



## **PUBLICATION OF DECISION LIST NUMBER 1/12/16-17**

### **MUNICIPAL YEAR 2016/2017**

Date Published: Friday 1<sup>st</sup> July 2016

This document lists the Decisions that have been taken by the Council, which require publication in accordance with the Local Government Act 2000. The list covers Key, Non-Key, Council and Urgent Decisions. The list specifies those decisions, which are eligible for call-in and the date by which they must be called-in.

A valid request for call-in is one which is submitted (on the form provided) to the Scrutiny Team in writing within 5 working days of the date of publication of the decision by at least 7 Members of the Council.

Additional copies of the call-in request form are available from the Scrutiny Team.

If you have any queries or wish to obtain further report information or information on a decision please refer to:

– Claire Johnson (ext.4239)

*Phone 020 8379 then extension number indicated*

**INDEX OF PUBLISHED DECISIONS – 1<sup>st</sup> July 2016**

<b>List Ref</b>	<b>Decision Made by</b>	<b>Date Decision came into effect</b>	<b>Part 1 or 2</b>	<b>Subject/Title of Report</b>	<b>Category of Decision</b>	<b>Affected Wards</b>	<b>Eligible for Call-In &amp; Date Decision must be called in by (If Applicable)</b>	<b>Page No.</b>
1/12/16/17	Cabinet Member for Finance & Efficiency (Cllr Lemonides)	Thursday 30th June 2016	Part 1 & 2 (Para 3)	Extension of Ernst & Young Contract for the supply of services to support the delivery, transformation and leadership of a council wide procurement and commissioning hub	Key Decision KD 4355/U198	All	No Rule 16 Decision	1

**DECISIONS**

For additional copies or further details please contact Claire Johnson (020 8379 4239), Governance Team.

**CALL – IN UPDATE**

Please note that no decision have been called in for review.

**LIST REFERENCE: 1/12/16-17**

<b>SUBJECT TITLE OF THE REPORT</b>							
EXTENSION OF ERNST & YOUNG (EY) CONTRACT FOR THE SUPPLY OF SERVICES TO SUPPORT THE DELIVERY, TRANSFORMATION AND LEADERSHIP OF A COUNTRY WIDE PROCUREMENT AND COMMISSIONING HUB							
<b>Part 1 or 2 (relevant exempt Paragraph)</b>	<b>Wards affected by decision</b>	<b>Decision taken by</b>	<b>Date Decision comes in to effect</b>	<b>Interest declared in respect of the Decision</b>	<b>Category of decision (i.e. Key, Non-Key, Council, Urgent)</b>	<b>Contact Details</b>	<b>Eligible for Call-in &amp; Date to be called in by</b>
Part 1 & 2 (Para 3)	All	Cabinet Member for Finance & Efficiency (Cllr Lemonides)	Thursday 30 <sup>th</sup> June 2016	None	Key Decision KD 4355/U198	Paul Kearsey 020 8379 1865	No Rule 16 Decision
<b>DECISION: Agreed:</b>							
<ol style="list-style-type: none"> <li>To note the Council's intention to further extend the existing Interim Contract with EY for a period of two months (from 1<sup>st</sup> July 2016 – 31<sup>st</sup> August 2016 inclusive) and approve the same.</li> <li>To note that the value of the further extension of the Interim Contract and its construction is commercially sensitive until completion of the long term co-source arrangement, approved by Cabinet on 18<sup>th</sup> November 2015. Further details in the part 2 report containing information exempt from public and press.</li> <li>To note the paragraph 1.6 of the report and approve the potential requirement of an intermediate "buffer" period, should the award of the long-term contract not be possible by 31<sup>st</sup> August 2016.</li> <li>To agree recommendation 2.3 in the Part 2 report which contains information exempt from public and press.</li> </ol>							
<b>ALTERNATIVE OPTIONS CONSIDERED:</b>							
<ol style="list-style-type: none"> <li>An option considered was to not further extend the current Interim Contract and support the hub entirely in-house. However, given that this would remove the external support and leadership of the procurement and commission function that Cabinet have agreed should be in place, this was not appropriate, neither would it offer continuity to staff in terms of line management and professional support.</li> <li>The option to move to a full tender is being pursued and the Council has recently issued a full tender in pursuit of a long term co-management partner of the service. However, the full procurement process will not be complete before the current Interim Contract extension end-date of 30<sup>th</sup> June 2016, and so is not available to the Council at this time.</li> <li>The other option considered was to make a direct award to another external provider. However, this would not be in line with the Council's standing orders or contract regulations and would not meet legal requirements and so has been discounted.</li> </ol>							
<b>REASONS FOR RECOMMENDATIONS:</b>							
Cabinet confirmed that that would be beneficial for all procurement and commissioning staff from across the Council to have worked alongside a delivery partner and to have benefited from the associated skills transfer within such an arrangement, before any recruitment and selection process to posts within the new hub is undertaken. It is important from both a staff development perspective, and the need for consistent high quality procurement advice to be available to support the Council, not least in the procurement of contracts that related to statutory safeguarding duties, that this arrangement is continued until a long term contractual award is made.							
<b>BACKGROUND</b>							
Please note that a copy of the Part 1 report is available via the Decision list link on the Council's Democracy pages. As the Part 2 report contains exempt information it will not be available to the press or public.							

