

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date:	29 October 2018
Title:	Infrastructure Delivery: Strategic Direction and Development of Generation 4 Construction Frameworks
Report From:	Director of Economy, Transport and Environment

Contact name: Keith Gale

Tel: 01962 847271

Email: keith.gale@hants.gov.uk

1. The decision:

- 1.1. That approval be given to procure three framework arrangements to deliver the County Council's civil engineering, highways, transport and ancillary infrastructure projects for a period of up to four years duration commencing in April 2020.
- 1.2. That access be given to other appropriate public bodies in return for a contribution as reasonable toward running and set up costs, and that authority is given to enter into the necessary access arrangement agreements to facilitate this in consultation with the Head of Legal Services.
- 1.3. That selection of suppliers will be a combination of price and quality as set out in the tender evaluation section of the tender documents.
- 1.4. That performance management systems be included within the mini-competition selection process to ensure high standards of contract performance are encouraged and maintained.
- 1.5. That the Director of Economy, Transport and Environment be given delegated authority to agree minor variations to the items approved, in consultation with the Executive Member for Environment and Transport.

2. Reason for the decision:

- 2.1 The current Gen3 Works Frameworks expire in spring 2020 and under current procurement regulations it is anticipated that market engagement, contract preparation, selection and assessment will take around 18 months. The current frameworks have served the Authority well, but market changes and future capital programme requirements recommended an evolutionary review to form the next frameworks into Gen4.

3. Other options considered and rejected

- 3.1 Individual tendering of projects - Under current regulations projects with an estimated works value exceeding approximately £4.5million must be tendered in accordance with European Public Contracts Directive 2014/24/EU. This specifies detailed procedures for tender and supplier selection together with minimal timescales. Although appropriate for some individual projects, the Council requires continual access to resources for its capital programme. Tendering individual projects would increase the costs of engagement together with delays due to associated regulatory timescales. The Council would also require a separate procedure for supplier selection which is already included within the frameworks.
- 3.2 Engagement of a single supplier under a term contract for undertaking construction of all capital works - For reasons identified in this report, reliance upon one single supplier to undertake all capital works over a period of time would increase the risk of action in case of company failure. Term contracts are most suitable where continuous services are required, such as maintenance operations, rather than the ebb and flow of individual projects. The use of a framework comprising multiple suppliers ensures that market prices are being constantly reviewed and that those resources are engaged in line with project delivery.

4. Conflicts of interest:

4.1 Conflicts of interest declared by the decision-maker:

4.2 Conflicts of interest declared by other Executive Members consulted:

5 Dispensation granted by the Conduct Advisory Panel: none.

6 Reason(s) for the matter being dealt with if urgent: not applicable.

7 Statement from the Decision Maker:

Approved by:

Date:

29 October 2018

**Executive Member for Environment and Transport
Councillor Rob Humby**