

DECISION NUMBER: PCCG-2019-068

OFFICE OF THE POLICE AND CRIME COMMISSIONER

LEAD CHIEF OFFICER: Nigel Stephens, Assistant Chief Officer - Resources

TITLE: Framework for the Supply, or Supply and Fit of Vehicle Livery Markings for Police Vehicles

DATE: 23rd December 2019

TIMING: Urgent

PURPOSE: For Decision

1. RECOMMENDATION

1.1 To extend the framework with PVL UK LTD which expires on the 30 November 2019 for an initial six (6) month period until 31 May 2020. This extension is outside of the original terms and conditions of the framework. The extension is in accordance with paragraph 124(b) of the Force's Manual of Governance. The proposed extension period will allow time to award a new contract after conducting a mini competition under the Vehicle Conversion Framework (JPS303A) led by Sussex Police Force.

2. INTRODUCTION & BACKGROUND

2.1 A Gwent Police procurement process was conducted in accordance with the European Union Directives and the Forces Manual of Governance for the Supply, or Supply and Fit of Vehicle Livery Marking for Police Vehicles. This framework incorporated the requirements for the four Welsh Forces and has been utilised by Gwent, South Wales, Dyfed Powys and North Wales.

2.2 The framework was awarded for an initial three year period commencing on 1 December 2015 and expiring on 30 November 2018. The framework was extended for a further twelve (12) months until 30 November 2019. The extension period was included in the original terms and conditions of the framework.

2.3 After the expiry of this framework, Gwent Police had planned to utilise a new national framework being led by West Midlands Police Force. Gwent Police had registered their interest at being named to use the proposed framework. Unfortunately, West Midlands decided against letting the framework as it was considered to be too complex and time consuming to award.

2.4 A national framework agreement for Vehicle Conversion Services (JPS303A) has been identified as being a suitable procurement route for a collaborative contract. This framework includes Lot 2 for the Supply, Supply and Application or Removal of Livery. The National Association for Police Fleet Managers (NAPFM) alongside the Chief Fire Officers Association's Transport Officers Group (CFOA TOG) and supported by Sussex Police undertaken a tender exercise to establish this framework. All four Welsh Police Forces are named as being able to utilise this agreement.

2.5	All four Welsh Police Forces have agreed for Gwent Police on their behalf to conduct a mini competition under the Vehicle Conversion Services (JPS303A) framework.
3.	<u>ISSUES FOR CONSIDERATION</u>
3.1	The proposed extension period will allow time to award a new contract after conducting a mini competition under the Vehicle Conversion Framework (JPS303A), Lot 2 let by Sussex Police Force.
3.2	Under lot 2 of the Vehicle Conversion Framework (JPS303A) there are twelve suppliers including the incumbent supplier PVL UK Ltd. A number of other Forces have conducted collaborative mini competitions under this framework successfully.
3.3	In order to undertake the mini competition all four forces will need to provide details of their fleet profile, including makes and models of current vehicles and any planned additions.
4.	<u>NEXT STEPS</u>
4.1	On approval of this report a contract extension document will be issued to PVL UK Ltd and signed by both parties. PVL UK Ltd have agreed in principle to a six month extension.
4.2	A compliant mini competition using the Vehicle Conversion Framework (JPS303A), Lot 2 for the Supply, Supply and Application or Removal of Livery will be conducted.
5.	<u>FINANCIAL CONSIDERATIONS</u>
5.1	The total spend under the framework for all four Welsh Forces from 1 December 2015 to 30 June 2019 was £239,337. The annual spend for all four Welsh Forces for the calendar year 2018 was £58,555, with the spend being £15,985 for Gwent Police.
5.2	The estimated spend for the initial Six (6) months extension period for all four Welsh Forces is £29,277.50 of which £7,947.50 is for Gwent Police.
6.	<u>PERSONNEL CONSIDERATIONS</u>
6.1	There are no personnel considerations related to this contract.
7.	<u>LEGAL IMPLICATIONS</u>
7.1	The proposed extension period is not provided for under the terms of the original framework and therefore any further extension is not permitted under the Public Contract Regulations. This would therefore amount to a non-compliant direct award.
8.	<u>EQUALITIES AND HUMAN RIGHTS CONSIDERATIONS</u>
8.1	This proposal has been considered against the general duty to promote equality, as stipulated under the Strategic Equality Plan and has been

	assessed not to discriminate against any particular group.
8.2	In preparing this report, consideration has been given to requirements of the Articles contained in the European Convention on Human Rights and the Human Rights Act 1998.
9.	<u>RISK</u>
9.1	There is a potential risk that this six (6) month extension may be challenged by a competitor to our contracted provider on the basis that it is a non-compliant direct award. The risk of challenge is low and this is further mitigated, as the proposed extension period will provide time to undertake a compliant tender exercise.
10.	<u>PUBLIC INTEREST</u>
10.1	Following approval of this report by the Commissioner, this document will be made available to the public.
11.	<u>CONTACT OFFICER</u>
11.1	Mark Waggett, Procurement Officer
12.	<u>ANNEXES</u>
12.1	N/A

For OPCC use only

Office of the Chief Constable

I confirm that the **Framework for the Supply, or Supply and Fit of Vehicle Livery Markings for Police Vehicles** report has been discussed and approved at a formal Chief Officers' meeting.

It is now forwarded to the OPCC for approval purposes.

Signature:



Date: 10/12/19

Police and Crime Commissioner for Gwent

I confirm that I have considered whether or not I have any personal or prejudicial interest in this matter and take the proposed decision in compliance with the Code of Conduct.

The above request has my approval.

Signature:



Date:

23/12/19