



North Devon Council

13.06.2024

Request for Waiver

1. NAME AND JOB TITLE OF OFFICER REQUESTING WAIVER:

Hannah Harrington, Place Manager (Town Centres)

2. TITLE OF PROPOSED CONTRACT:

Street Marshals 1.07.2024 – 31.07.2024

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.

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):

A Obtaining three price quotes is not appropriate

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

Gardant Security Limited

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):

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.



The proposal is that Contract Procedure Rules be waived and approval be given to enter a new contract from 01/07/2024 up to 31/07/2024 with the existing provider on the basis that they have been delivering the service since November 2022 or the last 12 months and have established trusted, invaluable contacts and relationships with NDC staff, Police, businesses and the wider community.

The current provider has been delivering the service since November 2022 as part of the Safer Streets project and have therefore established strong relationships with partners. A new supplier would struggle to get to the same point during the length of this contract.

External funding has just been confirmed (07.06.24) which will allow the service to be extended. However, a new specification and full tender process is required and there is not sufficient time to complete this before the current contract expires.

Due to current levels of antisocial behaviour being experienced by communities in both Ilfracombe and Barnstaple a break in the service is not considered to be acceptable. Continuing the service for an additional month allows the service to be continued and a full procurement exercise to be undertaken for the period of the funding.

5. DECISION TO BE MADE BY:

SarahJane MacKenzie-Shapland
Head of Property, Place and Regeneration

To be completed by Decision Taker:

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6. REQUEST FOR WAIVER AUTHORISED BY DECISION TAKER?: Y
7. DECISION TAKER'S COMMENTS: External funding has been secured as well as additional internal funding to secure the continuation of street marhalls in Barnstaple and Ilfracombe. A procurement exercise will now be undertaken but that would leave a gap in the provision. This waiver seeks to fill that gap and enable the continuation of service. The existing contractors are best placed to fill that gap as they know the service and the towns they are working in and it would be very difficult for another supplier to get up and running immediately and to cover a short period of time. It is essential that we maintain Street Marshalls over this busy period to support our towns. The waiver is approved on the basis that the procurement exercise is now expedited.
8. DATE OF DECISION: 14/06/2024

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