's CPR's state the following thresholds where commensurate competition should be undertaken by officers to ensure that value for money is being achieved:-
 - **Up to £5,000** - use of an in-house supplier, Council wide contract, framework agreement or direct award where possible to a Doncaster based organisation.
 - **Between £5,000 and £25,000** – use of an in-house supplier, Council wide contract, framework agreement or obtain three verbal quotes one of which must be from a Doncaster based organisation (a record of quotes is to be maintained);
 - **Between £25,000 and £181,302** use of an in-house supplier, Council wide contract, framework agreement or obtain three written quotes one of which must be from a Doncaster based organisation where the above is not available;
 - **Over £181,302** use of an In-house supplier, Council wide contract, framework Agreement or carry out a formal tender process.
8. Whilst the EU thresholds are set within the legislation and, therefore, cannot be waived, it is recognised that from time to time discretionary thresholds within CPR's may be a barrier to the delivery of the service and, therefore, Council officers can request that the CPR's are waived in specific instances via a CPR waiver report, which is approved by the Chief Financial Officer in accordance with the following permissible exemptions.

- a. the goods, services or works are proprietary in nature (i.e. where only one supplier can supply the product or services);
- b. the contract is for goods, services or works that are required in circumstances of extreme urgency;
- c. the circumstances of the proposed procurement are covered by legislative exemptions (whether under EU or UK. law);
- d. there are other circumstances that are genuinely exceptional

Breaches to CPR's

9. Breaches arise from either the aggregation of spend with one supplier going over pre-prescribed limits, a complete absence of any identifiable contract, a failure to comply with requirements to obtain adequate competition or an extension of contract beyond its agreed term or lifetime.
10. It is therefore important that steps are taken to ensure breaches are identified, investigated and plans quickly put in place to rectify the position. A summary report is produced for each breach and detail actions required to be taken, including where necessary the decommissioning of contracts.
11. There has been **three** new breaches to CPR's reported for this period as detailed in Appendix 1.

Update to Breaches previously reported

12. **Appendix 1** shows new, existing and resolved breaches for this period.
13. In **April 2018**, there was **one** new breach of the CPR's reported to Audit Committee as well as updates on **eight** existing unresolved breaches and **eight** resolved breaches.

Waivers to CPR's

14. **Twenty-one** waivers to CPR's have been approved this period (see Appendix 2 for the detail of each waiver) compared to **twenty-one** in April 2018.
15. The waivers detailed in this report have been reviewed and agreed either by the Chief Financial Officer & Assistant Director - Finance, or the Assistant Director of Legal and Democratic Services (for waivers linked to the Finance Department).

REVIEW OF PROCUREMENT ARRANGEMENTS ABOVE £5,000

16. The Strategic Procurement Team (SPT) continues to work closely with all Directorates to improve procurement practices and provide assurance that arrangements are robust and compliant with the CPR's. Where waivers and breaches are identified, they are recorded and appropriate procurement plans and actions agreed and developed if/where appropriate.

17.A SPT Service Review has recently taken place to ensure the service provided was meeting the organisational needs of the Council. This has resulted in a restructure to better align the team with the Directorates they serve. This will enable the team to better meet demand for the procurement service, ensure a robust and improved approach to governance and compliance and promote better procurement practices.

BREACHES OF FINANCIAL PROCEDURE RULES

18. There are no reportable breaches to the Financial Procedure Rules (FPR's) between the **28th February 2018** and the **31st August 2018**.

OPTIONS CONSIDERED

19. Every waiver is examined and where appropriate challenged for alternative options prior to approval.

REASONS FOR RECOMMENDED OPTION

20. It is important that the Council's Contract Procedure Rules (CPR's) and Financial Procedure Rules (FPR's) are adhered to and where breaches are identified, a robust corrective plan is put in place to protect the Council's commercial interests through contracts.

IMPACT ON THE COUNCIL'S KEY OUTCOMES

21.

