

- 1 The proposal seeks to award contracts for the works directly to the LTA's framework of contractors, as per the conditions letter aligned to the grant allocation.
- 2 However, the framework should offer a compliant procurement route to a flexible and responsive offer throughout the supply chain, with an emphasis on value for money, lead times and quality of service.
- 3 It should be made clear that by accessing this compliant procurement route, there should be no fixed up-front fee offered: ie No financial commitment to any service.
- 4 The framework does not guarantee any value to successful contractors therefore the Council is not committed to any expenditure; Therefore, approval to extend this framework agreement does not carry a contractual commitment to spend
- 5 The impact on capital and revenue funded works is provided through a mix of internal resources and external contractors procured through the framework.
- 6 The initial refurbishment should be capitalised. However, it is identified that for the courts to maintain their playing characteristics they will require a defined plan of maintenance works to be carried out over the course of their expected usual life. These costs do not accrue evenly and therefore, it would be prudent to create a 'sinking fund' which is contributed to annually at an agreed sufficient rate.
- 7 The capital projects will require separate approval if amendments or additions to the approved Capital Programme are required following, if this occurs the Capital Board will be required to endorse the changes prior to the Council contractually committing. Financial advice will be provided at this stage regarding the Amended Scheme of Delegation.
- 8 Supplies of Building & Construction Services falling within the Construction Industry Scheme definition are subject to the Domestic Reverse Charge rules. The Council will need to ensure that the framework contains suitable provisions to enable it to demonstrate that it has taken reasonable care to ensure that it and any contractors used are compliant with these requirements.
- 9 The Off Payroll Working Regulations, also known as IR35, were extended to the private sector from April 2021; the Council is required to ensure that it has processes in place to ensure compliance with these regulations. These should include a requirement for contractors engaged from this framework to notify the Council of any workers within their supply chain engaged on an Off Payroll basis so that the required Employment Status checks can be made.