

Notice of Non-key Executive Decision

Subject Heading:	Wired and wireless remediation procurement
Decision Maker:	SLT Lead
Cabinet Member:	Cllr Paul Middleton
SLT Lead:	Dave McNamara
Report Author and contact details:	Sophie Onyekes 07985 427 558 Sophie.onyekes@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 wired and wireless remediation was estimated to cost approximately £400 000 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"/>

Part A – Report seeking decision

DETAIL OF THE DECISION REQUESTED AND RECOMMENDED ACTION

The SLT Lead is recommended to agree to terminate the tender for a contract via a mini competition from CCS framework RM6068 Lot 1 for the reasons set out in this report.

AUTHORITY UNDER WHICH DECISION IS MADE

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

General powers

(a) To take any steps necessary for proper management and administration of allocated portfolios.

STATEMENT OF THE REASONS FOR THE DECISION

This report is for approval to cancel the wired and wireless remediation tender.

This tender is for wired and wireless remediation for all Newham and Havering buildings.

This procurement was aiming to: survey all Newham and Havering buildings; rewire all buildings which have old Cat 5 data cabling with Cat 6A STP cabling and; place wireless access points in the best position to provide comprehensive Wi-Fi coverage in all areas of all buildings.

The tender was published on 24/10/22 and the Council received responses on 21/11/22. The Council held an initial moderation meeting on 14/12/22 but required further clarification from suppliers so held a second moderation meeting on 17/01/23 after receiving responses from suppliers on 06/01/23.

Three suppliers responded to the tender and the Council did have a preferred supplier but this contract is dependent on awarding the network refresh tender which we are cancelling. We will include this piece of work in one of the new network refresh projects.

The network refresh projects are:

- A new network. Local Area Network (LAN); Wide Area Network (WAN) and Wi-Fi solution. When the Council develops the new specification, this will include the wired and wireless remediation.
- Upgraded data centre solution including software and hardware
- Cloud infrastructure to support our move to the cloud
- All 3 projects include operational support (hardware or licensing and design) for 5 years.

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This tender and the network refresh were for a solution for both boroughs. Since the Council started the tender process, the decision has been made to split OneSource and move ICT back into the 2 separate boroughs – Newham and Havering.

As the approach to returning ICT back into the boroughs has yet to be determined, there is a level of uncertainty around the best time to split the technical infrastructure that will be needed to support the two boroughs. The Project board considered whether the best approach would be to go ahead with the approach to upgrade a single network and split the network later, or to proceed with 2 separate tenders and split the network early on.

The councils will agree the strategic approach to splitting OneSource and the approach for all key projects by mid-June and the Project Board are advising the decision maker to pause the strategic elements of the network refresh until then (in flight projects relating to fibre upgrades will continue as these are Borough specific).

When the Council has made a decision, it will proceed with the urgent work on the new network which will include wired and wireless remediation.

The new tender will ensure a quality led approach to ensure the solution meets the councils' requirements.

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 continuing with the procurement but the Council would not realise value for money with the current approach.

PRE-DECISION CONSULTATION

None

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

Name: Dave McNamara

Designation: Section 151 Officer

Signature: Date:

Part B - Assessment of implications and risks

LEGAL IMPLICATIONS AND RISKS

1. In accordance with section 55(1)(b), the Council can make a decision not to award a contract for which there has been a call for competition, as long as it informs each candidate and tenderer as soon as possible once the decision has been reached. The decision to abandon a procurement exercise must be consistent with the general principles of transparency and equal treatment.
2. Provided that the Council complies with these requirements, it can make a decision not to award a contract.

FINANCIAL IMPLICATIONS AND RISKS

It is anticipated that the new approach will cost less than the original estimate of £0.4 million which was set aside from within the network infrastructure overall capital budget of £8.457 million (split £4.513 million Havering and £3.944 million Newham). This is because it is anticipated that the new approach will be catering for a network which is primarily wireless. The original business case catered for more cabling than required for a wireless infrastructure.

There are no revenue implications for this work in so far as no spend has been committed in relation to this tender to date outside of officer time for which there is a budget.

There are no further cost implications for cancelling this procurement.

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 are no equalities implications and the customer experience will be enhanced.

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.

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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.

BACKGROUND PAPERS

None

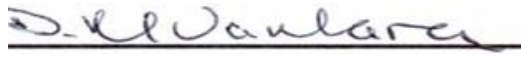
Non-key Executive Decision

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

Details of decision maker

Signed 

Name: Dave McNamara
Section 151 Officer

Date:

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 _____