

Notice of Non-key Executive Decision

Subject Heading:	Network Refresh Main Hardware Procurement
Decision Maker:	SLT Lead
Cabinet Member:	Cllr Paul Middleton
SLT Lead:	Dave McNamara
Report Author and contact details:	Sophie Onyek 07985 427 558 Sophie.onyek@newham.gov.uk
Policy context:	<p>This project directly contributes to the Connections: Using technology to improve the way we live objective of the Corporate Plan.</p> <p>The following outcomes will be delivered:</p> <ul style="list-style-type: none"> Delivering digital improvements to enhance the customer experience and enable self-service <p>Ensuring that good customer experience is at the heart of our Digital Service design and the wider delivery of public services</p>
Financial summary:	The Network Refresh Main Hardware will cost approximately £4,000,000 over a 5 year period managed by IT.
Relevant OSC:	Overview and Scrutiny Board
Is this decision exempt from being called-in?	Yes

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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"/>

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Part A – Report seeking decision

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DETAIL OF THE DECISION REQUESTED AND RECOMMENDED ACTION

The SLT Lead is recommended to agree to tender for a contract via a mini competition from CCS framework RM6068 Lot 1 at a cost of £4 000 000 to start on the 28th February 2023.

AUTHORITY UNDER WHICH DECISION IS MADE

Part 3 Section 3.3 – Powers of Members of the Senior Leadership Team

Financial responsibilities

- (a) To incur expenditure within the revenue and capital budgets for their allocated portfolio as approved by the Council, or as otherwise approved, subject to any variation permitted by the Council's contract and financial procedure rules.

Contract powers

- (a) To approve commencement of a tendering process for all contracts above a total contract value £500,000.

STATEMENT OF THE REASONS FOR THE DECISION

This report is for approval to go to tender and not approval to procure the solution.

This tender is for Network Design and implementation of a new Local Area Network (LAN) and Wide Area Network (WAN) for Newham and Havering; supply of design specific hardware; implementation of data centre hardware; implementation of the Campus hardware and implementation of the first 4 Remote/Branch sites. The tender also includes operational support (hardware/licensing and design) for 5 years.

The network has not been refreshed for 10 years. This work is required to: improve security and prevent the risk of being hacked; provide faster network performance; provide disaster recovery capabilities; integrate with the cloud and ensure a resilient network. The new network will provide benefits for our users in that they will have faster and more secure access to the network and it will be easier for them to log on.

The aging network is now a constraint on meeting the ambitions of the Borough and ensuring future Cyber Security demands can be met. By bringing the network up to modern standards, we will be able to better enable Partnership and Remote working opportunities as well as improving resilience. The replacement of the network technology is a key foundation of the Boroughs Digital Transformation agenda.

We anticipate the network refresh project procurement will commence by the end of May with the contract being awarded in November 2022 and the work completed by August 2023.

The tender will ensure a quality lead approach to ensure the solution meets the councils' requirements. An external consultancy will provide project assurance.

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OTHER OPTIONS CONSIDERED AND REJECTED

We considered doing nothing however, that would lead to hardware failure and we would not be able to support the organisation's IT requirements.

We considered doing a less extensive upgrade but that would also not meet the organisation's requirements for a fully resilient infrastructure to support our IT requirements.

We evaluated the Health Trust Europe framework but the CCS Framework was more applicable to our requirements.

PRE-DECISION CONSULTATION

Role	Name	Job Title
Project Sponsor	Simon Oliver	Director of Technology and Innovation
Senior Responsible Owner	Jagdeep Nagra	Assistant Director and Head of ICT Operations
Programme Manager	Cassius Browne	Infrastructure Programme Manager
Project Manager	Sophie Onyeks	Infrastructure Project Manager
Project Support	Uditha Jayasoma	Principal Network Analyst
Business Analyst	Oluwafemi Bajomo	Business Analyst
IT Stakeholder	Daniel Pluck	Assistant Director of Change and Demand
Exchequer & Transactional Services Stakeholder	Lynn Jones	Employee Services Manager
Finance Stakeholder	Alan Woodward	Senior Systems Control Officer
Facilities Stakeholder	Nikki Richardson	Romford Campus Manager, Asset Management
Line of Business Support Stakeholder	Uditha Jayasoma	Principal Network Analyst

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

Name: Simon Oliver

Designation: Director of Technology and Innovation

Signature: 

Date: 03/10/2022

Part B - Assessment of implications and risks

LEGAL IMPLICATIONS AND RISKS

1. The Council requires appropriate IT systems to carry out its functions. The Council is making a decision to tender for an upgrade to its hardware for that purpose.
2. The Council has the power to procure a contract for these goods through section 111 of the Local Government Act 1972, which allows the Council to do anything which is calculated to facilitate, or is conducive or incidental to, the discharge of any of its functions, or through its general power of competence under section 1 of the Localism Act 2011 to do anything that individuals generally may do. There are limitations on the general power of competence, but the limitations do not apply to this decision.
3. The value of the contract of £4 000 000 is above the applicable threshold for goods contracts stipulated in the Public Contract Regulations 2015 ("PCR") of £213 477. Therefore, it is subject to the full PCR regime.
4. The Council has the power to procure services on behalf of other authorities under section 2 of the Local Government Act 2000 and the general power of competence in section 1 of the Localism Act 2011.
5. For the reasons set out above, the Council can start the tender process.

FINANCIAL IMPLICATIONS AND RISKS

Soft market testing was conducted with 7 suppliers around the specific detailed requirements for this procurement which led to the anticipated value of the successful contract coming within the £4m budget.

The estimated start date is November 2022 with an end date of November 2027. The entirety of the spend is anticipated to take place within the first year and the anticipated split between Havering and Newham is as follows:

	Yr1
Havering	£2,089,146.75
Newham	£1,910,853.25
Total	£4,000,000.00

The spend is due to be funded from Havering's 'Data Centre and Core Infrastructure' capital budget (C38050) and Newham's 'Network Infrastructure' capital budget (GI0125) both of which have sufficient funding to meet the anticipated costs.

It is anticipated that all of the spend will be capitalisable. However, if there are revenue costs when the tender is returned, the costs will be funded from the 'ICTs Networks' revenue budget (A45050).

Havering will carry out the procurement on behalf of Newham and will recharge Newham.

There is a risk that the costs that come in as a result of the tender process will be in excess of expectations/budgets; there will be a further decision made at award stage at which this can be considered if this risk materialises.

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There is a risk that costs could increase due to unforeseen circumstances. Careful project management, reporting to the Network Refresh Project board and monthly capital monitoring processes will help to contain this risk and escalate it where necessary.

The risk of not carrying out this work is that: the network hardware will fail; we will not have a secure network; we will not have the ability to integrate with the cloud; performance will be slow and we will not have disaster recovery capabilities.

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

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

EQUALITIES AND SOCIAL INCLUSION IMPLICATIONS AND RISKS

There is no requirement to conduct an EQIA as this decision has no impact on any vulnerable groups.

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.

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

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

The recommendations made in this report do not give rise to any identifiable Environmental and Climate Change implications and risks. Environmental and climate change requirements have been taken into account as part of the tendering process and all suppliers will be required to be compliant with the Waste Electrical and Electronic Equipment Regulations 2013 (WEEE).

BACKGROUND PAPERS

None

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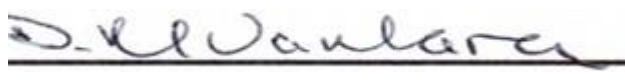
Part C – Record of decision

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: Dave McNamara
Section 151 Officer

Date: 3rd October 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 _____