

Part A

**Report to:** Cabinet

**Date of meeting:** 17 January 2022

**Report author:** Group Head of Transformation

**Title:** Contract Exemption - Town Hall and Colosseum PSDS Pre-Construction Services Agreement

**1.0 Summary**

1.1 Under the council's Contract Procedure Rules an exemptions agreed with a value over £100,000 need to be reported to Cabinet for noting.

1.2 Attached as appendix 1 is an exemption, in accordance with the Contract Procedure Rules, agreed by the Group Head of Transformation and Managing Director and discussed with the Elected Mayor and Portfolio Holder for Resources for the award of the contract for the Town Hall and Colosseum PSDS Pre-construction services agreement to Morgan Sindall / Overbury.

1.3 Cabinet is asked to note the exemption.

**2.0 Risks**

2.1

<b>Nature of risk</b>	<b>Consequence</b>	<b>Suggested Control Measures</b>	<b>Response</b> (treat, tolerate, terminate or transfer)	<b>Risk Rating</b> (combination of severity and likelihood)
Potential alternative suppliers challenge the council's decision to award this contract.	Limited due to the Award being PPR compliant.	Award is compliant with Public Procurement Regulations using the Direct Award provision within the Pagabo framework; therefore there are no grounds for a challenge.	Tolerate	1

### 3.0 **Recommendations**

3.1 That the Exemption be noted.

#### **Further information:**

Andrew Cox

andrew.cox@watford.gov.uk

01923 278124

### 4.0 **Detailed proposal**

4.1 The detail of the exemption and the reason for it can be found in the appendix 1 of this report.

### 5.0 **Implications**

#### 5.1 **Financial**

5.1.1 The Shared Director of Finance comments that the cost of this contract is included within the agreed budget for the Town Hall Quarter programme.

#### 5.2 **Legal Issues (Monitoring Officer)**

5.2.1 The Group Head of Democracy and Governance comments that the framework that this contract is let under allows for a direct award. The framework has already complied with the Public Procurement Regulations.

#### 5.3 **Equalities, Human Rights and Data Protection**

5.3.1 There are no implications.

#### 5.4 **Staffing**

5.4.1 There are no implications.

#### 5.5 **Accommodation**

5.5.1 There are no implications.

#### 5.6 **Community Safety/Crime and Disorder**

5.6.1 There are no implications.

## 5.7 **Sustainability**

5.7.1 There are no implications.

### **Appendices**

Appendix 1 – Contract Exemption - Town Hall and Colosseum PSDS Pre-Construction Services Agreement

### **Background papers**

No papers were used in the preparation of this report.