

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:	01/11/2024
Decision Maker (Officer):	James Hill – Open Space & Transport 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 were considered appropriate in the circumstances (paragraph 4.3 (4)(ii) – Part 3.39).</p> <p>The Corporate Director Operations and Delivery has delegated operational matters relating to the bedding plant contract to the Open Space and Transport Manager</p>
Identify which Portfolio Holder(s)/Committee Chairman consulted?	<p>Leader & Portfolio Holder for Finance and Corporate Governance</p> <p>Leisure and Public Realm Portfolio Holder</p>
Ward Member(s) consulted?	No
Is it a Key Decision?	No
Is it subject to call-in?	No
Decision Made:	<p>To appoint and sign the contract for Amethyst Horticulture Limited for the supply of bedding plants to the Council on a three-year contract with an option for a one-year extension.</p> <p>The Portfolio Holder for Leisure and Public Realm and the Portfolio Holder for Finance and Corporate Governance have both signed a letter of Concurrence.</p>
Reason for Decision (if a report was produced to support the Decision, refer to or attach it):	To provide a supplier of bedding plants for the Council.

<p>Highlight any associated risks/finance/legal/equality considerations:</p>	<p>Essex County Council's procurement team made arrangements for the contract to be advertised on contracts finder (a national procurement portal) via an open tender in accordance with Council Procurement and Financial regulations.</p> <p>Assurances have been obtained in respect of the successful tender who has submitted including references, provided method statements insurances.</p> <p>Company checks and site visits have been undertaken.</p> <p>The price obtained is competitive and represents good value to the Council.</p>																		
<p>Details of any Alternative Options Considered and rejected (together with reasons):</p>	<p>Following the completion of the previous contract and with the assurances given no other options were considered.</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>	<table border="1"> <tr> <td data-bbox="576 1290 635 1361"></td> <td data-bbox="635 1290 1385 1361">Not applicable – Decision [and report] to be published</td> </tr> <tr> <td data-bbox="576 1361 635 1435"></td> <td data-bbox="635 1361 1385 1435">If Report is not to be published – tick one of the following boxes:</td> </tr> <tr> <td data-bbox="576 1435 635 1509"></td> <td data-bbox="635 1435 1385 1509">The report supporting the Decision contains confidential information</td> </tr> <tr> <td data-bbox="576 1509 635 1626"></td> <td data-bbox="635 1509 1385 1626">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 1626 635 1664"></td> <td data-bbox="635 1626 1385 1664"> <ul style="list-style-type: none"> • Relates to an individual </td> </tr> <tr> <td data-bbox="576 1664 635 1702"></td> <td data-bbox="635 1664 1385 1702"> <ul style="list-style-type: none"> • Likely to reveal the identity of an individual </td> </tr> <tr> <td data-bbox="576 1702 635 1818"></td> <td data-bbox="635 1702 1385 1818"> <ul style="list-style-type: none"> • Relating to financial or business affairs of a person or organisation </td> </tr> <tr> <td data-bbox="576 1818 635 1935"></td> <td data-bbox="635 1818 1385 1935"> <ul style="list-style-type: none"> • Relates to a claim for legal professional privilege in legal proceedings </td> </tr> <tr> <td data-bbox="576 1935 635 2004"></td> <td data-bbox="635 1935 1385 2004"> <ul style="list-style-type: none"> • Reveals that the Council proposes to give under any enactment a notice under or by virtue of </td> </tr> </table>		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
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		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:

Title: Open Space and Transport Manager

Signed:

Title:

In consultation with:

Signed:

Portfolio Holder For Leisure and Public Realm

Signed:

Portfolio Holder For Finance and Corporate Governance

Signed:

Monitoring Officer (if required)

Dated: