

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:	20 March 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 Chlorine Dioxide Dosing Systems for Legionella Control to the Sport & Leisure Operations Manager.</p>
Identify which Portfolio Holder(s)/Committee Chairman consulted?	Councillor Mick Barry Councillor Mark Stephenson
Ward Member(s) consulted?	N/A
Is it a Key Decision?	No
Is it subject to call-in?	No
Decision Made:	<p>A) The Portfolio Holder for Corporate Finance and Governance and The Portfolio Holder for Leisure and Public Realm agrees to the to appoint Concept Environmental Solutions to complete these works, to award a contract, and to enter into a contract via purchase order with Concept Environmental Solutions</p> <p>B) The Portfolio Holder for Corporate Finance, and Governance and The Portfolio Holder for Leisure and Public Realm approves the associated use of up to £24,736.38 from the 24/25 revenue, repairs and maintenance accounts to fund this replacement.</p> <p>C) The Portfolio Holder for Corporate Finance and Governance agrees with the exemption of procurement, given the urgency and specialise work required.</p>
Reason for Decision (if a report was produced to	Following on from recommendations received from our Legionella Management Contractor we must now invest in the

<p>support the Decision, refer to or attach it):</p>	<p>replacement of our existing Grundfos Oxiperm Pro, Chlorine Dioxide units at both Clacton Leisure Centre & Walton-on-the-Naze Lifestyles. The units have now failed and are no longer operating as required. This is due to the age of the units/ poor system conditions/ solenoid corrosion and software issues. As such the units require replacement.</p>		
<p>Highlight any associated risks/finance/legal/equality considerations:</p>	<p>The risk is the control measures for legionnaire are weaken.</p>		
<p>Details of any Alternative Options Considered and rejected (together with reasons):</p>	<p>No other options have been considered due to the legislation, the legionnaire regulations.</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><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>	<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>The report supporting the Decision contains confidential information</p>	
		<p>The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:</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>
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Officers

Signed: K. Charles

Title: Sport & Leisure Operations Manager

Signed:

Title:

In consultation with:

Signed:

Portfolio Holder for Corp. Finance and Governance

Signed:

The Portfolio Holder for Leisure and Public Realm

Signed:

Section 151 Officer (if required)

Signed:

Monitoring Officer (if required)

Dated: