

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:	27 th March 2024
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 Gina Placey, Portfolio Holder for Partnerships
Ward Member(s) consulted?	Not Applicable
Is it a Key Decision?	No
Is it subject to call-in?	Yes
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 (£20,000 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>	<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 1106 635 1182">x</td> <td data-bbox="635 1106 1382 1182">Not applicable – Decision [and report] to be published</td> </tr> <tr> <td colspan="2" data-bbox="576 1182 1382 1258">If Report is not to be published – tick one of the following boxes:</td> </tr> <tr> <td data-bbox="576 1258 635 1335"></td> <td data-bbox="635 1258 1382 1335">The report supporting the Decision contains confidential information</td> </tr> <tr> <td data-bbox="576 1335 635 1442"></td> <td data-bbox="635 1335 1382 1442">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 1442 635 1485"></td> <td data-bbox="635 1442 1382 1485"> <ul style="list-style-type: none"> • Relates to an individual </td> </tr> <tr> <td data-bbox="576 1485 635 1527"></td> <td data-bbox="635 1485 1382 1527"> <ul style="list-style-type: none"> • Likely to reveal the identity of an individual </td> </tr> <tr> <td data-bbox="576 1527 635 1635"></td> <td data-bbox="635 1527 1382 1635"> <ul style="list-style-type: none"> • Relating to financial or business affairs of a person or organisation </td> </tr> <tr> <td data-bbox="576 1635 635 1749"></td> <td data-bbox="635 1635 1382 1749"> <ul style="list-style-type: none"> • Relates to a claim for legal professional privilege in legal proceedings </td> </tr> <tr> <td data-bbox="576 1749 635 1980"></td> <td data-bbox="635 1749 1382 1980"> <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
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 																		

	<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>

Officers

Signed: *Anastasia Simpson* Title: Assistant Director, Partnerships

Signed: Title:

In consultation with:

Signed: **Portfolio Holder For Partnerships**

Signed: **Section 151 Officer (if required)**

Signed: **Monitoring Officer (if required)**

Dated: