

EAST HERTS COUNCIL

COUNCIL - 8 DECEMBER 2010

REPORT BY THE LEADER OF THE COUNCIL

AMENDMENTS TO THE PROCUREMENT REGULATIONS

WARD(S) AFFECTED: All

Purpose/Summary of Report

- The report sets out proposed amendments to the Contract Procurement Rules which are now entitled the Procurement Regulations

<u>RECOMMENDATIONS FOR DECISION:</u> that	
(A)	the Procurement Regulations be approved; and
(B)	the Chief Executive and the Director of Neighbourhood Services be authorised to make minor amendments to the Financial Regulations in consultation with the Member/officer Group.

1.0 Background

1.1 The report considers amendments to the Council's Procurement Regulations which form part of the Constitution to assist the Council to deal with financial matters. The Monitoring Officer monitors and reviews the Constitution on a regular basis. The amended Procurement Regulations are contained in the appendix **(Appendix 1)** to the report.

2.0 Report

2.1 The current versions were approved in May 2008. They were significantly different from the previous documents. They took account of requests for changes to achieve greater flexibility to meet the needs of modern Councils whilst retaining effective

controls. Due to the significant changes that took place it was important to review their effectiveness to establish what improvements could be made.

2.2 A Member/Officer Group has reviewed the documents and proposes the changes described in the report.

3.0 Procurement Regulations

3.1 The Changes to the Contract Procurement Rules include the following changes.

The involvement of Members in the development of contract specification and the Council's requirements has been clarified.

Changes to the EU Procurement thresholds have been included.

A clearer explanation of the different types of procurement has been added.

References to approved lists of contractors have been removed.

A new section on managing contracts has been added.

New provisions on the EU Remedies Directive have been included.

4.0 Implications/Consultations

4.1 Information on any corporate issues and consultation associated with this report can be found within **Essential Reference Paper 'A'**.

Background Papers

None

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ESSENTIAL REFERENCE PAPER 'A'

Contribution to the Council's Corporate Priorities/Objectives (<i>delete as appropriate</i>):	Fit for purpose, services fit for you <i>Deliver customer focused services by maintaining and developing a well managed and publicly accountable organisation.</i> Leading the way, working together <i>Deliver responsible community leadership that engages with our partners and the public.</i>
Consultation:	
Legal:	The legal implications have been taken into account in amending the Constitution.
Financial:	
Human Resource:	N/A
Risk Management:	A Constitution which reflects the Council's structure and delegation is important to the smooth running of the organisation.