

Audit and Risk Management Committee 24-01-22: Appendix 2 Exception

Record No	Contract Title	Start Date	End Date	Contract Description	CPV Code Applied	Justification	Supplier	Contract Value	Budget Source	Directorate	Service	Responsible Officer	Budget Holder Approval	Procurement Approval	Financial Approval
14	Merseyside Society for Deaf People, Support to People who are Deaf or Hard of Hearing	01/04/2021	31/10/2021	To support, promote and advance the independence and quality of life for all deaf and hard of hearing people/adults in Wirral. The service includes social care support, environmental aids service including the provision, installation and maintenance of equipment (not connected to mains electricity supply) and provision of information and advice.	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	An extension to the MSDP contract would enable us to align the Deaf and hard of hearing service with the EIAP & Carers contract.	Merseyside Society for Deaf People	£72,917.00	Revenue	Adult Care and Health	Commissioning Community Care - Commissioning Lead	Carol Jones	Jayne Marshall	Keith Patterson	Sara Morris
15	Cardigan House Supported Living	31/07/2021	31/07/2023	To provide care and support in an eight bed property, with communal space in the dining and kitchen areas. The client group using the service will be people with learning disabilities over 18 years of age. There is one fully accessible bedroom and bathroom, the other 7 will have wide doors, with wet room showering facilities.	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	Further delay in the provision of this service would lead to a delay in placements for people with learning disabilities in need of appropriate accommodation that meets their needs. Service users would potentially be placed in temporary hostels settings that are not adapted to meet their needs.	Sanctuary Home Care Ltd	£618,000.00	Revenue	Adult Care and Health	Commissioning Community Care - Commissioning Lead	Carol Jones	Jayne Marshall	Keith Patterson	Natalie Davenport
16	Short Breaks for Disabled Children	01/04/2021	30/09/2021	Due to recent Ofsted SEND review outcomes, the feedback from parents, children and professionals needs to be added to the specification. Extension of current contract required to allow time for this to ensure fit for purpose services. To provide Short Breaks for disabled children across Wirral at various times and locations through the week to support families and provide activities and increased independence for disabled children	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	The service needs to continue without a break to provide vital support to families and children, service provides value for money and helps prevents, family breakdowns and children becoming looked after.	Crossroads Together	£106,936.62	Revenue	Children, Family and Education	Contracts and Commissioning - Commissioning Support Officer	Beth Hogg	Tarun Ghosh	Keith Patterson	Patrick Mella
17	Speech and Language Therapy Contract	01/04/2021	01/10/2021	The children's speech and language therapy service will provide a transparent and consistent offer to all children, young people, and families. This offer will be comprised of assessment, identification, management planning, training for parents and educational staff and direct therapy provision where required. To cover a six month period of the ongoing contract until we are able to undertake a full procurement process.	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	The contract ceases on 31st March 2021, the extension will allow for more time to review the service in line with future requirement	Wirral Community NHS Foundation Trust	£60,000.00	Revenue	Children, Family and Education	Modernisation and Support	Cheryl Yeardsley	Carly Brown	Keith Patterson	Angie Byrne
18	Weed Control of Highway	03/04/2021	02/01/2022	This contract is primarily for delivery of goods or services to council establishments in Wirral. Wirral is a Metropolitan Borough of Merseyside in the North West of England with a population of approx 300,000 over 60 square miles. Further information about Wirral is available on our website ( <a href="http://www.wirral.gov.uk">www.wirral.gov.uk</a> ).	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	Unfortunately due to the long term staff absence of a key Member of staff, combined with other essential supporting resources for this work being directly seconded to support the COVID additional demands or backfilling posts linked to these additional COVID demands, the resources to undertake this work were not available until late December 2020.	Mancoed VM Ltd	£187,000.00	Revenue	Neighbourhoods	Ground Main and Tech Support - Manager - Grounds Maint & Tech Support	Steven Henderson	Steven Henderson	Keith Patterson	Dave Dixon
19	Spread the Facts - Phase 2	03/05/2021	30/07/2021	This contract is for the second phase of a Cheshire and Merseyside wide behaviour change campaign, aiming to target young people and encourage them to adhere to Covid regulations. The campaign will be rolled out through paid for social media and PR.	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	This route will be the most cost effective as the agency has already been used for a first phase of the campaign last year. Transferring assets, web domains etc to a new agency to continue the work would be an unnecessary use of staff time and would cost more money than to use the same agency again. They have designed/developed the original assets and therefore already have access to them.	Always Be Content	£50,000.00	Grant Income	Adult Care and Health	CHAMPS - Comms & Marketing Project Officer	Sophie Pemberton	Helen Cartwright	Keith Patterson	Angie Byrne
20	Delivery of Suicide First Aid training	01/06/2021	31/03/2022	Delivery of a range of training options to emergency services across Cheshire and Merseyside.	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	The National Centre for Suicide Prevention Education and Training (NCSPET) are the only organisation offering this qualification. All other standardised programmes focus on skills-based learning with certificate of attendance, whereas NCSPET uses tested learning through assessments and finally awarded qualification to ensure learners are qualified to work with suicide.	The National Centre for Suicide Prevention Education and Training CIC	£60,000.00	Grant Income	Adult Care and Health	CHAMPS - Programme Mgr Suicide Prevention	Neil Boardman	Neil Boardman	Keith Patterson	Angie Byrne
21	Wirral Business Support Service	01/06/2021	30/09/2021	This contract, which runs to end of May 2021, is for the delivery of front-line business support and growth services. Approval has been given by the Policy and Resources and Economy, Regeneration and Development Committees, to extend delivery of this contract to end of September 2021, in order to align future commissioning with the Third Sector Infrastructure Contract, commissioned by Public Health. Legal and procurement advice received states that we can proceed as an exemption request to continue provision of the current Business Support Service on the condition that the cost of extending remains within 10% of the total commission value (i.e. £202,200) and within the Public Contracts Regulations threshold of £189,000. This can be achieved within current budgets by extending to the end of September 2021, at a cost of £130,000.	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	No further extension options are available within the current contract, and therefore a contract exception is the route to continue delivery of this service.	Wirral Chamber of Commerce and Industry	£130,000.00	Revenue	Regeneration and Place	Regen and Inward Investment - Economic Development Lead	Ben Lovell	Sally Shah	Keith Patterson	David Dixon
22	Lease agreements for temporary accommodation units required by Homeless Services/Housing Options	10/05/2021	03/04/2022	These leased properties assist in our statutory duty, under the Homelessness Reduction Act 2018, to provide emergency temporary accommodation for homeless applicants/families. We lease 23 properties from Magenta Living across the borough, with varying numbers of bedrooms to house families, and some suitable for people with mobility issues/disabilities. Individuals who are temporarily accommodated, and who are eligible to claim Housing Benefit, are assisted to make a claim to recover the rent therefore substantially reducing the net annual cost for the leases. Last year the income from benefits exceeded the costs of the leases as the charge includes void loss and other associated costs for leasing and maintaining minor works within the properties. With assistance from Legal & Governance we are currently in discussions regarding longer term lease agreements.	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	This allows the Council to continue to access 23 units of accommodation for homeless people/families as provided by Magenta Living. The rental costs are re-claimed, for eligible clients, via Housing Benefit application.	Magenta Living	£98,000.00	Grant Income	Regeneration and Place	Supported Hq and Homeless - Supported Housing Officer	May Moran	Sheila Jacobs	Keith Patterson	David Dixon
23	Building back fairer in Cheshire and Merseyside	07/06/2021	31/03/2022	To support the Cheshire and Merseyside Health and Care Partnership to reduce health inequalities through action on the social determinants of health and to promote recovery from COVID-19. There will be a focus on what organisations across the partnership and local areas can do, including a strong focus on what health care organisations and health care workforce can do.	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	Funding was granted this financial year from the Cheshire & Merseyside Health & Care Partnership and the 9 Local Authority Directors of Public Health to support delivery of a programme reduce health inequalities through action on the social determinants of health and to stimulate recovery from the impact of COVID-19 on our communities.	UCL Consultants Limited	£118,313.33	Grant Income	Adult Care and Health	CHAMPS - Programme Mgr C&MHC Prevention	Ravi Meighani	Helen Cartwright	Keith Patterson	Angie Byrne
