

Title of Report	AWARD OF ASBESTOS INSPECTION AND REMOVAL CONTRACT	
Presented by	Councillor Roger Bayliss Housing, Property and Customer Services Portfolio Holder.	
Background Papers	None	Public Report: Yes (with confidential appendix)
		Key Decision: Yes
Financial Implications	This procurement will cover expenditure over a 4-year period. The services procured will be demand-led and funded from the current 2020-21 budget and indicative budgets for 2021-22, 2022-23, 2023-24 and 2024/25 which are subject to Council approval in February 2021.	
	Signed off by the Section 151 Officer: Yes	
Legal Implications	Advice on procurement has been sought from the Corporate Procurement Officer and Legal Services.	
	Signed off by the Monitoring Officer: Yes	
Staffing and Corporate Implications	There are no direct staffing implications. This proposal supports Council compliance responsibilities.	
	Signed off by the Deputy Head of Paid Service: Yes	
Purpose of Report	To seek Cabinet approval to procure contractor services in support of Housing operations over the next four years.	
Reason for Decision	The level of expenditure on the proposed contract exceeds the authority level in the Scheme of Delegation.	
Recommendations	THAT CABINET: APPROVES THE PROCUREMENT OF AN ASBESTOS SURVEYS CONTRACTOR AND AN ASBESTOS REMOVAL CONTRACTOR TO THE TWO COMPANIES REFERRED TO IN 2.3 AS A DIRECT AWARD. BOTH CONTRACTS ARE FOR 4-YEAR PERIODS IN SUPPORT OF HOUSING OPERATIONS SUBJECT TO COUNCIL APPROVAL OF FUNDING IN FEBRUARY 2021.	

1.0 BACKGROUND

- 1.1 The Council has circa 4,200 homes, some of which contain asbestos.
- 1.2 As a landlord, the Council has a duty under the Control of Asbestos Regulations 2012 to manage asbestos and ensure any asbestos containing materials (ACMs) within its housing stock do not present a hazard to its tenants, their visitors, or those undertaking works in the properties on the Council's behalf that will disturb, or are likely to disturb asbestos.
- 1.3 In fulfilling its duties, the Council commissions essential services of specialist contractors to identify, track, monitor, remove and dispose of ACMs as part of its Asbestos Management Plan. The information gained is then used to inform operational decisions across all the services planned, cyclical, reactive, empty homes and New Build programmes.
- 1.4 The contract with the Council's current asbestos surveys contractor expires on 16 February 2021 and with its asbestos removal contractor on 2 July 2021. It is proposed to procure new contracts to ensure the continued delivery of these essential services for the next four years

2.0 PROPOSED PROCUREMENT

- 2.1 Efficiency East Midlands' EEM0024 Asbestos Framework is a UK-compliant procurement route that the Council has previously used to procure our current asbestos removal contractor. The procurement will be a call-off under Lot 2 of this Framework - Asbestos Removal, Remediation and Disposal. The proposal is to repeat the same process to re-procure an asbestos removal contractor and to use Lot 1 of the same Framework – Asbestos Surveys and Analytical Services to procure an asbestos surveys contractor.
- 2.2 The Framework commenced on 19 May 2020 with the Contract Award Notice covering both Lots published in the Official Journal of the European Union on 5 June 2020.
- 2.3 Tender evaluation for both lots was based on the 60% Quality: 40% Price. Appendix 1 includes tables 1 & 2 showing the six successful providers for Lot 1 and six for Lot 2 that were judged to have satisfied all the necessary qualifying criteria and to have achieved the highest scores against the evaluation criteria. It is proposed to select McHale Contracts & Plant Environmental LLP for Lot 1 and European Asbestos Services for Lot 2. The appendix is confidential as it contains commercially sensitive information.

3.0 FINANCIAL IMPLICATIONS

- 3.1 Estimated annual housing service expenditure is £110,000 (£440,000 over the 4 year contract period) for asbestos surveys and £100,000 (£400,000 over the 4 year contract period) for asbestos removal. Both figures consider annual spend over the last two years and the scope and nature of housing programmes for those two years compared to same programmes planned for the next four years.
- 3.2 Based on current predictions, both contracts will be funded from existing approved and indicative budgets for the proposed 4-year contract periods. The indicative budgets are included in the budget process and subject to Council approval in February 2021.

Policies and other considerations, as appropriate	
Council Priorities:	<ul style="list-style-type: none"> - Support for businesses and helping people into local jobs - Developing a clean and green district - Local people live in high quality, affordable homes
Policy Considerations:	Contract Procurement Rules within Constitution
Safeguarding:	None identified
Equalities/Diversity:	No direct implications identified
Customer Impact:	Successful procurement of both an asbestos surveys contractor and an asbestos removal contractor will ensure essential Housing operations proceed without interruption.
Economic and Social Impact:	No direct implications identified
Environment and Climate Change:	The procurements will ensure the Council continues to meet its responsibilities in managing asbestos within its homes and, where removed, in its correct disposal.
Consultation/Community Engagement:	None identified
Risks:	All risks have been mitigated by officers.
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