

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: 08/11/23

Received in OPCC Date:

OPCC Ref: EXE0044-23

CON786 Disposal of non-Police vehicles extension

Summary of Issue:

An extension to the existing contract is required due to the procurement process for a new contract being aborted due to supplier issues raised. The current arrangement is a framework which is accessed by all East Midlands forces except Lincolnshire.

Background

This extension is to allow for a renewed tender process to be run to ensure that the procurement of the service for the disposal of non-police vehicles is completed compliantly and to also allow additional information to be added to the specification document to account for the clarification questions raised in the original tender that was aborted.

Tender Process

Procurement supports this purchase as it's a continuation of an existing contract and covered by Procurement Contract regulations clause 72 (1)(c) Modifications of contracts during their term.

Modification of contracts during their term

72.—(1) Contracts and framework agreements may be modified without a new procurement procedure in accordance with this Part in any of the following cases:—

(c) where all of the following conditions are fulfilled:—

- (i) the need for modification has been brought about by circumstances which a diligent contracting authority could not have foreseen;
- (ii) the modification does not alter the overall nature of the contract;
- (iii) any increase in price does not exceed 50% of the value of the original contract or framework agreement.

For (c)(i) – the modification is required due to the original tender being aborted, due to issues raised by supplier challenge.

For (c)(ii) – the nature of the contract is not being altered.

For (c)(iii) – the value does not exceed 50%, as for 6 months this would equate to 12.5%.

There is no cost to Leicestershire Police as this is an income generating endeavour. Based on the figures from the original contract then the generation should look as

outlined in the table below.

	Gross Income	Auction Costs
Estimate over six months	£23,681.13	£4,397

Recommendation(s) presented:

The recommendation is that the contract for Disposal of non-Police vehicles be extended with RAW2K Ltd for six months (01/10/23 – 31/03/24) in order for a new procurement to be run.

Key discussion points

It was resolved that:

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: 16/11/23

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 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**

It is appropriate to publish details of the decision by the Police and Crime Commissioner for Leicestershire : **Yes**

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

Signature:

Name: Claire Trewartha

Date:16/11/23

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:17/11/23