

**Oldham Borough Council
Record of Decision**



1. **TITLE:** Exemption from Contract Procedure Rules – Crompton School Boiler Replacement

2. **SERVICE AREA:** Economy Directorate

3. **PURPOSE OF DECISION**

To request the approval of an exemption under rule 21 of Contract Procedure Rules (CPRs) in respect of the obligation under rule 4 of the CPRs to comply with the prescribed procurement procedure for a works contract with a value of £84,994.47.

4. **DECISION MADE BY:** Director of Economy

5. **DECISION:**

RESOLVED - That:

Part A

In accordance with rule 21.3 of the Contract Procedure Rules, approve:

An exemption to the procurement procedures prescribed under rule 4 of the Contract Procedure Rules to allow for a direct contract award without competition to be made to Seddon Construction to deliver the works detailed in this report.

Part B

Subject to the approval of the requested exemption under Part A,

1. To directly appoint and to enter into a contract with Seddon Construction to the value of £84,994.47 excluding VAT.
2. Approve the budget required for the proposed works from within the School Condition Allowance allocation
3. Approve the appointment of Seddon Construction and authorise the finalisation of the published form of contract so that the Council can enter into a Contract with Seddon Construction for the tendered works.
4. Delegate authority to the Borough Solicitor to carry out all necessary legal formalities.

6. **REASON FOR DECISION**

To request the approval of an exemption under rule 21 of Contract Procedure Rules (CPRs) in respect of the obligation under rule 4 of the CPRs to comply with the prescribed procurement procedure for a works contract with a value of £84,994.47.

7. **ALTERNATIVE OPTIONS CONSIDERED**

Option 1 - Direct appoint Seddon Construction along with their appointment under the form of contract.

Option 2 - Tender the works competitively and launch a mini competition. This is not considered a viable option, as this will add a number of weeks onto the programme and make hitting the October half term target extremely difficult. The school has also been identified by the Property team as a high risk of failure of the boiler plant, which could lead to the school closing if not replaced.

8. **INTERESTS AND NATURE OF INTERESTS DECLARED**

None

9. **PRINCIPAL GROUPS CONSULTED:** N/A

10. **DOCUMENT CONSIDERED:** N/A