

DECISION NO: PCCG-2020-016

OFFICE OF THE POLICE AND CRIME COMMISSIONER

LEAD CHIEF OFFICER:

Nigel Stephens, Assistant Chief Officer - Resources

TITLE:

Framework for the Supply, or Supply and Fit of Vehicle Livery Markings for Police Vehicles

DATE:

21st May 2020

TIMING:

Urgent

PURPOSE:

For Decision

1.

RECOMMENDATION

1.1

To extend the framework with PVL UK LTD for a further six (6) month period until 31 December 2020. This is in addition to the previous six (6) month extension from 1 December 2019 to 31 May 2020. The two extensions are outside of the original terms and conditions of the framework. The proposed extension period will allow further time to award a new contract after conducting a mini competition under the Vehicle Conversion Framework (JPS303A) led by Sussex Police Force. The process has been delayed due to the Covid-19 situation.

2.

INTRODUCTION & BACKGROUND

2.1

A Gwent Police procurement process was conducted in accordance with the European Union Directives and the Manual of Corporate Governance for the Supply, or Supply and Fit of Vehicle Livery Marking for Police Vehicles. This framework incorporated the requirements for the four Welsh Forces and has been utilised by Gwent, South Wales, Dyfed Powys and North Wales.

2.2

The framework was awarded for an initial three-year period commencing on 1 December 2015 and expiring on 30 November 2018. Under the conditions of the framework it was extended for a further twelve (12) months until 30 November 2019.

2.3

After the expiry of this framework, Gwent Police had planned to utilise a new national framework being led by West Midlands Police Force. Gwent Police had registered their interest at being named to use the proposed framework. Unfortunately, West Midlands decided against letting the framework, as it was considered to be too complex and time consuming to award.

2.4

A national framework agreement for Vehicle Conversion Services (JPS303A) has been identified as being a suitable procurement route for a collaborative contract. This framework includes Lot 2 for the Supply, Supply and Application or Removal of Livery. The National Association for Police Fleet Managers (NAPFM), alongside the Chief Fire Officers Association's Transport Officers Group (CFOA TOG) and supported by Sussex Police, undertook a tender exercise to establish this framework. All four Welsh Police Forces are named as being able to utilise this agreement.

2.5	All four Welsh Police Forces have agreed for Gwent Police on their behalf to conduct a mini competition under the Vehicle Conversion Services (JPS303A) framework.
2.6	Of the twelve suppliers listed under lot 2 for Vehicle Livery, two of the suppliers Safeguard SVP and James Aple are not in a position to tender due to suspending operations due to the Covid 19 situation.
3.	<u>ISSUES FOR CONSIDERATION</u>
3.1	The proposed extension period will allow time to award a new contract after conducting a mini competition under the Vehicle Conversion Framework (JPS303A), Lot 2 let by Sussex Police Force.
3.2	Under lot 2 of the Vehicle Conversion Framework (JPS303A) there are twelve suppliers including the incumbent supplier PVL UK Ltd. A number of other Forces have conducted collaborative mini competitions under this framework successfully.
3.3	A large proportion of the tender documentation has been completed in readiness to conduct the further competition. All Welsh Forces have provided details of their fleet profiles and have agreed the specification and pricing schedule. The finalising of the documentation has been delayed due to work pressures both within the Procurement and Fleet Departments due to Covid 19.
3.4	The National Association of Police Fleet Managers has taken the decision to pause the current tender process for a national framework agreement for police vehicles, as it is a challenging time for both buying organisations and suppliers. Two suppliers under Lot 2 of the Sussex Police Framework are not in a position to tender due to furloughing staff or suspending trading.
3.5	Due to the re-organisation of the Gwent and South Wales Procurement Teams, the completion of this procurement exercise will transfer to Category Team 1, who have responsibility for the Fleet Category.
3.6	PVL UK Ltd have agreed in principle to the six (6) month framework extension period from 1 June 2020 to 31 December 2020.
4.	<u>NEXT STEPS</u>
4.1	On approval of this report a contract extension document will be issued to PVL UK Ltd and signed by both parties. PVL UK Ltd have agreed in principle to a six-month extension.
4.2	A compliant mini competition using the Vehicle Conversion Framework (JPS303A), Lot 2 for the Supply, Supply and Application or Removal of Livery will be conducted.
5.	<u>FINANCIAL CONSIDERATIONS</u>
5.1	The total spend under the framework for all four Welsh Forces from 1 May 2019 to 30 April 2020 was £86,011. The spend is broken down by force as follows: Gwent £20,199, North Wales £31,788, Dyfed Powys £8,661 and

	South Wales £25,363. The combined spend for the four Welsh forces in April 2020 reduced to £4,772, probably as a result of the Covid-19 situation.
5.2	In light of the Covid-19 situation it is difficult to estimate the spend for the six (6) months extension period, but it is likely to be between £30,000 - £40,000 for all four Welsh Forces.
6.	<u>PERSONNEL CONSIDERATIONS</u>
6.1	There are no personnel considerations related to this contract.
7.	<u>LEGAL IMPLICATIONS</u>
7.1	The proposed extension period is not provided for under the terms of the original framework and therefore any further extension is not permitted under the Public Contract Regulations. This would therefore amount to a non-compliant direct award.
8.	<u>EQUALITIES AND HUMAN RIGHTS CONSIDERATIONS</u>
8.1	This report has been considered against the general duty to promote equality, as stipulated under the Strategic Equality Plan and has been assessed not to discriminate against any particular group.
8.2	In preparing this report, consideration has been given to requirements of the Articles contained in the European Convention on Human Rights and the Human Rights Act 1998.
9.	<u>RISK</u>
9.1	There is a potential risk that this six (6) month extension may be challenged by a competitor to our contracted provider on the basis that it is a non-compliant direct award. The risk of challenge is low and this is further mitigated, as the proposed extension period will provide time to undertake a compliant tender exercise.
10.	<u>PUBLIC INTEREST</u>
10.1	Following approval of this report by the Commissioner, this document will be made available to the public.
11.	<u>CONTACT OFFICER</u>
11.1	Mark Waggett, Procurement Officer
12.	<u>ANNEXES</u>
12.1	N/A

For OPCC use only

Office of the Chief Constable

I confirm that the **Framework for the Supply, or Supply and Fit of Vehicle Livery Markings for Police Vehicles** report has been discussed and approved at a formal Chief Officers' meeting.

It is now forwarded to the OPCC for **approval** purposes.

Signature:



Date: 29.05.2020

Police and Crime Commissioner for Gwent

I confirm that I have considered whether or not I have any personal or prejudicial interest in this matter and take the proposed decision in compliance with the Code of Conduct.

The above request has my approval.

Signature:



Date: 01/06/2020