

Nottingham City Council Delegated Decision



Nottingham
City Council

Reference Number:	4142
Author:	Rachel James
Department:	Commercial and Operations
Contact:	Rachel James (Job Title: Chief Operating Officer, Email: rachel.james@nottinghamcity.gov.uk, Phone: 61411)
Subject:	Concession at Wollaton Park
Total Value:	Exempt (Type: Revenue)
Decision Being Taken:	To approve going out to tender for the catering concessions for Wollaton Park and delegate authority to the Acting Director of Sports, Culture and Parks to award the contracts for a period of up to 5 years (3 years plus 2 years contract) starting on 1 April 2021.
Reasons for the Decision(s)	The existing licences for the catering concessions expire on 31 March 2021. In order to comply with procurement regulations these must be issued as an open tender.
Other Options Considered:	Not going out to tender was rejected as it would mean a significant loss of income. Renewing the existing licences was rejected because the current contract has been in place for five years.
Background Papers:	None
Published Works:	None
Affected Wards:	Wollaton West

Colleague / Councillor Interests: None

Any Information Exempt from publication: Yes

Exempt Information:

Description of what is exempt: The value of the contract is exempt due to commercial interests as sharing this information may prejudice the tender process.

An appendix (or appendices) to this decision is exempt from publication under the following paragraph(s) of Schedule 12A of the Local Government Act 1972

3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information). The public interest in maintaining the exemption outweighs the public interest in disclosing the information because it could prejudice the tender process.

Documents exempt from publication: Concession Details.docx

Consultations: Those not consulted are not directly affected by the decision.

Crime and Disorder Implications: None

Equality: EIA not required. Reasons: There is no proposal for new or changing policies/services/functions or financial decisions that would have a major impact on services

Social Value Considerations: N/A

Decision Type: Portfolio Holder

Subject to Call In: Yes

Call In Expiry date: 10/03/2021

Advice Sought: Legal, Finance, Procurement

Legal Advice: This decision raises no significant legal concerns. The Concession Contracts Regulations 2016 do not apply as the total estimated value of the concession is below the threshold. Tenders will be sought in accordance with the Council's Contract Procedure Rules. Advice provided by Sarah O'Bradaigh (senior solicitor) on 29/01/2021.

Finance Advice: This decision seeks approval to seek tenders for the catering concessions at Wollaton Park. The MTFP includes an expectation of income from these concessions, and therefore failure to secure this income would result in an overspend position. The value of this decision is exempt due to the tender process, which will take place in accordance with the Council's financial regulations in order to secure value for money.
Advice provided by Maria Balchin (Finance Analyst) on 26/01/2021.

Procurement Advice: Procurement will assist with the tendering exercise to maximise the income via the concession arrangement. Advice provided by Paul Ritchie (Lead Procurement Officer) on 29/01/2021.

Signatures
David Trimble (Portfolio Holder for Leisure, Culture and IT)
SIGNED and Dated: 02/03/2021
Hugh White (Corporate Director for COVID Response and Recovery)
SIGNED and Dated: 22/02/2021