

POLICE AND CRIME COMMISSIONER FOR LEICESTERSHIRE *DECISION RECORD*

To be completed in cases where a decision is required

DECISION OF POLICE AND CRIME COMMISSIONER

Date: 15th September 2022

Received in OPCC Date:

OPCC Ref: EXE0022-22

Title: CONT0158 Speed Workshops Service Level Agreement

Summary of Issue:

The Royal Safety Partnership Memorandum of Understanding includes the provision of NDORS Driver Awareness Courses. After taking legal advice it is confirmed that the provision of NDORS Driver Awareness Courses is outside the scope of the Public Procurement regulations and a formal Service Level Agreement (SLA) is to be agreed and signed by both parties.

Background

There is a Royal Safety Partnership MoU which includes the provision of NDORS Driver Awareness Courses. This expired 31st March 2022, however has been extended to 31st March 2023 and can be extended for a further four years.

██████████ Road Safety Unit Manager, submitted a Single Source Dispensation (SSD), however after taking legal advice, which advised that this was outside the remit of the Public Procurement regulations (due to the fact that the Road Safety Partnership involves public to public cooperation), it was agreed that a SSD wasn't required.

It was agreed due to the value (estimated to be around 25,000 courses per annum, the majority of which are charged at £91 per course; annual total estimate £2,275,000) a service level agreement would be agreed between the Police & Crime Commissioner for Leicestershire, the Chief Constable of Leicestershire Police and Leicestershire County Council (LCC).

Tender Process

This is a direct award with LCC outside of the public procurement regulations as agreed with Legal Services.

Recommendation(s) presented:

The Police and Crime Commissioner for Leicestershire signs and seals the Speed workshops Service Level Agreement with Leicestershire County Council and Leicestershire Police for an estimated value of £2,275,000

Key discussion points

The key discussion point is whether the NDORS Driver Awareness Courses fall within the remit of the Public Procurement regulations which this does not. A Service Level Agreement has been approved by Legal Services and approved by Information Management.

It was resolved that:

Legal Services advice is that they are outside the scope of the regulations and a SLA can be signed between the PCC, LP and LCC and have approved the procurement process. A Service Level agreement is to be signed and sealed by the PCC.

OFFICE OF PCC APPROVAL

Chief Executive or Chief Finance Officer:

I have been consulted about the proposal and confirm that appropriate advice has been taken into account in the preparation of this report. I am satisfied that this is an appropriate request to be submitted to the Police and Crime Commissioner



Signature:

Name: Kira Hughes

Date: 16/09/2022

Publication Scheme

Decision of Monitoring Officer:

As Monitoring Officer for the Office of Police and Crime Commissioner for Leicestershire I have determined that:

It is appropriate to publish this record of decision made by the Police and Crime Commissioner : **Yes/No**

It is appropriate to publish the contents of the report proposing this course of action prepared by either of the senior post holders in the Office of the Police and Crime Commissioner for Leicestershire (i.e. either the Chief Executive or Chief Finance Officer) : **Yes/No**

It is appropriate to publish details of the decision by the Police and Crime Commissioner for Leicestershire : **Yes/No**

Reasons for any non Publication (referencing appropriate legislation): None



Signature:

Name: Elizabeth Starr

Date: 20/9/22

Police and Crime Commissioner for Leicestershire

Having received the advice set out above and reviewed relevant documentation my decision in regard of this matter is:

Approved



Signature

Date: 12/10/22