

Service	Contract Name	Reason for Waiver	Contractor	Value of total Contract	Date (S151 Officer)
CHIEF EXECUTIVE	Margate Town Deal Phase 2	Last minute extension on Funding for project, and to ensure continuity the same supplier has been selected.	Pleydell Smithyman Limited	£28,200.00	01/04/2021
	Condition Survey & Report Theatre Royal	A competitive ITQ process was followed with one bidder withdrawing, leaving only two viable quotes, therefore, unable to achieve the required three Quotes as per CSOs.	Lee Evans Partnership	£19,715.00	22/04/2021
	RHSS (R/gte High Street Safely)	Last minute extension on Funding for project from 31.03.21. Extension needed until June 21 to ensure continuity, leaving insufficient time to go out to the market, without causing delay to project. Funding could not have been guaranteed at time original work was commissioned.	Syndic Solutions	£22,000.00	24/06/2021
	Appointment of Independent Monitoring Officer	Recommendations made by the external auditor under s24 of the Local Audit and Accountability Act 2014 and accepted by Council at its meeting on 2 November 2021. A delay in the appointment process is likely to lead to further financial and reputational damage to the Council.	Independent Consultant - will be sourced via the Local Government Association	TBC - Full time positions (Initially 6 months, could be shorter or longer if needed) £1000 IMO and £500 for Assistant. Based on £1500 FTE for 6 months, initial cost to be in the region of £180K to £225K.	25/11/2021
	Interim Cover for Director or Property Services post	Director or Property vacancy arose at short notice. Recruiting via the standard recruitment process (HR) would leave the post vacant for 3 months, resulting in an urgent need to provide interim cover in the meantime. Local government property is a fairly niche market.	Oyster Partnership	£90,000.00	20/01/2022
	Occupational Health (includes Employee Assistance Programme EAP)	The Occupational Health (OH) was procured between 3 councils as part of East Kent Housing (EKH) framework contract. There should have been provision within the terms to extend the contract for a further 12 months, however, this was not possible due to EKH no longer existing. The imminent expiry date resulted in their being insufficient time to go out for a full procurement. 1 year direct award agreed by TDC alone to ensure time for a competitive process to be undertaken properly.	Maitland Medical	£15,500.00	31/01/2022

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	Extension to Margate Town Deal - Creative Land Trust Phase 2	Financial loss may be incurred if project not delivered on time and work is of a specialist nature. When commissioning previous projects, it could not with any certainty have been packaged to include this requirement when the resulting projects going forward were unknown at the time. Nature of the work is highly dependent on previous experience/knowledge of those prior projects.	Work Wild Ltd	£35,000 for main commission (12 months), up to £5,000 for a website contract and up to £4,000 for legal advice - both commissioned by Work Wild LTd on behalf of the CreativeLand Trust board.	03/02/2022
	Ramsgate Future - Ramsgate LUF Project Development Consultancy Service	Financial loss may be incurred if project was not delivered on time and work is of a specialist nature. When commissioning previous projects, it could not with any certainty have been packaged to include this requirement when the resulting projects going forward were unknown at the time. Nature of the work is highly dependent on previous experience/knowledge of those prior projects.	Partnering Regeneration Development Ltd	£25,000.00	08/02/2022

DEPUTY CHIEF EXECUTIVE'S DEPT	Fire Safety Patrols to Tower Block	This contract was carried forward from EK Housing, where the contract had not been re-procured. It was vital that the service continued until it could be procured under a competitive process (12 months).	Serveco	£80,000.00	19/04/2021
	FRA & call off Fire Works Consultancy	This contract was carried forward from EK Housing, where the contract had not been re-procured. It was vital that the service continued until it could be procured under a competitive process (12 months). Against legislation and regulations to cease the service.	DDS	£75,000.00	19/04/2021
REJECTED	Replacement UPVC windows and doors	Not approved. No value of duration indicated. ITQ docs currently being prepared for competitive process.	Specialist Building Products Ltd		