24	Road Barrier system	10/05/2021	30/06/2021	to provide design, supervision to replace existing barrier system with new	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	works being undertaken because the current barrier system has already failed and as a matter of Highway safety must be undertaken within a timely manner, this window allows the works to be undertaken now, to leave it will mean a delay of a minimum of 3 months of which time the Council would be exposed to a high safety risk	Rootcroft Ltd	£65,000.00	Revenue	Neighbourhoods	Highways Contract - Srr Highway Maintenance Street Light Mgr	Brian Smith	Brian Smith	Keith Patterson	Sarah Cox
25	Scottish Power Energy Networks - Sole supplier	10/05/2021	31/03/2022	To provide services as our local Distribution Network Operator (DNO) for the emergency disconnection, transfer and reconnection of power supplies to street lighting and Highway electrical assets.	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	Scottish Power Energy Networks (SPEN) are the Distribution Network Operator for our geographic area. Due to this, certain elements of Highway electrical work must be arranged via SPEN as they are a sole provider of these services to their network.	SP Power Systems Ltd	£85,000.00	Revenue	Neighbourhoods	Highway Operations Mgmt - Street Lighting & Operations Manager	Paul Graves	Paul Graves	Keith Patterson	Patrick Mella
26	Highway Gully waste	24/05/2021	31/03/2022	the disposal of waste obtained from all types of highway gullies	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	we recycle the gully waste and this is the only plant near to do so	Voelka ES	£50,000.00	Revenue	Neighbourhoods	Highways Contract - Srr Highway Maintenance Street Light Mgr	Brian Smith	Brian Smith	Keith Patterson	Patrick Mella
27	Europa Pools Mezzanine decking	28/06/2021	30/08/2021	Composite materials supply only for mezzanine flooring over swimming pool at Europa Pools due to COVID requiring measures.	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	The company is a sole provider of the specialist equipment required for this project.	Dura Composites Ltd	£60,000.00	Revenue	Neighbourhoods	Highway Operations Mgmt - Street Lighting & Operations Manager	Paul Graves	Simon Fox[HO5]	Keith Patterson	Gary Davies

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28	DWP -Workforce Development Grant - RPC	31/08/2021	31/03/2022	DWP grant money for LCR region to develop workforce to be able to reduce incidences of parental conflict and the adverse affects upon children and young people	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	The providers specified within the bid for this funding are specialist services that cannot be provided elsewhere.	Capacity Lab, Tays Training, One Plus One Parenting, Employment Opportunities	£159,000.00	Grant Income	Children's Service	Wirral Attendance Service - Partnership Manager	Jane Egan	Diane Hollis	Keith Patterson	Peter McMillen
29	Supported Housing for Homeless People in Employment, Training or Education	01/08/2021	01/02/2022	The contract is for the provision of homeless accommodation for homeless people which deliver interventions that enable those with multiple, complex needs to be assessed, supported, signposted and moved on in a positive way to appropriate permanent accommodation that meets their needs most effectively. The Service will focus on providing vulnerable homeless people with tenancy sustainment techniques, supporting sustainment of Service Users health and wellbeing, assistance in accessing other appropriate support services, personal and emotional support, assistance to engage in employment, education, training, volunteering and supporting the development of the Service User's capacity to live independently. A procurement exercise for this service was commenced, however as a consequence of issues with the tender documentation and the lack of sufficient supporting evidence, the procurement process was aborted and will re-commence during the period covered by this contract. This contract will ensure continuation of service to vulnerable, homeless people while a new tender exercise is undertaken.	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	The service to which this contract pertains, relates to the provision of supported homeless accommodation for young people and is supplied by Forum Housing Association. This contract was subject to an earlier tender exercise in 2019 and since that time, no inflationary uplift has been given. This accommodation is in full occupancy and, consequently, any cessation of this service will result in, potentially, up to 40 young people being made homeless. It is therefore in the council's interest to ensure service continuity while a new procurement exercise is undertaken.	Forum Housing Association	£75,999.31	Revenue	Regeneration and Place	Supported Hog and Homeless - Supported Housing Officer	Andrew Parker	Sheila Jacobs	Keith Patterson	Dave Dixon
