

Report on behalf of Tony Hill - Executive Director of Public Health

The Report and Appendices A, 1, 2, 3 and 4 are open.

Appendix 5 is exempt and not for publication by virtue of Section 100A of the Local Government Act 1972 and/or paragraph 3 of part 1 of Schedule 12A of the Local Government Act 1972 as the Appendix contains information relating to the business affairs of bidders in a confidential procurement. That confidential information is relevant to this procurement and probably also to other procurements in the local government sector given the limited number of potential contractors in the market. The information therefore has a high commercial value and the law of confidence places a legal obligation on the Council to maintain bidder confidentiality. In the event that the Council fails to keep the information confidential then the aggrieved bidder may be able to bring a claim for compensation. In these circumstances the public interest in the Council complying with its legal obligations regarding confidentiality and protecting itself from litigation outweighs any interest in disclosing the information particularly where as much information as possible has been made available to the public in the open parts of the report.

Report to:	Community and Public Safety Scrutiny Committee
Date:	25 November 2015
Subject:	Library Services – Contract Award

Summary:

This report presents the results of the Library Services Procurement, describing the process adopted and the solutions arising. This report is due to be considered by the Executive on 1 December 2015. The views of the Scrutiny Committee will be reported to the Executive as part of its consideration of this item.

Actions Required:

The Community and Public Safety Scrutiny Committee is asked to consider whether it supports the recommendations set out in Appendix A and identify any comments it may wish to be forwarded on to the Executive.

1. Background

The background is set out in the Executive report attached at Appendix A.

At its meeting on 1 December 2015 the Executive on the basis of Appendix A and appendices 1-5, will be asked to approve the award of a contract for the delivery of Library Services to GLL and approve a number of ancillary matters.

The detailed rationale for the recommendations is set out in the report and appendices attached at Appendix A and Appendices 1-5. The Committee is invited to consider Appendix A and Appendices 1-5 in full and to determine whether it supports the recommendations and to identify whether it has any comments it wishes to pass on to the Executive.

Any comments identified will be reported orally to the meeting of the Executive on 1 December 2015.

2. Conclusion

The conclusions are set out in the Executive report included at Appendix A and Appendices 1-5.

3. Consultation including Policy Proofing Actions Required

The consultation and policy proofing actions are set out in the Executive report included at Appendix A and Appendices 1-5.

4. Appendices

These are listed below and attached at the back of the report	
Appendix A	Open Report to Executive Library Services Contract Award
Appendix 1	Glossary
Appendix 2	Pen picture of the bidders
Appendix 3	Contract specification
Appendix 4	Impact assessment
Appendix 5	Exempt commercially sensitive material

5. Background Papers

No background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report.

This report was written by Sophie Reeve and Fiona Fielding, who can be contacted on 01522 552578 and 01522 553956.

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