

## Contract Standing Orders – Proposed Changes

## Appendix C

	Section and Reference	Existing Text	Proposed amendment including revised text if appropriate
1.	<p><b>Contract Standing Orders</b></p> <p><b>8. Contract Thresholds and Tendering Procedures</b></p>	<p>(7) Contract Standing Orders 8(1), 8(2), 8(3) and 8(4) above shall not apply in the case of:</p> <p>(a) Goods or materials purchased at auction sales;</p> <p>(b) The extension of existing contracts where prices have remained unaltered or have varied only slightly and are otherwise clearly competitive provided that provision for extension has been included in the original contract. In such instances the Head of Service must maintain a record of all decisions taken and the reasons for those decisions; (See also Contract Standing Order 19);</p> <p>(c) Purchase of patented or proprietary goods or materials sold only at a fixed price;</p> <p>(d) Goods or materials in respect of which effective competition is prevented by government control;</p> <p>(e) The purchase of a named product required to be compatible with an existing installation as approved by the appropriate Head of Service;</p> <p>(f) The instruction of, advice from or service provided by counsel or instructions to solicitors to act on the Council's behalf;</p> <p>(g) Procurements made through or on behalf of any consortium, association or similar body provided that tenders or quotations are</p>	<p>To add some further exemptions from the requirement to comply with Contract Standing Orders 8(1)-(4):</p> <p>(7) Contract Standing Orders 8(1), 8(2), 8(3) and 8(4) above shall not apply in the case of:</p> <p>(a) Goods or materials purchased at auction sales;</p> <p>(b) The extension of existing contracts where prices have remained unaltered or have varied only slightly and are otherwise clearly competitive provided that provision for extension has been included in the original contract. In such instances the Head of Service must maintain a record of all decisions taken and the reasons for those decisions; (See also Contract Standing Order 19);</p> <p>(c) Purchase of patented or proprietary goods or materials sold only at a fixed price;</p> <p>(d) Goods or materials in respect of which effective competition is prevented by government control;</p> <p>(e) The purchase of a named product required to be compatible with an existing installation as approved by the appropriate Head of Service;</p> <p>(f) The instruction of, advice from or service</p>

		<p>invited and contracts placed in accordance with procedures which are broadly equivalent to these Standing Orders and also comply with any National or EU Legislation;</p> <p>(h) The purchase of a work of art or museum specimen as approved by the appropriate Head of Service;</p> <p>(i) Purchases, works and services required by the appropriate Head of Service so urgently as not to permit compliance with the requirements of competition. The urgency in this case must arise from unforeseen circumstances and not just failure to address the need for compliance in a timely manner. In any event the national and European procurement regulations will still apply;</p> <p>(j) Special education or social care contracts, if in the opinion of the appropriate Head of Service and Head of Law and Governance, it is considered in the Council's interests and to meet its obligations under a relevant legislation (Guidance note attached as Appendix 3); and</p> <p>(k) The exercise of specified Statutory Grant Aid powers delegated to an appropriate Head of Service.</p>	<p>provided by counsel or instructions to solicitors to act on the Council's behalf;</p> <p>(g) Procurements made through or on behalf of any consortium, association or similar body provided that tenders or quotations are invited and contracts placed in accordance with procedures which are broadly equivalent to these Standing Orders and also comply with any National or EU Legislation;</p> <p>(h) The purchase of a work of art or museum specimen as approved by the appropriate Head of Service;</p> <p>(i) Purchases, works and services required by the appropriate Head of Service so urgently as not to permit compliance with the requirements of competition. The urgency in this case must arise from unforeseen circumstances and not just failure to address the need for compliance in a timely manner. In any event the national and European procurement regulations will still apply;</p> <p>(j) Special education or social care contracts, if in the opinion of the appropriate Head of Service and Head of Law and Governance, it is considered in the Council's interests and to meet its obligations under a relevant legislation (Guidance note attached as Appendix 3);</p> <p>(k) The exercise of specified Statutory Grant Aid powers delegated to an appropriate Head of Service;</p> <p><b><u>(l) Registration with statutory regulators</u></b></p>
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			<p><u>including Care Quality Commission;</u>  <u>(m) Subscriptions to statutory bodies;</u>  <u>(n) Contracts with GPs and Pharmacies;</u>  <u>(o) Contracts for Out of Area GUM (Genito Urinary Medicine);</u>  <u>(p) Payments to Examination Boards; and</u>  <u>(q) Coroner Office Expenses.</u></p>
		<p><b>Reason for proposed change:</b>  (l) Registration with statutory regulators including Care Quality Commission – the Authority’s homes and care services are required to be registered.  (m) Subscriptions to statutory bodies – when the Authority needs to subscribe to certain bodies, it can not then go to somewhere else.  (n) Contracts with GPs and Pharmacies – Residents can go to any GP and Pharmacy and the Authority is required to provide these services throughout the Borough.  (o) Contracts for Out of Area GUM (Genito Urinary Medicine) – Residents within the Borough have the right to go to any out of Borough GUM service.  (p) Payments to Examination Boards – Exam boards are specific to particular examinations and curriculum and can not be changed.  (q) Coroner Office Expenses – The Authority must go to the Coroner detailed by the NHS.</p>	
	<p><b>Implications of proposed change:</b></p> <ul style="list-style-type: none"> <li>• <b>Finance and other resource implications:</b> There are no financial implications arising directly from these proposals.</li> <li>• <b>Legal implications:</b> There are no legal implications arising directly from these proposals.</li> <li>• <b>Consultation/Engagement undertaken (internal and external):</b> Consultation has taken place with relevant officers.</li> </ul>		

- **Human Rights implications:**  
There are no human rights implications arising directly from these proposals.
- **Equalities and Diversity implications:**  
There are no equalities and diversity implications arising directly from these proposals.
- **Risk Management implications:**  
There are no risk management implications arising directly from these proposals.
- **Crime and Disorder implications:**  
There are no crime and disorder implications arising directly from these proposals.
- **Environment and Sustainability implications:**  
There are no environment and sustainability implications arising directly from these proposals.

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**Head of Service sign-off:**  
(please insert a cross in the box)