

Record of Officer's Decision

The Openness of Local Government Bodies Regulations 2014 and the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

Date of Decision:	29 th June 2022
Decision Maker (Officer):	Anastasia Simpson, Assistant Director (Partnerships)
Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):	Part 3, Schedule 3 – Responsibility for Executive Functions delegated to Officers paragraph 4.3 (1) – the Corporate Director has delegated authority to discharge executive functions within their respective service areas (Part 3.38). All delegations are subject to consultation where considered appropriate in the circumstances (paragraph 4.3 (4)(ii) – Part 3.39).
Identify which Portfolio Holder(s)/Committee Chairman consulted?	Cllr Lynda McWilliams, Portfolio Holder for Partnerships
Ward Member(s) consulted?	Not Applicable
Is it a Key Decision?	Not Applicable as this decision relates to a Non-Executive Function.
Is it subject to call-in?	Not Applicable as this decision relates to a Non-Executive Function.
Decision Made:	To seek an exemption from the Council's procurement rules to enable use of existing awarding body Pearson for ongoing supply of certification and examination delivery (£8000 excluding vat).
Reason for Decision (if a report was produced to support the Decision, refer to or attach it):	To continue with existing accreditation to support the delivery of apprenticeships throughout the year. 2.1 Exemption from procurement rules (e) Where the work is of a specialist nature and the Corporate Director/Head of Department can demonstrate that it is not possible to obtain more than one quotation or tender.
Highlight any associated risks/finance/legal/equality considerations:	No specific risks have been identified. Using the existing supplier will ensure best practice and continued delivery of the apprenticeship programme that sits within existing budgets.

<p>Details of any Alternative Options Considered and rejected (together with reasons):</p>	<p>Not Applicable</p> <ul style="list-style-type: none"> • Lack of ESFA approved awarding bodies that are able to support the subject areas we offer • If an alternative was found we would need to be accredited with them which would take time and be at an additional cost. This would disrupt the ongoing delivery and have a financial impact. • To ensure continuity to be able to deliver the best Apprenticeship programme possible • To ensure that we meet our contractual requirements with the Education and Skills Funding Agency (ESFA) to not affect our future service offer. 																		
<p>Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision)</p> <p>If relevant, a note of the dispensation granted by the Monitoring Officer:</p>	<p>Not Applicable</p>																		
<p>Reason Decision, or supporting Report, is not published:</p> <p><i>Tick one or more of the specific exemptions,</i></p> <p><u>and</u></p> <p><i>Give more information in the final box with regards to why the exemption applies and outweighs the public interest test (which is in favour of disclosure).</i></p>	<table border="1"> <tr> <td data-bbox="576 1144 635 1218">x</td> <td data-bbox="635 1144 1382 1218">Not applicable – Decision [and report] to be published</td> </tr> <tr> <td colspan="2" data-bbox="576 1218 1382 1292">If Report is not to be published – tick one of the following boxes:</td> </tr> <tr> <td data-bbox="576 1292 635 1366"></td> <td data-bbox="635 1292 1382 1366">The report supporting the Decision contains confidential information</td> </tr> <tr> <td data-bbox="576 1366 635 1480"></td> <td data-bbox="635 1366 1382 1480">The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:</td> </tr> <tr> <td data-bbox="576 1480 635 1518"></td> <td data-bbox="635 1480 1382 1518"> <ul style="list-style-type: none"> • Relates to an individual </td> </tr> <tr> <td data-bbox="576 1518 635 1556"></td> <td data-bbox="635 1518 1382 1556"> <ul style="list-style-type: none"> • Likely to reveal the identity of an individual </td> </tr> <tr> <td data-bbox="576 1556 635 1671"></td> <td data-bbox="635 1556 1382 1671"> <ul style="list-style-type: none"> • Relating to financial or business affairs of a person or organisation </td> </tr> <tr> <td data-bbox="576 1671 635 1785"></td> <td data-bbox="635 1671 1382 1785"> <ul style="list-style-type: none"> • Relates to a claim for legal professional privilege in legal proceedings </td> </tr> <tr> <td data-bbox="576 1785 635 2007"></td> <td data-bbox="635 1785 1382 2007"> <ul style="list-style-type: none"> • Reveals that the Council proposes to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or to make an order or direction under any enactment </td> </tr> </table>	x	Not applicable – Decision [and report] to be published	If Report is not to be published – tick one of the following boxes:			The report supporting the Decision contains confidential information		The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:		<ul style="list-style-type: none"> • Relates to an individual 		<ul style="list-style-type: none"> • Likely to reveal the identity of an individual 		<ul style="list-style-type: none"> • Relating to financial or business affairs of a person or organisation 		<ul style="list-style-type: none"> • Relates to a claim for legal professional privilege in legal proceedings 		<ul style="list-style-type: none"> • Reveals that the Council proposes to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or to make an order or direction under any enactment
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	<ul style="list-style-type: none">• Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime
	<p><u>And</u> is exempt if and so long, as in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information</p> <p>Reasons: [insert]</p>

Officer

Signed: *Anastasia Surpsa*

Title: Assistant Director, Partnerships

Date: 12th July 2022