

# Nottingham City Council Delegated Decision



**Nottingham**  
**City Council**

<b>Reference Number:</b>	4250
<b>Author:</b>	Nigel Hallam
<b>Department:</b>	Resident Services
<b>Contact:</b>	Nigel Hallam (Job Title: WPL Senior Offiocer, Email: nigel.hallam@nottinghamcity.gov.uk, Phone: 01158765653)
<b>Subject:</b>	WPL Stage Two support to Leicester City Council
<b>Total Value:</b>	£170,000 (approximately) (Type: Revenue)
<b>Decision Being Taken:</b>	To approve Nottingham City Council (NCC) continuing to provide officer support to Leicester City Council (LCC) to assist with their development of a Workplace Parking Levy (WPL) scheme
<b>Reasons for the Decision(s)</b>	In 2019/20 officers received approval to prepare a Strategic Outline Case which evaluated the suitability of LCC developing a WPL scheme; part of that piece of work involved the development of a Three Stage Route Map. NCC obtained a contract to support LCC in Stage One of the Route Map and that contract is ending imminently following successful delivery. Permission is sought for the WPL Consultancy Team to continue to support LCC in Stage Two of the Route map.
<b>Other Options Considered:</b>	Not supporting LCC - REJECTED as it would result in significant reputational damage to NCC as there is an expectation from LCC that NCC will continue to support them. A WPL for Leicester is a priority for the City Mayor, Sir Peter Soulsby, who is personally driving the project. Failure to support LCC will also result in a loss of further fee earning opportunities.
<b>Background Papers:</b>	None.
<b>Published Works:</b>	None.
<b>Affected Wards:</b>	Citywide

<b>Colleague / Councillor Interests:</b>	None.
<b>Any Information Exempt from publication:</b>	Yes
<b>Exempt Information:</b>	
<b>Description of what is exempt:</b>	<p>1. Stage One contract between NCC &amp; LCC 2. Strategic Outline Case prepared for LCC</p> <p>3. WPL Route Map 4. DLT Briefing Note 5. Stage Two Proposal to LCC</p> <p>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</p>
<b>3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information).</b>	The public interest in maintaining the exemption outweighs the public interest in disclosing the information because it contains intellectual property which is commercially sensitive and charging rate details of officers which is commercially sensitive in the context of WPL consultancy to other Local authorities and would be useful to competitors seeking this work and detrimental to NCC.
<b>5 - Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.</b>	The public interest in maintaining the exemption outweighs the public interest in disclosing the information because it involves a legally binding contract, which is subject to legal privilege.
<b>Documents exempt from publication:</b>	200225-V0.9-DLT Briefing WPL Commercial services update-JAG-D20 now B1.docx, 190708 V2.4 WPL Route Map Proposal for LCC JAG G6.docx, 191219-V5.0-LCC Strategic Outline Case-JAG-NH-RW-UA-K9.pdf, 210430-V1.0-WPL Route Map Stage Two Proposal for Leicester City Council-JAG-NH-C1.3B.docx, 200205 V2.0 Proposal Time Breakdown for LCC NH-JG K4.docx
<b>Consultations:</b>	Those not consulted are not directly affected by the decision.
<b>Crime and Disorder Implications:</b>	None arising from the decision to be taken.
<b>Equality:</b>	EIA not required. Reasons: The decision required relates to the provision of WPL related advice and guidance to be delivered to another Local Authority

**Relates to staffing:**

Yes

**Decision Type:**

Portfolio Holder

**Subject to Call In:**

Yes

**Call In Expiry date:**

22/06/2021

**Advice Sought:**

Legal, Finance, Human Resources

**Legal Advice:**

**There are no significant legal concerns arising from this report. The Council has the power to support Leicester City Council either by the provision of professional services in accordance with the Local Authorities (Goods and Services) Act 1970 or through the placing of staff at the disposal of another local authority under s.113 Local Government Act 1972.**

**Subject to a review of the proposed terms to be supplied by Leicester City Council for the next stage of their WPL implementation this decision can be supported by Legal Services.**

**Advice provided by Naomi Vass (Senior Solicitor) on 01/06/2021.**

**Finance Advice:**

**The proposed consultancy works that NCC will complete for Leicester City Council (LCC) on Stage 2 of a WPL Route Map will generate gross income of c. £0.170m in the 2021/22 financial year. In the 2021/22 MTFP budget process the Parking, Fleet & Transport services committed to an ongoing saving of £0.040m from the surplus generated from delivering WPL consultancy works.**

**The work associated with this will result in no material incremental costs associated with delivering the service to LCC. The staffing costs associated with this work is already budgeted for in the staffing budget for both the Parking, Fleet & Transport, and WPL service areas. Finance will support the service to ensure that costs associated with this work is accounted for appropriately to ensure that the gross surplus is reflected. The gross surplus generated will contribute towards the cost of overheads associated with these service areas.**

**Should this contract award not be accepted the Parking, Fleet & Transport service will be at risk of not achieving the budget saving mentioned above. This may also have a negative impact on the reputation of the WPL service and will adversely affect the service's ability to generate income from WPL consultancy in future.**

**Advice provided by Matthew Connell (Commercial Business Partner) on 09/06/2021.**

**HR Advice:**

**This is a continuation of consultancy work provided to LCC, which is proving successful for income generation. Three employees in the WPL team are currently under a 'secondment agreement' with LCC, due to the level of consultancy work being carried out, and which allows the work to be invoiced appropriately. These secondments should now be extended to allow for phase two. An additional member of the WPL team is also required to be added to this secondment arrangement, which will be actioned by HR. No recruitment activity is required to enable the consultancy work to take place, and there is no change to the employees' contracts.**

**Advice provided by Emily Jones (Admin Assistant) on 09/06/2021.**

**Signatures**

<b>Rosemary Healy (Portfolio Holder Highways, Transport, Cleansing)</b>
<b>SIGNED and Dated: 15/06/2021</b>
<b>Dave Halstead (Strategic Director of Neighbourhood Services)</b>
<b>SIGNED and Dated: 14/06/2021</b>