

To: HOUSING AND SOCIAL WORK SERVICES COMMITTEE		Subject: FURNITURE STORAGE, REMOVAL AND DISPOSAL SERVICE	
From: HEAD OF HOUSING SERVICES			
Date: 5 August 2010	Ref: EMCH/SL		

1. Purpose of Report / Introduction

The purpose of this report is to update Committee on the status of the award of contract for the provision of Storage, Removal and Disposal for furniture and personal belongings.

2. Background

- 2.1 Committee will recall the decision to award the new contract for "Storage, Removal and Disposal" to Pickfords and in this regard reference is made to agenda item 24 of the April meeting of this Committee.
- 2.2 Prior to concluding this contract award, Pickfords informed the Council that they had now reached the view the transfer of undertakings (protection of employment) regulations 2006 (TUPE) would apply and this had not been taken into account in their submission price. Furthermore Pickfords advised the Council that their insurance against damages to goods and personal belongings in-transit, and during storage, would be limited to a fixed maximum settlement per item. Both of these factors were introduced after their tender submission. Pickfords subsequently provided written confirmation that their tender was withdrawn.
- 2.3 Consideration was then given to the second placed tender, but it was found it too did not take the transfer of undertakings (protection of employment) regulations 2006 (TUPE) into consideration in the tender price.
- 2.4 Following discussion with both Corporate Procurement and Legal Services on the most appropriate legal and practical way to proceed to secure the best interests of the Council, it was decided to restart the procurement process, but only from the tender stage, and to invite the five contractors shortlisted from the Pre-Qualification Questionnaire stage to submit a new tender.
- 2.5 The revised tender documentation has fully detailed requirements with regards to the undertakings (protection of employment) regulations 2006 (TUPE) and insurance liability to ensure that all bids submitted are on the same basis, and bring certainty on the final price to the Council.
- 2.6 Following consultation with the Convener the revised tender documentation has been issued for a return by the 24th August 2010

3. Proposals / Consideration

- 3.1 The contract value and duration remain unchanged from that previously reported to Committee.
- 3.2 The previously established Project Team, supported by Corporate Procurement will continue to take forward this procurement.
- 3.3 The outcome of the competitive procurement will be subject to a further Report to Committee.

4. Recommendation

It is recommended that Committee:

- (i) Note the action taken in regard to the tender process and homologate that and the issue of the revised tender documentation.
- (ii) Note that after consultation with the Convenor, and in accordance with the delegations given to the Executive Director of Corporate Services, this contract will be progressed for acceptance.
- (iii) Note that a further Report will be made to Committee on the outcome of the tender process.



Elaine McHugh
Head of Housing Services
5 August 2010