

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:	2 nd July 2026
Decision Maker (Officer):	Andrew Wilesmith – Head of Sport and Leisure
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 4.4 (1) – the Corporate Director has delegated authority to discharge executive functions within their respective service areas (Part 3.48). All delegations are subject to consultation where considered appropriate in the circumstances (paragraph 4.4 (4)(ii) – Part 3.48). The Corporate Director, Place and Wellbeing has delegated operational matters relating to the supply and delivery of the Legionella Control service contract at Clacton Leisure Centre, Walton on the Naze Lifestyles and Dovercourt Bay Lifestyles to the Head of Sport and Leisure
Identify which Portfolio Holder(s)/Committee Chairman consulted?	Cllr Mick Barry
Ward Member(s) consulted?	N/A
Is it a Key Decision?	No
Is it subject to call-in?	No
Decision Made:	A) To award the contract for Legionella Control Services at Clacton Leisure Centre, Walton on the Naze Lifestyles and Dovercourt Bay Lifestyles to Beacon Water. The contract length is 2 years until 1st August 2028 with an option to extend for a period of 12 months. B) The total cost of this contract is £39,418.20 for the 2-year plus 12-month period.
Reason for Decision (if a report was produced to	The existing Legionella Control services contract had come to an end and needed to be re-procured. Legionella Control is a vital service which each leisure centre needs to have in place to keep

support the Decision, refer to or attach it):	on top of the control and testing of legionella across the three leisure facilities. Following a competitive Request for Quotation process the winning bidder was Beacon Water, who we are entering into a contract with for the provision of these services until August 2028 plus 12 months.	
Highlight any associated risks/finance/legal/equality considerations:	Not appointing a contractor for legionella servicing could lead to health and safety risks that could jeopardise public safety across Tendring District Council's leisure facilities. There is an expectation from the Health and Safety Executive that legionella is risk assessed and managed in public facilities and this contract enables the Council to meet their responsibilities. Not having adequate legionella testing could result in removal of access to facilities which would result in loss of memberships and income. It would also result in increased costs for maintenance and repairs.	
NEW : Details of Local Government Reorganisation and/or Devolution considerations	This contract is due to run to 2028 which could overlap with LGR, but would allow for a transition period while LGR is implemented fully.	
Details of any Alternative Options Considered and rejected (together with reasons):	Proceed with the alternative submission which may provide less value for money and service levels. Not having a maintenance contract is not an option due to the health risks posed.	
Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision) If relevant, a note of the dispensation granted by the Monitoring Officer:	N/A	
Reason Decision, or supporting Report, is not published: <i>Tick one or more of the specific exemptions,</i> <u>and</u> <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>	☒	Not applicable – Decision 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:
	☐	• Relates to an individual
	☐	• Likely to reveal the identity of an individual
	☐	• Relating to financial or business affairs of a person or organisation
	☐	• Relates to a claim for legal professional privilege in legal proceedings

		• 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
		• Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime
	<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 Reasons:	

Officers

Signed:



Title: Head of Sports and Leisure

Signed:

Title:

In consultation with:

Signed:

Portfolio Holder for Leisure and Public Realm

Signed:

Signed:

Section 151 Officer (if required)

Signed:

Monitoring Officer (if required)

Dated: 30/06/2026