	Outcomes	Implications
	<p>Doncaster Working: Our vision is for more people to be able to pursue their ambitions through work that gives them and Doncaster a brighter and prosperous future;</p> <ul style="list-style-type: none"> • Better access to good fulfilling work • Doncaster businesses are supported to flourish • Inward Investment 	<p>The CPR's state that quotations should be sought from at least one Doncaster based company. This is to encourage local spend where possible. SPT work closely with Business Doncaster to support events and local spend initiatives.</p>
	<p>Doncaster Living: Our vision is for Doncaster's people to live in a borough that is vibrant and full of opportunity, where people enjoy spending time;</p> <ul style="list-style-type: none"> • The town centres are the beating heart of Doncaster • More people can live in a good quality, affordable home 	<p>Effective procurement governance ensures best value is achieved from the budgets available.</p>

	<ul style="list-style-type: none"> • Healthy and Vibrant Communities through Physical Activity and Sport • Everyone takes responsibility for keeping Doncaster Clean • Building on our cultural, artistic and sporting heritage 	
	<p>Doncaster Learning: Our vision is for learning that prepares all children, young people and adults for a life that is fulfilling;</p> <ul style="list-style-type: none"> • Every child has life-changing learning experiences within and beyond school • Many more great teachers work in Doncaster Schools that are good or better • Learning in Doncaster prepares young people for the world of work 	<p>Social value is considered in contracting activity. This would, partly, promote the use of apprenticeships and volunteering opportunities.</p>
	<p>Doncaster Caring: Our vision is for a borough that cares together for its most vulnerable residents;</p> <ul style="list-style-type: none"> • Children have the best start in life • Vulnerable families and individuals have support from someone they trust • Older people can live well and independently in their own home 	<p>Effective procurement ensures that 'fit for purpose' contracts are procured with a high emphasis on quality service delivery.</p>
	<p>Connected Council:</p> <ul style="list-style-type: none"> • A modern, efficient and flexible workforce • Modern, accessible customer interactions • Operating within our resources and delivering value for money • A co-ordinated, whole person, whole life focus on the needs and aspirations of residents • Building community resilience and self-reliance by connecting community assets and strengths • Working with our partners and residents to provide effective leadership and governance 	<p>Effective procurement ensures best value, effective partnership working and robust specifications to attain the best from the markets.</p>

RISKS AND ASSUMPTIONS

22. Contractual arrangements with suppliers and breaches to the CPR's expose the Council to reputational, financial, legal and commercial risks. Compliance monitoring of the CPR's along with the implementation of plans and actions to remedy breaches seek to counter these risks.

LEGAL IMPLICATIONS [Officer Initials...NJD... Date.....27/09/18.....]

23. There are no specific legal implications arising from this report. Legal advice has been provided on the individual contracts and waivers detailed within the report and continued legal support will be provided the Service areas in relation to these matters.

FINANCIAL IMPLICATIONS [Officer Initials...AT..... Date...02/10/18.....]

24. There are no specific financial implications attached to this report. Each individual breach and waiver will consider the specific implications for that action. It is important to note that breaches to Contract Procedure Rules risk the Council overspending as checks for sufficient budget being available is not guaranteed to take place.

HUMAN RESOURCES IMPLICATIONS [Officer Initials KG Date 02/10/18.....]

25. There are no specific HR implications to this document.

TECHNOLOGY IMPLICATIONS [Officer Initials... PW Date 28/09/18.....]

26. There are no direct technology implications in relation to this report. Corporate Procurement continues to consult with Digital & ICT in relation to CPR waivers involving the procurement of technology to ensure that these have been considered by the ICT Governance Board (TGB), where applicable.

HEALTH IMPLICATIONS [Officer Initials... VJDate ...02/10/18.....]

27. There is no direct health implication of this report. The health implications will need to be addressed within each individual contract area identified in the breaches and waivers.

EQUALITY IMPLICATIONS [Officer Initials HW Date 21/09/18]

28. There are no direct equality implications associated with this report and a Due Regards Statement (DRS) is not required.

CONSULTATION

29. There has been consultation with the various directorates and applicable officers. All implication authors from the various departments have been consulted with as per the above.

BACKGROUND PAPERS

30. None.

REPORT AUTHOR & CONTRIBUTORS

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BREACHES

Appendix 1 details the:

- **New** CPR breaches that have been identified between the **28th February 2018** and the **31st August 2018**;
- **Unresolved** breaches, reported to the Audit Committee previously and;
- **Resolved** breaches reported previously

With a brief explanation of the reasons for the breach and their current status:

Directorate	Status New Unresolved Resolved	Date Reported to Audit Committee	Contract Description	Annual Value	Contract End Date	Reason for breach	Proposed action to be / has been taken in relation to the breach	Timescale for resolution
Adults, Health and Wellbeing	Resolved	Apr 18	Agency Head of Support for Adult Social Care	£42,055	30 Mar 18	Difficulties in recruiting to this Head of Service role due to expertise required over a large area of operational practice. It was not possible to recruit using the Reed Framework within the timescales needed to provide operational cover. Recruitment was then sought outside the Framework and a suitable candidate was identified. It was hoped that the provider was able to join the Reed however this was not possible.	Successful recruitment to the post.	30 Mar 18
Adults, Health and Wellbeing	Unresolved	Oct 17	Mental Health Assessments with 38 separate providers.	£270,220	No contract in place	Individual commissioning of small work packages to providers. Holistic spend analysis established aggregated spend and need for corporate contract.	Work commenced with Safeguarding Team. Delays due to resource issues. New timescale 31 Mar 19.	31 Jul 18 Revised 31 Mar 19
Adults, Health and Wellbeing	Resolved	Oct 17	Forest Fuels	£23,973	No contract in place	No contract coverage, a historical arrangement that has been identified through spend analysis.	Contract ended	30 Jun 18
Regeneration and Environment	Unresolved	Oct 17	Digital energy software for energy management functions.	£18,000	No contract in place	Provision of software for energy management functions including consumption data on gas, electricity, water and other fuels. Reporting features enables the Council and schools to meet statutory functions.	Open Tender for a 7 yrs. contract, with a value of c. £126,000. Raised with the manager. Oct 18 note – Original date delayed. Tender documentation is part complete and due to go out to market by the 10/10/18	30 Jun 18 Revised date Jan 2019

Directorate	Status New Unresolved Resolved	Date Reported to Audit Committee	Contract Description	Annual Value	Contract End Date	Reason for breach	Proposed action to be / has been taken in relation to the breach	Timescale for resolution
Adults, Health and Wellbeing	Unresolved		Solar Centre	£746,000	No contract in place	A consultant has been employed, working to the current Assistant Director Adult Social Care and a Plan is now in place, ending in the procurement of new services by Jun 18. This milestone has moved to the 30 May 19.	As per the Solar Centre project plan.	Old 30 Jun 18 Revised 30 May 19
Adults, Health and Wellbeing	Resolved	Apr 17	Sony Music Downloads	£6,000	No contract	Library Ideas which can only be purchased from Sony Music.	Waiver signed to allow soft market test to be undertaken to ensure no other suppliers.	Mar 18
Adults, Health and Wellbeing	Unresolved	Apr 17	YMCA Goodall House	£170,000	Contract expired	Looking to review with the Doncaster Children's Trust.	Review and potentially redesign.	Mar 19
Adults, Health and Wellbeing	Unresolved	Apr 17	SPLS IT System (Trojan)		Contract expired	18 months project to look at alternatives and potentially de-commission. Subject to DIPS Project Board	System reviewed and decommissioned.	Sept 18
Adults, Health and Wellbeing	Unresolved	Apr 17	Sheffield YWCA – Yorkshire Green Gables	£81,000	Contract expired	This work is planned for Year 2 of the Commissioning and Procurement Plan in Adults Commissioning.	Re-commission.	Mar 19
Regeneration and Environment	New	Oct 18	The provision of services from multiple service providers for the removal of various recyclable materials from the network of “brings banks” across the borough.	£35,000	No contract	Historical arrangements with multiple service providers to supply recycling banks [and remove the contents periodically] from a network of ‘bring-sites’ across the borough. The Council pays some of the service providers to remove the contents of the recycling banks based on the volume of materials collected. Majority of these sites are privately owned land they operate under informal arrangements. I.e. there are no leases or contracts in place with the landowner. It has historically been considered inappropriate to seek to consolidate these activities into a service contract due to; supplier capability, complexity to impose terms and conditions onto private land owners, Commodity pricing, Cleansing.	The Council will review whether to cease this provision by the Mar 19.	Mar 19

Directorate	Status New Unresolved Resolved	Date Reported to Audit Committee	Contract Description	Annual Value	Contract End Date	Reason for breach	Proposed action to be / has been taken in relation to the breach	Timescale for resolution
Regeneration and Environment	New	Oct 18	Cleaning Services	£21.1k		Service area assumed purchasing compliance they believed the awarded suppliers are part of the Corporate Framework. Window Cleaning Provider (£11.4k) - . Part of Soft FM Contract/ Client Request for supplier Nilfisk Ltd - £8.7k – Hired on a monthly basis but exceeded time required	Use Corporate Framework in future.	Ended
Regeneration and Environment	New	Oct 18	Website Development	£7693 one off cost. £1,000 per annum website hosting fees.	Nov 22	Approval was given by IGB to commission Impression Digital Ltd to develop a website. Commissioning Impression Digital Ltd was deemed the most cost effective option for website development and was the quickest route to produce the website in order to meet urgent timescales.	As this is proprietary there is no alternative other than to continue paying Impression Digital Ltd for the domain fees of £1,000 up to 2022. Department made aware of a need to gain 3 informal quotes when contracting above £5k.	Ended

WAIVERS

Appendix 2 details the CPR waivers that have been agreed covering the period **28th February 2018 to the 31st August 2018**, together with an explanation of the reasons for the waiver. The proposed action will need to be concluded in advance of the expiry of the waiver end date to prevent the occurrence of a breach (i.e. unless it is proposed that the arrangements will end).

Directorate and Department	Contract Description	Waiver Value	Waiver Period	Waiver Category	Reason for the Waiver	Condition(s) of the Waiver
				<ol style="list-style-type: none"> 1. Sole Provider/ Niche Market 2. Insufficient Time/ Resources 3. Continuity of Existing Work 4. Emergency Situation 5. Forms Part of a Strategic Plan/ Review 6. Other 		
Corporate Resources Electoral Services	Election Stationary Printing CPR/18/04/0001	£150,000	01/04/18 to 31/05/18	3. Continuity of Existing Work	Contract with Adare for Election Stationary Printing came to an end on the 31 May 17. This contract was subject to contract procedure rule waiver report [CPR/17/04/0007] and gave a commitment that a full procurement process be undertaken. Due to the snap general election the retender process had to be put on hold, however this contract has been re-procured now and started on the 1 Jun 18	The tender process commenced in Apr 18 with an anticipated contract start date of 1 Jun 18.
Corporate Resources ICT	6 months Extension of Support and Maintenance for Multi-Functional Devices (MFD) from Konica Minolta Ltd CPR/18/04/0006	£92,319	01/07/18 to 31/12/18 With option to extend for 3 months	2. Insufficient Time/ Resources	Contract with Konica that expired at the end of Jun 18. Due to the timescales of the retender process, a new contract was not in place before the existing contract expired. The waiver is to ensure continued support and maintenance of the MFD's and enables an implementation plan for new devices to be deployed and the identification of cost efficiencies.	A retender process to obtain a new supplier and contract has been commenced

Directorate and Department	Contract Description	Waiver Value	Waiver Period	Waiver Category 1. Sole Provider/ Niche Market 2. Insufficient Time/ Resources 3. Continuity of Existing Work 4. Emergency Situation 5. Forms Part of a Strategic Plan/ Review 6. Other	Reason for the Waiver	Condition(s) of the Waiver
Corporate Resources HROD	Job Evaluation System CPR/18/05/0006	£25,700	27/08/18 to 26/08/20	1. Sole Provider/ Niche Market	The current contract for the provision of the GLPC Job Evaluation System was awarded to Northgate Arinso for 5 years. They are the sole provider of this system. Job Profiling roll out during 18/19 but there is a need for us to have this Job Evaluation system as the Council are bound by using the GLPC job evaluation scheme as part of the negotiations / consultation that took place a few years ago around implementing the scheme for our workforce.	The re-procurement or decommission of the Job Evaluation system once Job Profiling embedded throughout the organisation.
Corporate Resources Finance	HB Subsidy Assurance Process CPR/18/07/0007	£24,000	01/09/18 to 31/08/19	5. Forms Part of a Strategic Plan/ Review	An audit review of grant claims and returns is required. This work is completed by our external auditors charging a fee which was previously set by Public Sector Audit Appointments. KPMG our previous auditors used to complete this work but from 2018/19 our external auditors will be Grant Thornton.	The delivery of the services cannot be delivered by or obtained in any other way other than through direct engagement with the external provider Grant Thornton.
Corporate Resources	Sparc Enterprise server including Solaris 10 CPR/18/08/0002	£39, 042	05/09/18 to 03/03/20	3. Continuity of Existing Work	Direct award to the incumbent supplier Esteem. Esteem have provided an excellent service under the existing contract requirement for this service for a further 18 months, so moving away would be detrimental to the service given the relative short period required.	Replace the support system within the full DIPS solution within an indicative timescales of 18 months
Corporate Resources	Commercial viability assessment CPR/18/08/009	£13,000	15.08.18 to 31.03.19	4. Emergency Situation	The Council have an existing contract with LINK and this will be an additional service under the same contract. Need to access LINK quickly which is required for the timescale to support the Markets procurement timescales.	One off project

