

Statutory Notice for a Key Decision under General Exception provisions

Subject:	Request for supplementary capital estimate to purchase ground maintenance
Purpose:	
Decision Maker:	Cabinet Council
Contact Officer:	Jackie Taylor, Group Head - Neighbourhood Services Tel: 01784 446418 j.taylor@spelthorne.gov.uk

Notice Published:	6 June 2017
Earliest Possible Decision Date:	4 July 2017
Expected Decision Date:	Wednesday, 21 June 2017 Wednesday, 21 June 2017
Urgent?	Yes
Reason for Urgency:	The Council is currently 8 years into a 10 year contract for the provision of grounds maintenance services in its parks & open spaces. In May 2017 the contractor and Spelthorne Borough Council agreed a mutual termination of the contract. The date the contract is anticipated to end is 18 July 2017. All machinery currently used on the Spelthorne contract is owned and/or controlled by the current contractor Lotus and they will be removing this at contract end. It is therefore not possible to defer the decision until the expiry of 28 working days for the publication of notices under the regulations, as this would not be sufficient time in which to procure and take delivery of the equipment required to manage the service as an in-house operation with effect from 19 July 2017.

Documents to be submitted to the Decision-Maker:	
Where the above documents are open to public inspection, copies will be published on the Council's website at least one week before the decision is made.	
Other documents relevant to these matters may be submitted to the decision-maker. Copies of open material will be published on the Council's website as soon as they become available.	
Background Papers Used:	
Consultation Details:	No

Likely to be considered in private session and/or requiring	It is likely that this item will be Private as the report and one or more of its appendices may be exempt from publication in accordance with paragraph 3 of Schedule 12A of the Local Government Act 1972 (as amended): Information relating to the financial or business affairs of any particular
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reports containing exempt or confidential information?	<p>person (including the authority holding that information)</p> <p>This report contains exempt information within the meaning of Part 1 of Schedule 12A to the Local Government Act 1972, as amended by the Local Government (Access to Information) Act 1985 and by the Local Government (Access to information) (Variation) Order 2006 Paragraph 3 – Information relating to the financial or business affairs of any particular person (including the authority holding that information) and in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information because (a) the report contains details of a proposed procurement, and to publish details of the Council’s intentions in advance would prejudice a best value deal for the Council and (b) the report contains confidential details of a negotiated settlement with our supplier and publication of the details of this settlement would prejudice the ability of the Council to conclude this negotiation on the best terms possible.</p> <p>Representations may be made in favour of this decision being taken in public and/or disclosing any exempt and/or confidential information by contacting the Head of Corporate Governance, Michael Graham, on 01784 446227, no later than one week before the decision is to be made. The decision-maker will consider all representations and respond one week before the decision date.</p>
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Representations made	
Response to representations	