## SECTION 2: Notice of forthcoming Key Decisions for which it has not been possible to provide notice

This section lists the Key Decisions that are proposed to be taken by the Council, which require publication in accordance with the Local Government Act 2000. The decisions listed are those for which it has not been possible to provide 28 days' notice and need to comply with the Council's urgency procedure. There are two routes that can be followed in this instance to enable a decision to be taken.

### 1. Rule 15 – General Exceptions

This procedure is used in cases when:

- it is not possible to provide the required 28 days' notice of a key decision; but
- it is possible to provide a minimum of 5 working days' notice prior to the decision being taken;

### 1. Rule 16 – Special Urgency

This procedure should only be used in exceptional circumstances where it is not possible to:

- provide the required 28 days' notice prior of a key decision; and
- provide a minimum of 5 working days' notice prior to the decision needing to be taken;

**These decisions will not be eligible for call-in.**

If you have any queries or wish to obtain further report information or information on a decision please refer to: James Kinsella 020 8379 4041

Date Decision Taken	Ref	Part 1/2	Decision Taken by	Decision Proposed under Rule 15 or 16	Proposed Key Decision	Affected Wards	Page No.
30 <sup>th</sup> June 2016	Key Decision KD 4355/U198	Part 1 & 2 (Para 3)	Cabinet Member for Finance & Efficiency (Cllr Lemonides)	Rule 16	Extension of Ernst & Young for the supply of services to support the delivery, transformation and leadership of a council wide procurement and commissioning hub	All Wards	1

## DETAILS OF KEY DECISION

Part 1/2 and reason	Date Decision Taken	Decision of	Proposed Key Decision	Ward/s affected by the decision	Contact Name and Number
Part 1 & 2 (Para 3)	30th June 2016	Cabinet Member for Finance & Efficiency (Cllr Lemonides)	Extend the interim contract with Ernst and Young (EY) to deliver procurement and commissioning activities on behalf of the Council until a full tender has been awarded for this work.	All Wards	Paul Kearsey 020 8379 1865

### Reasons for Urgency:

Urgent approval is sought for the implementation of this decision for the following reasons:

1. The current Ernst and Young contract runs until 30<sup>th</sup> June 2016, before the required 28 day notice period expires
2. The full tender process expected to award a contract for continuing work is at the end of August 2016
3. Activity must continue in the interim between 1<sup>st</sup> July and 31<sup>st</sup> August 2016
4. Sign off on this decision must happen ahead of the end of the current contract

It was not possible to give the required 28 day notice and include the decision of the Council's Key decision List because it was originally planned that the tender process would allow full award of the contract in line with the previous extension. It is now expected that this will happen in late August 2016. The potential costs of an extension with EY have been finalised within the last week.

### Background Papers:

No.	Description of Background Papers	Name and Telephone No. of Document Holder	Location/e-mail address
	None		