30	Supported Housing for Homeless People with Multiple Complex needs.	01/08/2021	31/03/2024	Contract relates to the provision of supported housing for vulnerable, homeless people that present with multiple and complex support needs. Exemption from competitive tendering for this contract is sought due to the incumbent organisation receiving MHCLG Government Capital & Revenue funding for the reconfiguration of accommodation and the provision of additional staff to support vulnerable people with complex needs (equating to revenue funding of £137,402 over contract life). This funding significantly enhanced service delivery, and would not be available to other providers. Consequently, any procurement exercise would result in additional costs to the Council. Agreement for this exception has been received from Borough Solicitor and Head of Procurement	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	Contract relates to the provision of supported housing for vulnerable, homeless people that present with multiple and complex support needs. Exemption from competitive tendering for this contract is sought due to the incumbent organisation receiving MHCLG Government Capital & Revenue funding for the reconfiguration of accommodation and the provision of additional staff to support vulnerable people with complex needs (equating to revenue funding of £137,402 over contract life). This funding significantly enhanced service delivery, and would not be available to other providers. Consequently, any procurement exercise would result in additional costs to the Council. Agreement for this exception has been received from Borough Solicitor and Head of Procurement	Forum Housing Association	£470,025.17	Revenue	Regeneration and Place	Supported Hog and Homeless - Supported Housing Officer	Andrew Parker	Sheila Jacobs	Keith Patterson	Dave Dixon
31	Merseyside Society for Deaf People; Support to People who are Deaf or Hard of Hearing	01/11/2021	31/09/2022	To support, promote and advance the independence and quality of life for all deaf and hard of hearing people/adults in Wirral. The service includes social care support, environmental aids service including provision, installation and maintenance of equipment and provision of information and advice.	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	The extension to the contract will provide continuity of the service while preparing for the wider E1AP & Carers contract tendering process	MSDP, Queens Drive Retail Park, West Derby, Liverpool	£52,083.00	Revenue	Adults	Commissioning Community Care - Commissioning Lead	Carol Jones	Jayne Marshall	Keith Patterson	Angie Byrne
32	Self-harm training including Train the Trainer option	01/09/2021	31/03/2022	To deliver comprehensive bespoke remote self-harm training to an identified cohort of workforces, to develop skills, interventions, and emotional wellbeing support, equipping delegates with the knowledge, skills, and confidence to respond well to individuals experiencing emotional distress, including those who self-harm or are in suicidal crisis. Also to deliver remote Train the Trainer training including working with organisations to ensure the correct delegates are chosen for the training, and drawing up memorandums of understanding/contracts outlining what needs to be delivered by the new Tutors following completion of the programme.	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	Harmless CIC are the leading self-harm service in the UK, and the only to offer an all-ages self-harm support pathway in addition to a specialist training department, with training informed in line with best practice, their own clinical expertise and research on self-harm. A mapping exercise confirmed that Harmless CIC are the only organisation to offer this specific training, which is in line with the Health Education England (HEE) Self-Harm and Suicide Competency Frameworks (2018), at the different levels our workforce require, and with a remote offer, as well as offering a train the trainer programme which will provide sustainability for provision of the training in the longer term.	The Sanctuary, 1 Beech Avenue, Sherwood Rise, Nottingham	£95,000.00	Grant Income	Adults	CHAMPS - Programme Mgr Suicide Prevention	Neil Boardman	N/A	Keith Patterson	Angie Byrne
33	Rhino Asphalt Surface Dressing Preparation Works 21-22	12/07/2021	27/08/2021	To provide preparation works prior to the commencement of the annual surface dressing programme. The works involve using innovative and unique materials (manufactured and supplied solely by this company) to patch and band repair road defects before the Surface Dressing material is laid.	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	The material and process used are unique to this contractor	Unit 1 Ashdown Buildings, Swanborough, Lewes, East Sussex	£110,000.00	Capital	Neighbourhoods	Highways Contract - Team Leader (Contract Commercial)	Lian Challis	Phil Milner	Keith Patterson	Carole Williams
