

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:	12 February 2024
Decision Maker (Officer):	Kieran Charles – Sport & Leisure Operations Manager
Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):	<p>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).</p> <p>The Corporate Director Lee Heley has delegated operational matters relating to the lighting upgrade/ replacement of existing lighting system to LED lighting systems at Clacton Leisure Centre/ Dovercourt Bay Lifestyles & Walton-on-the-Naze Lifestyles</p>
Identify which Portfolio Holder(s)/Committee Chairman consulted?	<p>Cllr Mick Barry Cllr Mark Stephenson Cllr Mike Bush</p>
Ward Member(s) consulted?	N/A
Is it a Key Decision?	No
Is it subject to call-in?	No
Decision Made:	<p>In consultation with the Portfolio Holder for Corporate Finance and Governance, The Portfolio Holder for Leisure and Public Realm and the Portfolio Holder for Environment that an Officer decision is taken to the appoint/ award and enter into contract via Fusion21 Framework with Crystal Electronics Ltd to complete the lighting upgrade/ replacement of existing lighting system to LED lighting systems at Clacton Leisure Centre/ Dovercourt Bay Lifestyles & Walton-on-the-Naze Lifestyles.</p> <p>B) The following Executive Decision was made on 3 October 2023 by Leisure and Public Realm Portfolio Holder, Environment Portfolio Holder and Leader of the Council and Corporate Finance & Governance Portfolio Holder:</p>

	<p>'the remaining Climate Change Budget be allocated to procure an additional pool cover for the Wellness Pool at Clacton Leisure Centre and LED upgrades at the Council's three Sports Facilities and Northbourne Depot.'</p> <p>Following a procurement exercise, in consultation with the Portfolio Holder for Corporate Finance, and Governance, the Portfolio Holder for Leisure and Public Realm and the Portfolio Holder for Environment, an Officer decision is taken to approve the associated use of up to £125,000 from the balance of £250,000 Climate Change budget assigned. And £11,000 to fund the balance from the Sports Reserved Account to meet the required full project cost of £136,000.</p>	
<p>Reason for Decision (if a report was produced to support the Decision, refer to or attach it):</p>	<p>As set out in the Climate Change Report, 29 September 2023 the recommendation is as follows:</p> <p>(iii) the remaining Climate Change Budget be allocated to procure an additional pool cover for the Wellness Pool at Clacton Leisure Centre and LED upgrades at the Council's three Sports Facilities and Northborne Depot.</p> <p>As such, a decision has been brought forward to appoint and to award a contract, and to enter into a contract via the Framework Fusion 21 with Crystal Electronics Ltd to complete the necessary works.</p>	
<p>Highlight any associated risks/finance/legal/equality considerations:</p>	<p>The risk that has been highlighted is the increased cost of utilities resulting from not installing this preventative measure.</p>	
<p>Details of any Alternative Options Considered and rejected (together with reasons):</p>	<p>Not to install and continue with increased utility costs.</p>	
<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>N/A</p>	
<p>Reason Decision, or supporting Report, is not published:</p>	<p>✓</p>	<p>Not applicable – Decision to be published.</p>
	<p>If Report is not to be published – tick one of the following boxes:</p>	
<p><i>Tick one or more of the specific exemptions,</i></p>		<p>The report supporting the Decision contains confidential information</p>
<p><u>and</u></p>		<p>The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:</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>		<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
		<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:</p>		

Officers

Signed: K. Charles

Title: Sport & Leisure Operations Manager

Signed:

Title:

In consultation with:

Signed:

Portfolio Holder for Corp. Finance and Governance

Signed:

Portfolio Holder for Leisure and Public Realm

Signed:

Portfolio Holder for Environment

Signed:

Section 151 Officer (if required)

Signed:

Monitoring Officer (if required)

Dated: