

Report of Senior Contracts Officer

Report to Chief Officer; Property and Contracts

Date: 25 August 2015

Subject: Novation of Framework Agreement from Jewson Ltd to Gibbs & Dandy Ltd

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Summary of main issues

1. Leeds City Council currently has a Framework contract with Jewson Ltd for the provision of building and specialist materials.
2. The parent company of Jewson Ltd are Saint Gobain and is in the process of rebranding a number of their outlets. Saint Gobain has confirmed that the Leeds branch of Jewson Ltd is included in this.

Recommendations

3. That the Chief Officer: Property and Contracts approves the novation of the Framework with Jewson Ltd to Gibbs & Dandy Ltd with effect from 1 September 2015.

Purpose of this report

- 1.1 The purpose of this report is to seek approval from the Chief Officer: Property and Contracts to novate the current contract for stores provision from Jewson Ltd to Gibbs & Dandy Ltd .

2 Background information

- 2.1 The contract to Jewson Ltd was awarded in January 2014 as part of a Framework for the stores provision.
- 2.2 The Framework is accessed for building supplies to Civic Enterprise Leeds.

3 Main issues

- 3.1 The Jewson Ltd branch in Leeds is to be rebranded to their sister company Gibbs & Dandy Ltd.
- 3.2 As a result of this change Housing Leeds are being requested to sign a novation in order for this to be facilitated. Other than the novation signature there is no cost or risk, and there will be no service impact to Leeds.
- 3.3 The novation is required in order to continue accessing building materials through the Framework arrangements from this company.
- 3.4 The novation of the agreement between Jewson Ltd and Gibbs & Dandy Ltd does not impact upon the expiry date of the Framework Agreement.
- 3.5 As a result of the novation, there will be no change to the way in which the Council places orders under the framework agreement and there will be no impact on any existing contracts that the Council has entered into. Apart from the name change, there is no material difference in the agreement.

4 Corporate Considerations

4.1 Consultation and Engagement

- 4.1.1 The service teams have been made aware of this proposed novation.
- 4.1.2 Consultation has been undertaken with the Projects, Programmes & Procurement Unit (PPPU).

4.2 Equality and Diversity / Cohesion and Integration

- 4.2.1 An Equality Impact Assessment was completed as part of the original procurement exercise for appointment of the Framework. As the proposed novation covers a rebranding of the company no additional considerations or impacts are likely.

4.3 Council policies and the Best Council Plan

- 4.3.1 The provision of services to assist the asset management of the Councils housing stock fits in with the Vision for Leeds 2011 – 2030, specifically the ‘Best city... to live’ objectives which state that “Leeds will be a great place to live with good housing...” where “houses to rent and buy will meet the needs of people

at different stages of their lives” and “local people benefit from regeneration investment”.

4.4 Resources and value for money

4.4.1 The novation of the contractor will not incur any charges for the Council other than Officer time.

4.5 Legal Implications, Access to Information and Call In

4.5.1 The Commercial Team in PPPU have reviewed the novation agreement and have provided assurance that it complies with the Public Contracts Regulations 2015.

4.5.2 This is a Significant Operational Decision, which was originally signed by the Chief Officer for Civic Enterprise Leeds.

4.5.3 The report does not contain confidential or exempt information and is not subject to Call-In.

4.6 Risk Management

4.6.1 There is no risk foreseen to the Council in approving novation of the contract.

5 Conclusions

5.1 Jewson Ltd has requested the Council novate its Framework Agreement to Gibbs & Dandy Ltd. The Commercial Team in PPPU have reviewed the novation agreement and are in agreement with this proposal.

6 Recommendations

6.1 That the Chief Officer: Property and Contracts approves the novation of the Framework with Jewson Ltd to Gibbs & Dandy Ltd with effect from 1 September 2015.

7 Background documents

7.1 Award Report for Building and Specialist Supplies Contract – November 2013

7.2 DDN for Award of Building and Specialist Supply Contract – November 2013

7.3 Draft Novation Agreement YORE-9ADDTY (A)