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	Consultancy to extract the documents from Civica W360	Review, a declining usage of the Civica W360 system, that it had been costly and has negatively impacted on performance and efficiency. As part of the termination of this contract, an extract of the current and live data is required. As the data is encrypted and stored in the Civica W360 servers, only Civica consultancy can decrypt and extract this data. This is an additional cost from Civica and not part of the contract. As the data is encrypted, no other suppliers or contractors would reasonably have access to do this.	Civica W360	£60,000.00	06/05/2021
	Mobile Phone Contract (Sim only)	Due to changing circumstance within the organisation, which could affect choice of products down the line, a one year extension was agreed to enable time to identify requirement needed in line with future changes.	Vodafone	£20,300.00	03/06/2021
	Data Compliance Software	Using the G Cloud 12 Framework does not allow the use of TDC T&C and executing as a deed.	True Compliance	£115,000.00	17/06/2021
	Wooden Window Replacements	Due to failings within EKH to carry out the replacement of windows and TDC now owning responsibility, there is an urgent need to resolve TDC is now in breach of the settlement that was made. TDC's current window replacement contractor does not deal with wooden window replacements. TDC could be under financial and reputational risk of delaying works further by running a competitive ITQ process.	Local Sash Windows Ltd	£39,250.00	05/07/2021
	Hosted solution and continuation of annual maintenance	Soft market testing completed, which confirmed the existing cloud service meets TDC's Corporate and Digital strategies. Having already implemented the solution in their cloud hosted environment, there is confidence the continued use of the system will meet TDC needs. Entering into a new contract with the existing provider is a much simpler process than migrating to a third party product which will save both time and resources in the project and user training and adoption costs.	Paygate Solutions Limited	£27,300.00	26/08/2021

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	Specialist Agency Staff for Maternity Cover	Urgent need for specialist assistance in the form of a competent and experienced agency officer to provide maternity cover for a Housing Improvement Officer position. Post is usually occupied by a qualified Environmental Health Officer who specialises in private sector housing enforcement and there is currently a skill gap in the sector. Other local Council's are in a similar position, which means it is a competitive market to recruit from, therefore there are additional time pressures.	G2 Recruitment and Others noted on Waiver if needed	£18,278.00	31/08/2021
	Specialist Agency Staff for MEES Grant Project	Recruitment of very specialised roles required to carry out grant funding. Timescales are tight for both grant spend and the recruitment of these roles, as it is a very competitive market and an employment contract is needed ASAP.	Buckingham Futures and Others noted on Waiver if needed	£61,642.00	02/09/2021
	Planning Application Processing	Due to an increase in workload and maternity leave requirements, an interim replacement was needed and not able to be sourced via usual recruitment channels, therefore consultancy was looked at. Lack of consultants being able meet the requirement meant a competitive process could not be achieved and a direct Award requested to an available supplier who could meet requirements.	Tetlow King	£30,000.00	17/07/2021
	Insurance for Thanet District Council	Due the nature of the contract, the Insurance Cover would be via policies, not contract. The policies were therefore not able to be executed as a deed and TDC T&C could not be included.	Lot 1 Zurich £523,360 Lot 2 RMP £15,000 Lot 3 Zurich £220,497 Lot 4 Zurich £54,648.27 Lot 5 Travellers £634,350 Lot 6 Zurich £18,000 Lot 7 RMP £3,957 Lot 8 Zurich £98,646 Lot 9 RMP £452,280	Lot 1 Zurich £523,360 Lot 2 RMP £15,000 Lot 3 Zurich £220,497 Lot 4 Zurich £54,650 Lot 5 Travelers £634,350 Lot 6 Zurich £18,000 Lot 7 RMP £3,957 Lot 8 Zurich £98,646 Lot 9 RMP £452,280	08/12/2021
	Insurance for Thanet District Council for Marine insurance	This insurance is a limited and specialist market and therefore unable to do a full competitive process.	IGI	£135,584.59	09/12/2021
	Compartmentation Works To Churchfields L	Due to the urgent health and safety concern, there was not sufficient time to follow a full procurement process.	Knightsbridge Fire Group	£75,478.62	09/12/2021

