

7 AMENDMENT OF TENDER PROCEDURES: APPOINTMENT OF SUB-CONTRACTORS (AN52-2011)

A review of paragraph 6.1 of the Council's Tender Procedures is proposed. Paragraph 6.1 provides, as follows:-

"6.1 The Principal Officer responsible for reporting on tenders shall seek the approval of the appropriate Committee to the sub-contractor proposed by a contractor before any contract is entered into with such contractors and also to any changes proposed in the approved list of sub-contractors."

The existing paragraph 6.1 requires the Committee's approval for every list of proposed sub-contractors and all changes thereto. However, in law, the identity or location of sub-contractors cannot be taken into account and, in practice, sub-contractors are reported for noting only and changes are routinely permitted by Council officers under the terms of the relevant contracts.

In order to regularise current practice and maximise efficiency of contractual decision-making, it is proposed that the following be substituted for the existing paragraph 6.1:-

"The Principal Officer responsible for reporting on tenders shall report, for noting, the sub-contractors proposed by a contractor before any contract is entered into with such contractor and also report, for noting, any changes permitted, under the relevant contract, to this list."

The Committee is asked to adopt this amendment with immediate effect.