34	Merrtec Flex Resourcing and Support	26/07/2021	03/12/2021	This contract covers the following activities and deliverables: • Merrtec to extend delivery of remotely managed Resourcing and Benefits processing team based on the same terms and conditions as the previous order • Additional processing hours to the value of £175k to be delivered - circa 16 weeks • Merrtec users will access the required applications using Merrtec managed hardware and via the remote desktop provided Wirral MEC • Work type - As allocated and agreed with Wirral MEC	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	Specifically to ensure the external support currently in place continues without interruption in order to protect the service / service user in lieu of embarking on a wider tender process.	Merrtec House, Acorn Business Park, Kington, Skipton, North Yorkshire	£175,000.00	Grant Income	Resources	Transactional Management - Trans Mgmt Business Unit Manager	Nicky Dixon	Peter McCann	Keith Patterson	Natalie Dawnport
35	Inter-Agency Adoption Placement Fees (Sheffield One)	03/09/2021	31/03/2022	Inter-agency Placement Fees for N&A T placed with L&GM	A. Goods, services or execution of works are obtainable only from one source or contractor and there is no reasonably satisfactory alternative.	Fee negotiated under national contract	Adoption One South Yorkshire	£52,128.00	Revenue	Childrens	PA Hub - Personal Assistant	Sarah Selwood	Peter Murphy	Keith Patterson	Stuart Harvey
36	MORTHYING COLLEGE - 2021/22 EDUCATION FEES FOR PUPILS WHO HAVE AN EHC	13/09/2021	29/07/2022	Payment of Education Fees for young people with an EHC studying at Morthying College during 2021/22	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	Morthying College is a setting attended by Post-16 students. This contract covers funding for all of our Post-16 pupils with EHCs who will receive additional support from Morthying to assist them to gain further qualifications, life skills and independence ready for adulthood. There are very few post-16 settings on Wirral and once our post-16 students with SEN select a college to continue their education, we are not in a position to tender other settings to seek alternative education options when our young adults have chosen a setting they feel is appropriate. Morthying provides suitable education and support meeting the requirements of the SEND Code of Practice. All funding arrangements have been reviewed and authorised by the SEND Head of Service & SEND Commissioning.	Morthying College (Morthying Group Limited)	£71,000.00	Revenue	Childrens	SESS Admin Support - Specialist Business Support Officer	Stephanie Foster	Catherine Kerr	Keith Patterson	Sheila Robison
37	KEYS PCE LIMITED (LIVERPOOL PROGRESSIVE SCHOOL) - 2021/22 SCHOOL FEES FOR MA RA (PUPILS WHO HAVE AN EHC)	13/09/2021	31/07/2022	Payment of Education Fees for Ma Ra (young person with an EHC) studying at Liverpool Progressive School during 2021/22	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	This contract was arranged a few years' ago by the SEND team & renews each new academic year. All costs relating to the school fees were agreed by SEND Management.	Keys Group PCE Limited (Liverpool Progressive School)	£81,700.00	Revenue	Childrens	SESS Admin Support - Specialist Business Support Officer	Stephanie Foster	Catherine Kerr	Keith Patterson	Sheila Robison
38	Wirral Business Support Service	01/10/2021	31/12/2021	Approval has been given by the Director of Regeneration and Place, having consulted the Chair and Spokespersons of the Economy, Regeneration and Development Committee, to extend delivery of this service to end of December 2021, when a new Business Support Service commission will commence (Published ODN 'Business Support Service - Short Term Extension', 16 Sep 2021 refers). This extended period will enable a reasonable time for contract mobilisation for bidders.  Legal and procurement advice received states that we can proceed as an exemption request to continue provision of the current Business Support Service. This can be achieved within current budgets by extending to the end of December at a cost of £97,284.75. The extension of the contract would be permitted under Regulation 72 of the Public Contract Regulations 2015 since it would not be regarded as a substantial modification of the existing contract.	C. A waiver of the rules would be in the interest of the Council, be lawful, and provide value for money.	No further extension options are available within the current contract, and therefore a contract exception to the route to continue delivery of this service.	Wirral Chamber of Commerce	£97,284.75	Revenue	Regeneration and Place	Regen and Inward Investment - Economic Development Lead	Ben Lavelle	Ben Lavelle	Keith Patterson	Dave Dixon