Directorate and Department	Contract Description	Waiver Value	Waiver Period	Waiver Category 1. Sole Provider/ Niche Market 2. Insufficient Time/ Resources 3. Continuity of Existing Work 4. Emergency Situation 5. Forms Part of a Strategic Plan/ Review 6. Other	Reason for the Waiver	Condition(s) of the Waiver
Adults, Health and Wellbeing Commissioning	Harrogate Court Extra Care Scheme	£70,600	01/04/18 to 31/03/20	3. Continuity of Existing Work	The service has the potential to cost the Council more if another provider provided this service. The landlord can claim an element of the staffing costs from Housing Benefit as intensive housing management in addition to the eligible service charge. Currently, the Housing Benefit eligible service charge for 18/19 is £42.76 per flat per week. Any provider other than the landlord would not be able to do this. Other costs such as TUPE and overheads would also be added to the contract cost if the landlord did not supply. Two years has been recommended in light of 2020 being when the government will produce guidance on how Extra Care and Sheltered Housing will be defined and funded.	To ensure this service is reviewed by 2020.
Adults, Health and Wellbeing Commissioning	Day Centres - 7 day week day care provision – 3 Static Centres	£430,000	30/06/18 to 30/06/19	3. Continuity of Existing Work	This contract is in scope for the wider 'Day Services Review'. The project group is looking at future requirements around day services for people in Doncaster. This contract is aligned to the review. To contract for a 12 month period is unlikely to be attractive to potential bidders given set up costs; the full lease and repair arrangement for the day centres; likely TUPE implications and the short contract period.	Ensure the service is reviewed and commissioned before the 30 Jun 19.
Adults, Health and Wellbeing Commissioning	Riverside Homelessness Accommodation and Support	£52,466	29/04/18 to 28/04/19	3. Continuity of Existing Work	Due to an increase in the number of rough sleepers and the numbers of people begging in the town centre the contract was varied in Apr 17 for 12 months in order to enhance the outreach element of the contract by way of funding 2 x additional full time Outreach Support Workers. This has enabled the provision of a greater street presence and further supports the work around rough sleeping, begging, homelessness and complex lives.	Contract variation will end.

Directorate and Department	Contract Description	Waiver Value	Waiver Period	Waiver Category 1. Sole Provider/ Niche Market 2. Insufficient Time/ Resources 3. Continuity of Existing Work 4. Emergency Situation 5. Forms Part of a Strategic Plan/ Review 6. Other	Reason for the Waiver	Condition(s) of the Waiver
Adults, Health and Wellbeing Commissioning	Milton Court	£29,348	8/07/18 to 7/09/18	3. Continuity of Existing Work	The current contract is due to expire on 7 July 18. An options paper was presented to the Adults Directorate Leadership Team (DLT) and DLT approved the option to end the contract. Two months is required to work with the provider on the exit strategy to develop a community based accommodation and support model as part of the commissioned Mental Health Floating Support.	Contract will be de-commissioned by the 7 Sept 18
Adults, Health and Wellbeing Public Health	Systems Mapping	£13,350	01/07/18 to 01/09/18	1. Sole Provider/ Niche Market	Sports England have provided the funding and advised that we utilise the methodology developed by Cavill Associates, whom this waiver relates. The unique nature of this work and Cavill Associates are the leading authority. Cavill Associates have already developed the methodology so there would be no need to undertake pre work therefore reducing time and cost.	One off contract award, not on-going. Will end 1 Sept 18
Adults, Health and Wellbeing Safeguarding Team	Safeguarding Adults Review Independent Author	£9,900	01/09/18 to 31/03/19	1. Sole Provider/ Niche Market	The core duties of a Safeguarding Adults Board are set out in chapter 14 of the Care Act Guidance, issued under s78 Care Act 2014. A SAR request was received by the Board and it is acknowledged that the skills to lead on such a review are niche. A potential independent author has been identified with the specific expertise and skills to lead this review which has been endorsed by the Review and Learning sub group and the DSAB Independent Chair. Waiver due to restraints relating to time pressures and the limited market availability.	One off contract award, not on-going. 31 Mar 19
Adults, Health and Wellbeing Commissioning	Managed Account Service	£33,500	10/07/18 to 09/02/19	3. Continuity of Existing Work	Tender works completed, unable to award. Time required re-tendering (re-designed specification), awarding and mobilising a new provider.	New contract to be in place by 9 Feb 19

