

LOCAL GOVERNMENT ACT 2000

REGISTER OF URGENT  
DECISIONS TAKEN BY THE  
CHIEF EXECUTIVE

NORTH DEVON COUNCIL CONSTITUTION  
– Part 3 Annexe 2: Officer Delegations –  
Chief Executive



Reference No:

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- 1) SUBJECT: Devon WAN Partnership, procurement of Devon Wide Area Network (WAN) links.
  - 2) REQUESTED DECISION: To request a waiver to procurement rules and authorise NDDC to extend our contract with our incumbent supplier in line with Devon County Council for WAN links for an additional 2 years, required to enable continued partnership working and connection to the Public Sector Network (PSN).
  - 3) STATEMENT OF THE REASONS FOR THE REQUEST AND WHY IT IS URGENT:

North Devon Council has been part of the Devon WAN Partnership since 2011.

We have Devon WAN links in the following 7 sites:

- a. Brynsworthy Environment Centre
- b. Lynton House
- c. North Devon Crematorium
- d. Woodlands Enterprise Centre
- e. Barnstaple Museum
- f. The Ilfracombe Centre
- g. The Amory Centre

This partnership and associated links have enabled us to connect to other authorities that joined the group Mid Devon for the Building Control and a shared connection into the secure PSN.

Since 2016 Devon County Council have taken the procurement lead for this partnership and the partners have had the opportunity to contract with their chosen supplier.

DCC have conducted a further competition from the CCS Framework RM3808 for a contractual term 1 + 1, providing a reduction in annual costs for NDDC.

The new contract with Capita will commence on 01 September 2021.

It is essential that all partners remain with the same supplier to enable these connections to continue.

The supplier has advised that it might not be possible to arrange for our elements of work to be published on the Crown Commercial Services portal in time for the new contract to start on 01 September 2021, hence this Urgent decision request.

- 4) FINANCIAL IMPLICATIONS: (NOTE: Please state if there are any financial implications. If so, state whether there are sufficient funds within the agreed budget. If there are insufficient funds please state how the decision will be financed).

This 2 year extension will result in an annual revenue saving of £4,880.00, as remaining with our existing supplier will negate the need for any professional services for installation and replacement of routers in all sites. Costs all come within budget.

- 5) ANY ALTERNATIVE OPTIONS CONSIDERED AND REJECTED:

Devon County Council have been carrying out proof of concepts for SD-WANS (Software-Defined Network) but these pilots have not been as successful as they would have hoped, resulting in the need to stay with the more traditional WAN solution that we currently have in place.

- 6) A RECORD OF ANY CONFLICT OF INTEREST DECLARED:

None

- 7) A NOTE OF ANY DISPENSATION IF GRANTED:

None

- 8) LIST OF BACKGROUND PAPERS (but not including published works or those which disclose exempt or confidential information (as defined in paragraph 10.4 and 10.5 of the Access to Information Procedural Rules Part 4 of the Constitution):

Procurement papers held by Devon County Council.

- 10) CONSULTATION UNDERTAKEN:

The following have been consulted on this urgent decision:

Consultee	Consulted Yes/No	Date
Leader of Council ( <i>or Deputy Leader</i> )	Yes DW: I am happy for this decision to be made.	06 July 2021

Chair of Committee (with the Authority to take the decision) <i>(or Vice-Chair)</i>		
Lead Member		
Ward Member(s)		
Head of Service (name)		
Finance	Yes JT: All fine with me.	06 July 2021
Legal	Yes TB: No problems as far as I am concerned. 06/07	06 July 2021

11) OFFICER REQUESTING URGENT DECISION TO BE TAKEN BY THE CHIEF EXECUTIVE:

Nina Lake  
Business Information Systems Manager

12) APPROVED BY CHIEF EXECUTIVE: YES



13) DATE OF DECISION:

06 July 2021

14) CHIEF EXECUTIVE'S COMMENTS:

15) DATE TO BE PRESENTED TO STRATEGY AND RESOURCES COMMITTEE:

2 August 2021

## GUIDANCE NOTES

NOTE:

## PROCEDURE FOR URGENT DECISIONS:

1. Completed form to be passed to the Chief Executive following consultation with the interested parties.
2. If a decision is specific to a Ward, efforts should be made to ascertain the views of the local Councillor (s).
3. The Chief Executive will make his decision.

## PROCEDURE FOR URGENT DECISION MAKING AS PER THE CONSTITUTION

### **Officer Delegations: the Chief Executive:**

#### **Urgent Decision Making**

- 3.48 To take a decision on any matter falling within the remit of any Committee in cases of urgency where it is not reasonably practicable to obtain prior approval of a Committee SUBJECT TO:
  - 3.48.1 The prior consultation, where practicable, with the Leader or Deputy Leader and the Chair or Vice Chair of the relevant Committee, and
  - 3.48.2 The proviso that this power will not extend to the determination of any application submitted pursuant to the Planning Acts or under the Licensing Act 2003 or the Gambling Act 2005, and
  - 3.48.3 the decision being reported to the next meeting of the relevant Committee and the next meeting of Strategy and Resources Committee.