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	Tenancy Fraud Consultancy	Following the newest Fire Risk Assessment, H&S risks were identified that needed to be resolve urgently. FRA has given TDC till 8 Jan 22 to complete the emergency works. The market was tested against three Specialist Fire Contractors. Direct Award made to supplier who could meet requirements and demonstrated value for money.	Ashford Borough Council (ABC)	£16,000.00	09/09/2021
	Electrical Installation Condition Report (EICR) and Associated C1 and C2 Failure - Catch Up Programme	TDC is currently under notice from the Regulator for Social Housing due to failures within some areas of statutory tenant and leaseholder health and safety compliance, due to the failings of EKH. TDC current contractor has been assisting with additional works, however, unable to meet full requirement in time for March 22 deadline. Appoint of an additional suitable Electrical Contractor needed urgently resulting in insufficient time to go out to full competitive process. Market tested to demonstrate value for money.	NRT	£99,999.00 - (£56000.00 for servicing, £43,999 for remedial works unknown)	10/01/2022
	Planning Consultant	Due to complex nature of the requirement, an experienced practitioner/consultant is needed to make the Council's case. Soft marketing tests highlighted that the major national firms of consultants either work with the appellant for the appeal or are representing site promoters in the district (therefore conflicted out). Speed of securing a consultant is also key, with deadlines imminent with a public inquiry scheduled on 11th January and proofs of evidence due on the 14th December. The consultant has been previously used by the Council for the same type of work and is not conflicted out by representing applicants with current submissions with the department.	VLH Associates Ltd (Vic Hestor Consultants)	Value up to £20,000	15/12/2022

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	All Taxes Subscription	Benchmarking test completed. Use of the existing contractor and the availability of a 3 year contract term instead of an annual subscription (which was the case previously) will lock in contract savings of £3,450 over the contract term (prices are fixed at last year's subscription/hourly rates as a loyalty discount if renewed by 12th February 2022). In addition, it will provide the ability to roll forward any unused prepaid consultancy hours from prior years subscriptions, which would otherwise be lost.	LAVAT Consulting Limited	£26,850.00	08/02/2022
CORPORATE GOVERNANCE	Appointment of Consultant to act as Independent Monitoring Officer	Appointment of an Independent Monitoring Officer (IMO) is a specialist role and urgent following the outcome of an audit.	Independent Consultant - will be sourced via the Local Government Association	£180k-£225K	25/11/2021
OPERATIONAL SERVICES	Water Injection Dredging	Competitive ITQ process carried out, however, only one bid received for Lot 2, therefore three competitive quotes could not be achieved.	Van Oord	£72,500.00	26/04/2021
	EU Transition Emergency ground works to facilitate install of welfare building	Benchmarking testing carried out. There is a need to ensure TDC has welfare facilities capacity as added resilience for Brexit transition as identified within the contingency fund programme. Due to the urgency of the requirement this item is being purchased through a supplier who can deliver within 12 weeks, which will reduce time on seeking other costs via a competitive ITQ exercise, which could impact on delivery time.	Ovenden	£15,874.80	14/05/2021
	TDC Cycle Safety	Funding rules stipulate use of a preferred supplier	KCC	£35,000.00	27/05/2021
	KIC Decarbonisation Consultancy Services to produce works specification	ITQ process carried out, however, only one quote received, therefore was not able to achieve three required quotes as required within CSOs	Ingleton Wood	£83,681.00	16/06/2021

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	High Speed Road Cleaning	It is a legal obligation for the TDC (as a principal litter authority) to clear litter and debris from high speed roads. A cost saving has been identified if we no longer subcontract via KCC and contract direct with supplier appointed. Continuation of service is required for H&S reasons.	sage Enviro	£15,750.00	17/06/2021
	Transit van - Samms officer	There is a need for purchasing a second hand vehicle with low mileage to provide a vehicle fit for purpose within the budget available. The company identified has a vehicle which fits this criteria and would be available for purchase. TDC has used the company previously. Comparisons were made online with similar type vehicles as a benchmarking exercise and officers are satisfied that the quoted price reflects the market price for the vehicle illustrated, taking into account age mileage and specification. TDC T&C could also not be included.	Access Commercial (UK) Ltd	£20,995.00	28/06/2021
	Low Income Family Tracker (LIFT)	Economic and specialist nature reasons. Dashboard Project led by KCC will deliver economies of scale and provide TDC with monthly administrative datasets that are held on its low income households and allows the Council to analyse and interrogate them via one accessible and easy to navigate cloud based dashboard. .	Policy in Practice	£25,571.00	26/07/2021
	Implementation of the web portal and Green Waste Module	Due to system used, only current supplier can meet requirements.	Bartec Municipal Technologies	Proposed extension to existing contract: £50,250.00 Total of proposed new contract £195,050.00	30/07/2021
	Commercial Waste Bins (1100L)	The current supplier cancelled the order due sourcing issues. To ensure the service requirement continued to be met, an alternative supplier was selected until March 2022 or for when the tender process is completed.	Container Care Solutions Ltd	£18,000.00	03/08/2021
	Commercial Waste Bins for immediate requirements ONLY	For continuation of fulfilling residents requirements until a formal arrangement for bin purchasing has been in place by the end of March 2022.	One 51 ES Plastics UK Ltd and UK Containers	£80,000.00	18/10/2021