Directorate and Department	Contract Description	Waiver Value	Waiver Period	Waiver Category 1. Sole Provider/ Niche Market 2. Insufficient Time/ Resources 3. Continuity of Existing Work 4. Emergency Situation 5. Forms Part of a Strategic Plan/ Review 6. Other	Reason for the Waiver	Condition(s) of the Waiver
Learning Opportunities, Children and Young People	SLA Online – Traded Services Software Governor Module	£9,485	01/03/18 to 28/02/20	3. Continuity of Existing Work	Investigations to establish a suitable solution, including discussions with other Councils, have led to the identification of the SLA online system, provided by Front Line Date Limited (“Front Line”), as the system that will enable delivery of the identified benefits SLA Online Governors Module is currently used by many Local Authorities and is recommended for quality of the product and service that represents value for money given the low cost of the system. Risks of not going out to full tender to purchase the system are low.	Contract end 28 Feb 20
Learning Opportunities, Children and Young People	Provision of Alternative provision for SEND placements	£24,960	03/09/18 to 03/12/18	6. Other	The waiver is applied for to run a pilot project. Funding is to be provided by the High Needs block and has been agreed in principle through the Schools Forum to fund the pilot. This is a specialist service which is not currently available from other providers.	Contract end 3 Dec 18
Learning Opportunities, Children and Young People	Lesson Planning – Music Tool - Charanga Ltd	£9,166	01/09/18 to 31/08/19	1. Sole Provider/ Niche Market	Specific music programme and the only one of its kind – bespoke to music provision and music services. Currently the programme is used in 53 schools and is an essential part of music provision.	Contract end 31 Aug 19
Regeneration and Environment Major Planning	Local Data Company (LDC)	£62,500	09/04/18 to 08/04/22	1. Sole Provider/ Niche Market	LDC is the only provider of this type of service.	Contract end on the 8 Apr 22
Regeneration and Environment	Letting of leisure and restaurant units at Herten Triangle	£100,000	01/01/18 to 31/12/18	3. Continuity of Existing Work	Whilst there may be other such companies who could provide these services it is recognised that Pudney Shuttleworth are in a unique and privileged position due to their existing knowledge and work on this project which, due to their incumbency would not be matched by a new provider who would need to start from scratch. The payments are related to successfully delivering the contract targets.	Contract end on the 31 Dec 18

Directorate and Department	Contract Description	Waiver Value	Waiver Period	Waiver Category 1. Sole Provider/ Niche Market 2. Insufficient Time/ Resources 3. Continuity of Existing Work 4. Emergency Situation 5. Forms Part of a Strategic Plan/ Review 6. Other	Reason for the Waiver	Condition(s) of the Waiver
Regeneration and Environment Facilities Management	Maintenance contracts for Colonnades House	£7,000	01/06/18 to 30/06/19	6. Other	The building has been handed back to the Council by the contractor, pending the resolution of specific defects. A one year contract with original suppliers will allow time for all the inherent defects to be resolved within the defect liability period without 'muddying the waters' with third party contractors. It will also ensure that all the standards required within the warranty period are met.	Contract will be re-procured by the 30 Jun 19
Regeneration and Environment	Framework for the Provision of Transport Related services	£35,000	01/08/18 to 12/04/19	3. Continuity of Existing Work	Existing contract with Pennine View School extended with a view to tendering the contract at a later date in order to give the Council and the School the opportunity to consider any revised guidance arising out of the consultation and to allow a transition period to enable the school to comply with any additional legal requirements.	Re-procured by the 12 Apr 19
Regeneration and Environment Bridges	Stainforth Bridge Parapet Repairs	£50,000	07/08/18 to 28/08/18	5. Emergency Situation	Emergency repairs works due to a road traffic accident.	Contract will end