

# Nottingham City Council Delegated Decision



**Nottingham**  
**City Council**

Reference Number:	2081
Author:	Dave Stretton
Department:	Communities
Contact:	Eddie Curry (Job Title: Head of Parks and Open Spaces, Email: eddie.curry@nottinghamcity.gov.uk, Phone: 01158764982)
Subject:	Replacement of Cremator Analytical Panels at the Crematorium - Wilford Hill (Southern Cemetery)
Total Value:	£44,783.00 (Type: Revenue)
Decision Being Taken:	<p>To authorise works to replace 3 x Ultramet Analytical panels which control and monitor the Cremation system at Wilford Hill (Southern Cemetery) with 3 x Fuji Analytical panels. Works to include provision of new electrical cables linked to the existing system along with all related commissioning work and operator training.</p> <p>In accordance with financial regulation 3.29 (operational issues) to dispense with the requirement under Contract Procedure Rule 5.1.1 to obtain at least 3 written quotations, in order to make a direct award to Facultative, with whom the council currently has a contract for the supply, support and maintenance of the analytical panels.</p> <p>Approval to award the work to Facultative.</p>
Reasons for the Decision(s)	<p>The Analytical panels currently in place are now 17 years old and as such have become very unreliable and expensive to run due to call out repairs, and recalibration costs and in addition to this it is also very difficult to obtain parts for these repairs.</p> <p>Not replacing these panels will significantly affect the business continuity of the Crematorium and will result in a complete shutdown of the systems in the event of future panel failure. The panels are an integral part of the systems in place and also ensure that we are able to meet the strict guidelines and permit regulations set by Rushcliffe Borough Council. We need to work with the existing contractor Facultative as it is their system in use and they supply and manage the systems in place linked to a ten year contract for general servicing and maintenance. Working with this contractor is the only option for the required works.</p>
Other Options Considered:	None for the reasons already stated in the main body of the report.
Background Papers:	None

<b>Published Works:</b>	None
<b>Affected Wards:</b>	Citywide
<b>Colleague / Councillor Interests:</b>	None
<b>Dispensation from Financial Regulations:</b>	Yes
<b>Consultations:</b>	Those not consulted are not directly affected by the decision.
<b>Crime and Disorder Implications:</b>	There are no crime and disorder implications linked to this decision.
<b>Equality:</b>	EIA not required. Reasons: This is not a new or changing policy, service or function.
<b>Social Value Considerations:</b>	Not applicable
<b>Decision Type:</b>	Portfolio Holder
<b>Subject to Call In:</b>	Yes
<b>Call In Expiry date:</b>	28/07/2015
<b>Advice Sought:</b>	Legal, Finance, Procurement
<b>Legal Advice:</b>	Dispensation from CPR 5.1.1 is needed under Financial Regulation 3.29 for the reasons stated by the report author. The terms and conditions for the installation and support of the additional panels will be governed by the existing contract with Facultative. Advice provided by Sarah O'Bradaigh (senior solicitor) on 06/07/2015.

**Finance Advice:**

1.The cost of this decision is £44,783 this will be funded from the Maintenance and Replacement Reserve that has been set up to finance these type of costs.

2.This maintenance is essential to operation of the Crematorium and the service's ability to acheive the income budgets contained within the MTFP.

3.Dispensation from tendering requirements is sought under finanacial regulations 3.29 as the the Analytical Panels need to be comapatable with the existing cremators and to comply with the terms and conditions of the current maintenance agreements. Advice provided by Steve Ross (Finance Analyst) on 13/07/2015.

**Procurement Advice:**

This is specialist equipment and it is appropriate that repairs are done in accordance with the manufacturers recommendations and to comply with the maintenance contract.

I support the request for dispensation from Contract Procedure Rule 5.1.1 for below £50k in accordance with Financial Regulation 3.29. Advice provided by John Watson (Category Manager) on 29/06/2015.

**Signatures**

David Trimble (Portfolio Holder for Leisure and Culture)
<b>SIGNED and Dated: 20/07/2015</b>
John Kelly (Corporate Director Community Services)
<b>SIGNED and Dated: 20/07/2015</b>
Theresa Channell (Head of Corporate and Strategic Finance) - Dispensation from Financial Regulations
<b>SIGNED and Dated: 17/07/2015</b>
Chief Financial Officer's Comments: