

Notice of NON-KEY Executive Decision containing exempt information

This Executive Decision Report is part exempt and Appendix A is not available for public inspection as it contains or relates to exempt information within the meaning of paragraph 3 of Schedule 12A to the Local Government Act 1972. It is exempt because it refers to information relating to the financial or business affairs of any particular person (including authority holding that information) and the public interest in maintaining the exemption outweighs the public interest in disclosing the information

Subject Heading:	Authority to extend contract with P Ducker Systems Limited for Maintenance of CCTV for 12 months
Decision Maker:	Imran Kazalbash, Assistant Director of Public Realm
Cabinet Member:	Councillor Barry Mugglestone, Cabinet Member for Environment
SLT Lead:	Barry Francis, Director of Neighbourhoods
Report Author and contact details:	Jo Green, Parking Manager Jo.green@havering.gov.uk
Policy context:	Parking Strategy
Financial summary:	The cost for maintenance of existing MTC CCTV cameras is £0.056m for 12 months
Relevant OSC:	Environment
Is this decision exempt from being called-in?	Yes, this is a non-key decision

Non-key Executive Decision

The subject matter of this report deals with the following Council Objectives

Communities making Havering	<input type="checkbox"/>
Places making Havering	<input type="checkbox"/>
Opportunities making Havering	<input type="checkbox"/>
Connections making Havering	<input checked="" type="checkbox"/>

Part A – Report seeking decision

DETAIL OF THE DECISION REQUESTED AND RECOMMENDED ACTION

The Assistant Director of Public Realm is recommended to approve the extension of the contract with P Ducker Systems Ltd for the maintenance only of existing CCTV cameras procured under the contract for a 12 month period.

AUTHORITY UNDER WHICH DECISION IS MADE

Part 4 [Contract Procedure Rules] of the Council's Constitution

19.4 An extension to a contract may be made by a chief officer under the Scheme of Delegation provided that it was contemplated at the time the contract was awarded. For an award following an OJEU-compliant procurement, an extension may be approved if the published notice permitted the contract to continue past the defined period, the extension period does not exceed 50% of the awarded contract value, it will not mean that EU Threshold limits are exceeded by more than 50% and performance by the contractor has been satisfactory.

STATEMENT OF THE REASONS FOR THE DECISION

The Council entered into a contract with P Ducker Systems Ltd (PDS) for the provision of Moving Traffic Contravention services on 29 November 2019 through the CCS Framework RM1089. The contract commenced on 1 June 2019 for a period of 3 years with an option to extend for 2 x 12 month periods.

During the initial contract period PDS supplied and installed a number of CCTV cameras throughout the borough to monitor moving traffic contraventions.

Following a procurement the Council entered into a contract with OpenView Security Solutions Ltd which commenced on 4 March 2022, for the supply, installation, maintenance and support of ANPR CCTV cameras. Under this new contract a number of the cameras installed under the PDS contract have been replaced. However there are still 33 cameras operating in the borough that were installed by PDS. These require maintenance in order for them to remain operational and due to the nature of the technology this maintenance can only be provided by PDS. Therefore the Council proposes to extend the existing contract for a period of 12 months as permitted by the terms of the contract.

Non-key Executive Decision

OTHER OPTIONS CONSIDERED AND REJECTED

Do Nothing - We cannot continue to use cameras without a maintenance contract as failures/breakdowns or vandalism will render the cameras unusable.

Replace the Cameras under the new contract - it is not deemed economical to replace these existing cameras under the new contract as they are only 3 years old.


PRE-DECISION CONSULTATION

N/A

NAME AND JOB TITLE OF STAFF MEMBER ADVISING THE DECISION-MAKER

Name: Jo Green

Designation: Parking Manager

A handwritten signature in black ink on a grey rectangular background. The signature is stylized and appears to be 'Jo Green'.

Signature:

Date: 9th June 2022

Part B - Assessment of implications and risks

LEGAL IMPLICATIONS AND RISKS

This report seeks approval to extend the contract for maintenance of existing CCTV cameras and associated equipment for the enforcement of traffic contraventions to PDS.

The Council has a duty to manage traffic under the Traffic Management Act 2004.

The general power of competence contained in section 1 of the Localism Act 2011 allows the Council to do anything that an individual may do subject to any statutory constraints on the Council's powers. The Council has the power under this section to agree to the proposals in the recommendations.

Any variations must be in accordance with Regulation 72 of the Public Contract Regulations (as amended) 2015 (PCR). The option to extend the contract was published as part of the tender process and is included explicitly within the contract. Therefore the Council can extend the contract for a period of 12 months in accordance with Regulation 72(1)(a) and Contract Procedure Rule 19.4.

FINANCIAL IMPLICATIONS AND RISKS

The cost of the maintenance contract, for 12 months, is £0.056m and will be paid for under cost centre A24500 641140.

HUMAN RESOURCES IMPLICATIONS AND RISKS (AND ACCOMMODATION IMPLICATIONS WHERE RELEVANT)

The recommendations in this report do not give rise to any identifiable HR risks or implications that would affect the Council or its workforce.

EQUALITIES AND SOCIAL INCLUSION IMPLICATIONS AND RISKS

The Public Sector Equality Duty (PSED) under section 149 of the Equality Act 2010 requires the Council, when exercising its functions, to have due regard to:

- (i) The need to eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Equality Act 2010;
- (ii) The need to advance equality of opportunity between persons who share protected characteristics and those who do not, and;
- (iii) Foster good relations between those who have protected characteristics and those who do not.

Non-key Executive Decision

Note: 'Protected characteristics' are age, sex, race, disability, sexual orientation, marriage and civil partnerships, religion or belief, pregnancy and maternity and gender reassignment.

The Council is committed to all of the above in the provision, procurement and commissioning of its services, and the employment of its workforce. In addition, the Council is also committed to improving the quality of life and wellbeing for all Havering residents in respect of socio-economics and health determinants.

ENVIRONMENTAL AND CLIMATE CHANGE IMPLICATIONS AND RISKS

Moving Traffic Contraventions have the ability to reduce road congestion, which improves air quality having a positive impact on the environment and climate change.

BACKGROUND PAPERS

None.

APPENDICES

Appendix A – Inventory & Breakdown - **EXEMPT**

Non-key Executive Decision

Part C – Record of decision

I have made this executive decision in accordance with authority delegated to me by the Leader of the Council and in compliance with the requirements of the Constitution.

Decision

Proposal agreed

Details of decision maker

Signed



Name: Imran Kazalbash

Cabinet Portfolio held:

CMT Member title:

Head of Service title: Assistant Director of Public Realm

Other manager title:

Date: 24 June 2022

Lodging this notice

The signed decision notice must be delivered to Democratic Services, in the Town Hall.

For use by Committee Administration

This notice was lodged with me on _____

Signed _____