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	360 Digger	Requirement is specialist and needed a trial of vehicles. A benchmarking exercise was also completed, however, specification was narrow and this is the only supplier which provides this model that meets TDC full requirements.	Lister Wilder	£21,850.00	18/10/2021
	Event App	A review was needed of current system and it was decided alternative options needed to be considered. Options reviewed with Digital were not viable, therefore the System App was the only one that would meet the Council's requirements. This was supported by other Council's also using this App with good feedback.	Apply 4	£10,500.00	08/11/2021
	Recruitment of Environmental Services Manager	It is a relatively niche market for the Environmental Services Manager. Attempts have been made to fill this post permanently in recent months using standard recruitment processes, however, to date they have been unsuccessful. The procurement of a recruitment agency who specialise in the waste/environmental sector is far more likely to achieve a successful outcome more quickly	Waste Recruit Ltd	£15,000.00	27/09/2021
	Cash Collection & Cash in Transit	Contract is being delivered via the ESPO Framework, therefore TDC's T&C are not able to be included.	G4S	£50,000.00	26/10/2021
	Incab devices and software	Due to system used, only current supplier can meet requirements.	Bartec Municipal Technologies	£21,781.00	29/11/2021
	Emergency Repair of Flap Gate Rams	H&S risk identified, which needs to be rectified urgently. Due to the criticality of risk and historical failures of the mitre gate, it is considered going out to a full ITQ process will cause delay and pose further risk.	Upland Engineering, UK Diveworks, Hydraulic and Engineering	£29,000.00	15/12/2021
	Upgrade IDOX Uniform to IDOC Cloud based Building Control System Tascomi	Requirement sourced via a Framework, therefore, TDC's T&C are not able to be included and it agreement. Due to tight timescales, agreement may not be able to be signed as a deed.	IDOX	£112,825.00	22/12/2021

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	Community Parks Grant Funding Proposed Play Area Improvements (Ethelbert Crescent)	The condition of the Viking Ship play equipment at Ethelbert Crescent is deteriorating and action is required to manage H&S risk. The timescale for delivery of a project using allocating funding is very short. The new play equipment or proposed improvements must be installed/complete by the end of March 2022 (8 week contract). Current supplier manages similar project and has capacity to complete works in time for deadline.	Kompan	£211,200.00	12/01/2022
	LED lighting Capital - urgent replacements	The original intention was to have a joint contract with KCC which was then deemed not appropriate. This caused delays in carrying out a full procurement process earlier. The waiver was needed to carry out urgent works until March 22, to enable a full procurement process to be carried out in April 22. The chosen supplier could carry out the work with immediate effect.	E Saunders	£75,504.30	01/02/2022
REJECTED	Annual Valuations	Waiver not agreed. Non Compliant Spend with CSO's (no contract/no waiver) & FPR's (no official order raised) 18th May 2021 discussed RL discussed with CB (Dep 151) advised again need to tender and that whilst due invoice would be have to be paid for work undertaken 20/21 a tender exercise must be undertaken to be compliant with CSOs.	Wilks, Head and Eves		
REJECTED	Medical Referee	ESPO Framework being considered. Rejected due to being retrospective. Previous appointment was non-compliant with CSOs and new appointment started before Waiver could be signed. Appointment had to be made due to a statutory requirement, therefore, continuation of service was necessary and could not be ceased/.	Dr Alexander Marshall, Dr Shakuntala Khemani		
EAST KENT SERVICES					
	None to date				