



Decision Ref. No.
(Please enter)
B028/17

DECISION RECORD ¹

Officer Key Decisions are subject to the Council's Call-In Procedure (Annex 9 of the Council's Constitution <https://www.hertfordshire.gov.uk/about-the-council/freedom-of-information-and-council-data/open-data-statistics-about-hertfordshire/who-we-are-and-what-we-do/who-we-are-and-what-we-do.aspx>)

Subject: Appointment of a technical advisor for the Residual Waste Treatment Programme (RWTP). <i>(Please use the same title as provided in the Forward Plan)</i>	
Staff Contact: Matthew King	Executive Member: Terry Hone
Tel: 01992 556207	Portfolio: Community Safety & Waste Management

1. Decision

- 1.1 That the Assistant Director Transport, Waste and Environmental Management; has determined and the Chief Legal Officer agrees that Annex A to this Decision Record should not be disclosed to the public as it contains exempt information as defined by Section 100 of the Local Government Act 1972, Schedule 12A, paragraph 3, the public interest in maintaining the exemption outweighing the public interest in disclosing that information;
- 1.2 Subject to 1.1 above, awards the contract for technical advisor for the Residual Waste Treatment Programme (RWTP) to the preferred supplier set out in Annex A and approves the signing of the contract.

2. Reasons for the decision

The County Council are in contract with Veolia ES Hertfordshire Ltd (VES) for the development of an Energy Recovery Facility (ERF) at Rye House, Hoddesdon for the treatment of Hertfordshire's residual local authority collected waste.

A procurement process has been carried out to appoint a technical advisor for the Residual Waste Treatment Programme (RWTP). The technical advisor shall be required to provide technical advice to the County Council through the pre-construction, construction and commissioning phase of the Rye House ERF development. The technical advisor will need to work closely with officers of the County Council and all other appointed advisors to ensure the ERF meets the requirements of the Council which form part of the contract with VES.

There are provisions in the contract so that should VES not receive planning permission for the Rye House ERF then the County Council shall not be liable for any costs for work not carried out.

3. Alternative options considered and rejected ²

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A notice published in the Official Journal of the European Union (OJEU) on the 28th February 2017 advertising the tender opportunity. Following a number of clarifications raised by bidders, and addressed by the County Council, five tenders were submitted by the deadline of 13th April 2017.

The successful tender achieved the highest score when evaluated for price and quality.

The name of the successful tenderer is set out in Annex A.

4. Consultation

(a) Comments of Executive Member^{3 4}

I have considered the decision record and report and am content to proceed.

(b) Comments of other consultees⁵

None required.

5. Following consultation with, and the concurrence of the Executive Member, I am proceeding with the proposed decision.

Signed:

Title:

Environment Resource Planning

Date: *29/5/17*

6. Copies of agreed document to:

- All consultees
- Chairman, and Vice-Chairmen of the Overview and Scrutiny Committee
- hard & electronic copy (for public inspection both at County Hall and on Hertsdirect) Democratic Services Manager - Room 213 County Hall.

¹ for guidance see Chief Legal Officer's note "Taking Decisions"

² details of any alternative options considered and rejected by the officer at the time the decision was made

³ record any conflict of interest declared by any Executive Member consulted. If an Executive Member declares a conflict of interest DO NOT PROCEED without seeking advice from the Chief Legal Officer

⁴ If the matter has general significance for the Council and/or is, or is likely to be, controversial, then the officer shall consult the appropriate Executive Member before proceeding. In some cases it will be necessary to consult more than one Executive Member, and in some cases the Leader of the Council will need to be consulted

⁵ If the matter has local significance, but no general significance for the Council and no controversial aspects, the officer shall consult or inform the local member in writing (or by e mail) and proceed. It is essential that all officers responsible for delivering services ensure that local members are kept well briefed on issues affecting their areas.