

HAMPSHIRE COUNTY COUNCIL**Executive Decision Record**

Decision Maker:	Executive Member for Economy, Transport and Environment
Date:	26 November 2015
Title:	Hampshire Highways Service Contract: Variation of Start Date
Reference:	6993
Report From:	Director of Economy, Transport and Environment

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1. The decision:

- 1.1 That approval is given to revise the date for the release/publication of the Contract Notice (OJEU) for the Hampshire Highways Service Contract to early February 2016 to enable work to be completed on finalising the required contract documentation.
- 1.2 That approval is given to notify and make arrangements with the contractor Amey (LG) for the revised end date of the current Term Highways maintenance Contract (31 July 2017).
- 1.3 That approval is given for a revised commencement date for the Hampshire Highways Service Contract of 1 August 2017.

2. Reasons for the decision:

- 2.1 Changes to the procurement rules were introduced within The Public Contracts Regulations 2015 (the regulations), which were laid before Parliament on 5 February 2015 with most of the provisions coming into force as of 26 February 2015.
- 2.2 The new procurement rules require a full and comprehensive set of contract documents to be available at the publication of the OJEU Contract Notice. The documents include specifications, drawings, method of measurement and conditions of contract. Completing the documentation to the required standard will be difficult to achieve for the current October/November deadline and given the complexity, value and importance of the contract it is not something that should be unnecessarily rushed to meet the deadline.

- 2.3 An additional three months would provide sufficient time to ensure the contract documentation is completed and reviewed in advance of the OJEU Contract Notice publication in February 2016.

3. Other options considered and rejected:

- 3.1 To continue with the current procurement programme and have an incomplete set of contract documentation at the publication date of the OJEU notice which would increase the risk of a challenge to the procurement process and outcome. This option was rejected on the grounds of unacceptable and unnecessary risk.
- 3.2 A second option considered was to leave the existing cessation date of the current Term Highway Contract (THC) at 30 April 2017 (as agreed in the paper submitted in July 2015) and to constrict the procurement process to a tighter timeframe. This option has been rejected because it would constrain the process to such an extent that the potential benefit of the Competitive Procedure with Negotiation process is likely to be reduced through a higher priority being placed on tight deadlines rather than considered negotiation with bidders.

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: ----- Executive Member for Economy, Transport and Environment Councillor Seán D T Woodward	Date: 26 November 2015
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