



North Devon Council

MeetingDate

Request for Waiver

1. NAME AND JOB TITLE OF OFFICER REQUESTING WAIVER:

Georgina Carlo-Paat, Ilfracombe Harbour Master

2. TITLE OF PROPOSED CONTRACT:

Marine Management Organisation Resurfacing works works

The proposed contract for the above will be between £5,000 and £74,999.99.

With this RFW I include a copy of the specification or brief which has been prepared for this contract and which details the goods, services and/or works which will be provided.

Specification Attached (and provide a brief description of the contract below):
To regrade and resurface the Cove working area

I can also confirm that the contract terms which will be used for this contract will be the Council's standard terms and conditions for goods and services or (where relevant) works or, where this is not the case, I have sought the approval of Legal Services to the alternative terms and conditions that I propose to use for this contract.

In accordance with the Council's Contract Procedures Rules, three alternative quotes should be obtained and the lowest quotation should be accepted.

I can confirm that I have sought advice from Legal Services and we have agreed that it is appropriate that this requirement be waived for the following reason(s):

*(Delete A, B **OR** C as applicable)*

A Obtaining three price quotes is not appropriate

NOTE: This form, and the decision, must be kept on file and properly recorded for audit purposes.

It is a legal requirement that details of the contract being procured pursuant to this RFW must be included on the Council's Contract Register. A copy of this RFW must be sent to supplyingndc@northdevon.gov.uk immediately following approval.



3. THE PROPOSAL IS TO AWARD THIS CONTRACT TO THE FOLLOWING SUPPLIER:

LJ Developments (South West) Ltd

4. DETAIL

I can confirm that, despite non-compliance with the requirement to seek at least three quotes, the award of this contract to the above supplier will be best value for the Council for the following reason(s):

Three quotes were obtained for the MMO application process but these were not obtained via the Councils Portal procurement process. The quotes submitted were reviewed by the MMO and LJ Developments (South West) Ltd were named as the preferred supplier for these works offering best value. The MMO application process is as robust as the Councils own procurement process and as such LJ Developments would have also been named as the preferred supplier.

Where quotes were received (option B or C above) please provide summary information below:

Quotation 1:

Does the quotation conform to the provided specification? Y

(If no, please provide detail)

Supplier Name: LJ Developments (South West) Ltd

Quotation Price: £42,210.80

Quotation 2:

Does the quotation conform to the provided specification? Y

(If no, please provide detail)

Supplier Name: Devon & Cornwall Surfacing Ltd

Quotation Price:£48,687.31

Quotation 3:

Does the quotation conform to the provided specification? Y

(If no, please provide detail)

Supplier Name: Grills

Quotation Price:£92,640.00

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5. DECISION TO BE MADE BY:

Sarah-Jane Mackenzie-Shapland

To be completed by Decision Taker:

6. REQUEST FOR WAIVER AUTHORISED BY DECISION MAKER?: Y

7. DECISION MAKER'S COMMENTS: Three quotes were sought as part of the MMO process and three were received. In this instance, as the MMO is funding the majority of these works this was considered acceptable rather than running through our portal. The MMO reviewed the tenders and considered the successful supplier to represent best value and was the next price and so I am satisfied that this is the case. [Click here to enter text.](#)

8. DATE OF DECISION: 26/05/2023

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