

**FORM 2**

**NOTICE OF DECISION OF CABINET MEMBER**

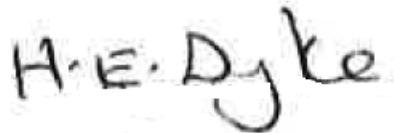
Pursuant Section 15(4) of the Local Government Act 2000, as amended by section 63 of the Local Government and Public Involvement in Health Act 2007, the senior executive member may discharge any of the functions that are the responsibility of the Cabinet or may arrange for them to be discharged by another member of the Cabinet or Officer. On 1<sup>st</sup> December 2010, the Council adopted the Strong Leader Model for Corporate Governance 2011 as required under Part 3 of The Local Government and Public Involvement in Health Act 2007 (The 2007 Act).

In accordance with the authority delegated to me, I have made the following decision:

<b>Subject</b>	<b>Decision</b>	<b>Reason for decision</b>	<b>Date for Decision to be taken</b>
Procurement of fuel for WFDC vehicles	To delegate authority to the Head of Community & Environment Services to enter a call-off agreement with CCS's chosen supplier(s) to commence on 1 April 2022	The existing call-off contract that is currently in place will expire on 31 March 2022	22 March 2022

**I confirm that the appropriate statutory officer consultation has taken place with regard to this decision.**

Dated: 22 March 2022



Councillor: Helen Dyke .....  
Leader of the Council

## **Strong Leader Report**

To: Leader of the Council

From: Head of Community and Environment Services

Date: 22 March 2022

### **Supply of Liquid Fuels for WFDC vehicles**

#### **1. PURPOSE**

To seek delegated authority for the Head of Community and Environment Services to enter a call-off agreement with Crown Commercial Services' chosen supplier(s) to commence on 1 April 2022. CCS has in place a National Fuels Framework Agreement for the supply of liquid fuels following an e-Auction, which ran in January/February 2022.

#### **2. RECOMMENDATION**

To decide that delegated authority is given to the Head of Community and Environment Services to enter a call off agreement within the CCS's chosen supplier(s) to commence on 1 April 2022 for 2 years.

#### **3. BACKGROUND**

The Council's on-going fuel requirements are provided via a simple call-off arrangement that operates within an existing contract agreement. The contract agreement provides the Council with all its liquid fuel requirements at a pre-agreed price. In 2020/21 the fuel requirements were:

➤ Diesel – 260,711 Litres

This call-off contract arrangement is procured via a National Liquid Fuel Framework that is run and operated by CCS.

CCS is a government agency that brings together policy, advice and direct buying; providing commercial services to the public sector and saving money for the taxpayer. CCS is an executive agency, sponsored by the Cabinet Office and operates as a trading fund under the Government's Trading Funds Act 1973.

The CCS seeks to:

- Manage the procurement of common goods and services, so public sector organisations with similar needs achieve value by buying as a single customer
- Give commercial advice and support to government departments, which helps them reduce their reliance on external resources
- Improve supplier and contract management across government
- Increase savings for the taxpayer by centralising buying requirements for common goods and services and bringing together smaller projects
- Lead on procurement policy on behalf of the UK government

The existing call-off contract that is currently in place will expire on 31 March 2022.

As a pre-existing customer, WFDC was included in the bulk auction (January/February 2022). The new call-off contracts will have a validity of two years.

Evaluation of all suppliers was carried out 100% on price as the qualitative element. Due to volumes, CCS will award on behalf of the Council and will not seek further approval before informing the supplier of the outcome.

#### **4. FINANCIAL IMPLICATIONS**

The annual spend during 2020/21 was as follows:

➤ Diesel - £230,260

Current price paid by the CCS contract is averaging around £0.88p/l for diesel. This is regarded as very competitive when compared to high street prices and other commercially available contracts.

#### **5. LEGAL AND POLICY IMPLICATIONS**

Use of framework contracts is permitted under the Council's contract procedure rules and, in accordance with paragraphs 9 and 19.9, Cabinet approval is required as the contract exceeds £175k. The most efficient and effective way for the Council to procure is to continue with the provision of a call-off contract that is awarded on a national basis via an e-auction through a National Liquid Fuels Framework that is run and operated by CCS.

#### **6. CONCLUSION**

It is concluded that the use of CCS should be continued to meet the fuel requirements for the Council in the most cost-efficient and effective way.

#### **7. RISK MANAGEMENT**

- To delay will risk the existing supply contract
- WFDC would have to enter into private and individual negotiations with suppliers, almost certainly at (much) higher cost
- This would rule out several large national suppliers and affect our bulk price negotiating position

#### **8. EQUALITY IMPACT NEEDS ASSESSMENT**

Not required

#### **9. CONSULTEES**

Officers within the following sections have been consulted:

- Operational Services
- Legal
- Finance
- Procurement

**10. BACKGROUND PAPERS**

CCS National Fuels 2 framework agreement (expires 31 January 2025)

[National Fuels 2 - CCS \(crowncommercial.gov.uk\)](https://www.crowncommercial.gov.uk)

The Council would purchase from the suppliers on Lot 107:  
[Suppliers on Lot 107: Liquid Fuel - England Midlands - CCS \(crowncommercial.gov.uk\)](https://www.crowncommercial.gov.uk)