

CONTRACT PROCEDURE RULES

Contract Procedure Rules set out the principles, roles and processes involved in procurement at the Council. Whenever the Council is seeking works, goods or services they must comply with these Rules. They should be read in conjunction with the rest of the Constitution, Financial Procedure Rules and any relevant legislation.

All procurements must realise value for money through the combination of costs and quality.

These Rules seek to protect the Council's reputation by minimising the risk of allegations of corruption, dishonesty and failure to meet legal obligations. Following these Rules will ensure that how the Council procures works, goods and services is as transparent and fair as possible.

Officers are able to access detailed, practical guidance available in the Procurement Toolkit which will help them to practically use these Rules.

These Rules do not apply in the following circumstances:

- The purchase or lease of property, land acquisition, interest in land, transaction in land or disposal. This does not extend to any service, supplies or works contracts that may be required to make the land, existing buildings or immoveable property ready for acquisition, disposal or leasing.
- Direct employment of permanent or fixed term employees, for the avoidance of doubt these Rules do apply to consultancy and employment agency contracts.
- Instructing barristers or solicitors and those costs do not exceed the relevant EU Threshold.
- The lending or borrowing of money by the Council.
- Contracts between Local Authorities as defined by Clause 12 of the Public Contract Regulations 2015

1.0 Roles and Responsibilities

1.1 Officers

1.2 The Officer responsible for the procurement must comply with these Contract Procedure Rules and the Financial Procedure Rules. The Officer is also responsible for ensuring that any Agents acting on behalf of the Council do so in compliance with these Rules and should seek written confirmation of their agreement.

1.3 As part of the service planning process Officers are expected to highlight all required procurements support through the annual Procurement Work Plan in advance of the next financial year.

- 1.4 Officers are responsible for ensuring the Welland Procurement Unit are aware of the timescales for upcoming procurement work especially for contracts in excess of £50,000 in sufficient time.
- 1.5 Officers must have regard to the guidance contained in the Procurement Toolkit which can be accessed via the procurement via <http://wellandprocurement.org.uk>
- 1.6 Officers must check with Welland Procurement whether a suitable Corporate Contract or other Publicly Available Contract exists before seeking to let another Contract. Where such a contract does exist, its use should be considered.
- 1.7 Officers must keep the records detailed in these Rules.
- 1.8 The requirements for each procurement are detailed below. Where an EU procedure is required, the Officer **must** contact Welland Procurement before embarking on the procurement.
- 1.9 Officers should take all necessary legal, financial and other professional advice (e.g, HR, Comms) and ensure the necessary decisions are in place before embarking upon any procurement process.
- 1.10 Where any employee of the Council or of a Supplier may be affected by any transfer arrangement (TUPE), the Officer must ensure that the Transfer of Undertaking (Protection of Employment) issues are considered and obtain relevant advice.
- 1.11 Officers must ensure that the contracts for which they are responsible are effectively managed and monitored to ensure they deliver the requirement as intended.
- 1.12 Where an Officer has a potential conflict of interest within a procurement, the Officer must declare this immediately to the relevant Director and Monitoring Officer. The Officer may be required to withdraw from the procurement process. Any Officer who fails to declare such a conflict of interest may be subject to disciplinary proceedings and sanctions and risks being prosecuted under the Bribery Act 2010.
- 1.13 Senior Leadership Team
- 1.14 The Senior Leadership Team must ensure that they and their Officers comply with these Rules at all times.
- 1.15 The Senior Leadership Team must ensure that Value for Money is achieved in all procurements.
- 1.16 The Senior Leadership Team must ensure that they have in place a Scheme of

Delegation that records in writing what action Officers are authorised to take under these Rules.

1.17 In the interests of forward planning, the Senior Leadership Team should prepare, maintain and review a rolling schedule in respect of procurement activities valued over £50,000.

1.18 The Senior Leadership Team is responsible for ensuring that the Council's Contracts Register is updated as required following procurement activity.

1.19 Where an officer within the Senior Leadership Team has a potential conflict of interest within a procurement, the officer must declare this immediately to the relevant Director and Monitoring Officer. The Officer may be required to withdraw from the procurement process. Any Officer who fails to declare such a conflict of interest may be subject to disciplinary proceedings and sanctions and risks being prosecuted under the Bribery Act 2010.

2.0 Procurements valued under £10,000

2.1 Where the contract is valued below £10,000, Officers are required to seek at least one written quotation. Value for money remains a primary objective and so Officers may decide to seek more than one quotation to ensure that objective is achieved.

2.2 Quotations can be submitted via email but should be PDF documents to prevent tampering or accusations thereof.

2.3 The quotation(s) must be received before any order is processed and must include the following information:

- a) A description of the goods, services or works to be supplied;
- b) When and where they will be supplied;
- c) The value of the requirement
- d) Payment terms.

2.4 The contract or Purchase Order must be approved/signed by the relevant Budget Manager in accordance with budget authorisation limits (as outlined in the Financial Procedure Rules) via the Council's Corporate Financial System (electronic purchase order).

2.5 Where the value of the contract is more than £5,000, the resultant contract must be added to the Contract Register to ensure compliance with Transparency Regulations.

3.0 Procurements valued between £10,000 and £49,999

3.1 Where the contract is valued between £10,000 and £49,999 at least 3 quotations must be obtained in writing (email is acceptable). Those quotations must be invited from identified suppliers as no procurement advertising can take place.

3.2 It is recommended that the Request for Quotation template document is used which can be obtained from the procurement portal (see above 2.3 above). In any case

the criteria for selecting the most advantageous quotation must be established before the quotations are invited and be made clear in the procurement documentation.

- 3.3 At least one of the suppliers invited to submit a quotation should be local, **where local means in the sub-region or region.**
- 3.4 Where fewer than 3 potential suppliers can be identified, the Officer must keep a written record of the reason and all potential suppliers should be invited to quote. It is accepted that the Officer may receive fewer than 3 quotations even where 3 or more suppliers have been invited to quote.
- 3.5 Quotations can be submitted via email but should be PDF documents to prevent tampering or accusations thereof.
- 3.6 The Officer must keep copies of the Council's procurement documentation as well as copies of all quotations received and any communication between the Council and the successful bidder. These documents should be stored in the Council's Central Procurement Filing System: [Q:\21 Procurement](#)
- 3.7 Evaluation of the quotations received must be carried out using the evaluation criteria identified in the procurement documentation. Clarification questions may be asked where responses would not result in a material change of the bid received.
- 3.8 The contract award must be authorised by a member of the Senior Leadership Team.
- 3.9 The contract or terms and conditions must be signed by a member of the Senior Leadership Team or a person authorised by them in accordance with the delegation scheme.
- 3.10 The resultant contract must be added to the Council's Contract Register to ensure compliance with Transparency Regulations.
- 3.11 If the contract is valued over £25,000, an award notice on Contracts Finder is required. Welland Procurement is responsible for such award notices.
- 4.0 **Procurements Valued between £50,000 and the Current Goods and Services OJEU Threshold**
- 4.1 Welland Procurement should be notified in respect of all contracts valued between £50,000 and the current goods and services OJEU Threshold because a single stage/open tender process must be completed. This means that all interested suppliers are eligible to submit a Tender.
- 4.2 The procurement must be advertised on Contracts Finder, Welland Procurement is responsible for managing this advertising.
- 4.3 The procurement will be managed using an electronic tendering system, the Officer must therefore contact Welland Procurement to access that system.
- 4.4 It is recommended that the Open Tender template documents are used, in any case the Officer must ensure that the required Standard Suitability Questions are

used which can be found on the procurement portal (see 2.2 above). The Officer must ensure that all relevant procurement documents are finalised before the procurement is advertised, these will include at least the Specification, Terms and Conditions of Contract and weighting evaluation criteria.

- 4.5 Tenders will be received via the electronic tendering system. The Officer, a representative of Welland Procurement and a duly appointed independent Council officer will be responsible for opening and logging the tenders to meet Internal Audit requirements.
- 4.6 Tenders must be evaluated in accordance with the advertised weighted evaluation criteria, clarification questions may be asked as long as the response would not have the affect of materially changing the tender received.
- 4.7 The bidder with the highest evaluation score will be awarded the contract. If this is not the case, the advice of Welland Procurement must be sought prior to award.
- 4.8 Contract award must be approved in writing by a member of the Senior Leadership Team.
- 4.9 All bidders must be notified of the Award decision simultaneously in writing (via email) by the Officer, whether or not their bid was successful.
- 4.10 The contract must be signed by a member of the Senior Leadership Team. In certain circumstances the contract may require sealing, please see **Section xxx** below.
- 4.11 The resultant contract must be added to the Council's Contract Register to ensure compliance with Transparency Regulations. The Officer is responsible for the subsequent storage and safe keeping of the signed contract.
- 4.12 The Officer must keep the following records:
 - a) The method of obtaining tenders.
 - b) Tender documents produced by the Council
 - c) Tenders received from bidders. The successful tender should be retained for at least the life of the contract. Unsuccessful tenders should be retained for the first 12 months of the contract.
 - d) A written record of the evaluation
 - e) A record of the Award approval
 - f) A signed copy of the Contract which should retained for the life of the contract and in normal circumstances for 6 years thereafter.
 - g) Communications to and from bidders during the procurement process.

These documents should be stored in the Council's Central Procurement Filing System: [Q:\21 Procurement](#) .

- 4.13 Where an Agent has managed the procurement on behalf of the Council, the Officer must ensure that the above documents are returned to the Council upon completion of the process and stored as detailed in **xxx** above.
- 4.14 An award notice is required on Contracts Finder, Welland Procurement is responsible for such award notices.

5.0 **Procurements for Works Contracts Valued between the Goods and Services OJEU Threshold and the Works OJEU Threshold**

- 5.1 Welland Procurement should be instructed for all Works contracts valued between the Goods and Services OJEU Threshold and the Works OJEU Threshold. The authorised Officer can choose either a single stage/open tender or two stage/restricted process.
- 5.2 The procurement must be advertised on Contracts Finder, Welland Procurement is responsible for managing this advertising.
- 5.3 The procurement will be managed using an electronic tendering system, the Officer must therefore contact Welland Procurement to access that system.
- 5.4 It is recommended that the Open Tender template or Restricted Tender template is used. In any case, the Officer must ensure that all relevant procurement documents are available at the time the procurement is advertised, these will include at least the Specification, Terms and Conditions of Contract and weighting evaluation criteria. Templates can be accessed from the procurement portal **xxxxxxx**).
- 5.5 Tenders will be received via the e tendering system. The Officer, a representative of Welland Procurement and a duly appointed independent Council officer will be responsible for opening and logging the tenders to meet Internal Audit requirements.
- 5.6 Tenders must be evaluated in accordance with the advertised weighted evaluation criteria, clarification questions may be asked as long as the response would not have the affect of materially changing the tender received.
- 5.7 The bidder with the highest evaluation score will be awarded the contract. If this is not the case, the advice of Welland Procurement must be sought prior to award.
- 5.8 Contract award must be approved by a member of the Senior Leadership Team.
- 5.9 All bidders must be notified of the Award decision simultaneously in writing (via email) by the Officer, whether or not their bid was successful.
- 5.10 The contract must be signed by a member of the Senior Leadership Team or an officer authorised by them in accordance with the delegation scheme. In certain circumstances the contract may require sealing, please see **Section xxx**.
- 5.11 The details of the resultant contract must be added to the Council's Contract Register to ensure compliance with Transparency Regulations. The Officer is responsible for the subsequent storage and safe keeping of the signed contract.
- 5.12 The Officer must keep the following records:
 - a) The method of obtaining tenders.
 - b) Tender documents produced by the Council
 - c) Tenders received from bidders. The successful tender should be retained for at least the life of the contract. Unsuccessful tenders should be retained for the first 12 months of the contract.

- d) A written record of the evaluation
- e) A record of the Award approval
- f) A signed copy of the Contract which should be retained for the life of the contract and in normal circumstances for 6 years thereafter.
- g) Communications to and from bidders during the procurement process

These documents should be stored in the Council's Central Procurement Filing System: [Q:\21 Procurement](#)

5.13 Where an Agent has managed the procurement on behalf of the Council, the Officer must ensure that the above documents are returned to the Council upon completion of the process and stored as detailed in clause 5.12 above.

5.14 An award notice is required on Contracts Finder, Welland Procurement is responsible for such award notices.

6.0 Procurements Valued Over the Relevant OJEU Threshold

6.1 Where the anticipated value of the contract exceeds the relevant OJEU threshold, the formal advice of Welland Procurement must be sought as early as possible and in any case before any procurement activity takes place.

7.0 Procuring via a Framework Agreement or Dynamic Purchasing System (DPS)

7.1 A contract of any value can be procured via a framework agreement or DPS, compliance with these Rules and relevant national and EU law is achieved through compliance with the framework agreement/DPS terms and conditions.

7.2 For the avoidance of doubt, a framework agreement or DPS is considered a compliant procurement route where:
It has been entered into by the Council in compliance with these Rules; or
Another contracting authority, purchasing consortium or Central Government has tendered the framework agreement or DPS in compliance with national and EU procurement law and the Council is named as a potential user of the arrangement.

7.3 Contract award must be approved by a member of the Senior Leadership Team.

7.4 The contract must be signed by a member of the Senior Leadership Team.

7.5 The resultant contract must be added to the Council's Contract Register to ensure compliance with Transparency Regulations. The Officer is responsible for the subsequent storage and safe keeping of the signed contract.

7.6 Where the contract is valued over £25,000 an award notice is required on Contracts Finder, Welland Procurement is responsible for such award notices.

8.0 Other Matters to Consider

8.1 Conflict of Interest

- xxxx define when a conflict of interest must be declared
- Where xxxx above applies, all officers, Members and other stakeholders involved in procuring for the Council must sign a Declaration of Interest form at the start of the procurement process. This form is available from www.wellandprocurement.org.uk
- This form must be kept on file during the procurement itself and the contract term.

8.2 Abnormally Low Bids

- Under the Public Contract Regulations 2015, the Council is required to request an explanation of the price or costs proposed in a tender where that price or those costs appear to be abnormally low in relation to the requirement.
- Advice should be sought from Welland Procurement during this investigation process to ensure that the requirements of the Public Contract Regulations 2015 are adequately complied with.

8.3 GDPR Requirements

- The General Data Protection Regulations impose greater obligations on the Council to protect an individual's information.
- Officers conducting a procurement should ensure that the GDPR screening questions, available from Welland Procurement, are completed as early as possible in the planning stages of that procurement.
- Should any of the GDPR screening questions be answered positively, further advice must be sought from Welland Procurement and the Council's Data Protection Officer before any further action is taken.

8.4 Impact of Organised Crime

- In 2016 a pilot study was undertaken which found links between organised crime and specific categories of public sector procurement.
- Areas particularly at risk of involvement with organised crime are taxis/transport, waste and areas of low level spend, for example property maintenance.
- If an officer is seeking to procure in one of these higher risk categories, further advice should be sought from Welland Procurement.

8.5 Financial Sanctions Legislation

- Financial sanctions are imposed by government and may apply to individuals and entities in the UK and abroad. In most cases it is illegal to contract with individuals and entities subject to financial sanctions.
- Any officer concerned about whether the individual or entity they wish to enter into a contract with may be subject to financial sanctions should visit <http://hmt-sanctions.s3.amazonaws.com/sanctionsconlist.htm>

8.6 Sealing a Contract

- A contract must be sealed where the total value is over £50,000
- The Council wishes to enforce the contract for more than twelve years following its expiry (e.g. for land or construction works); or

- The price paid or received under the contract is a nominal price and does not reflect the value of the goods, services or works; or
- There is any doubt about the authority of the person signing for the other contracting party; or
- A Bond is established on behalf of the Supplier(s) or their guarantors; or
- Required by the Parties to the agreement; or
- where the Monitoring Officer deems it appropriate.

Where contracts are completed by each side adding their common seal, the affixing must be attested by or on behalf of the Council in accordance with the Constitution. The Director of Law and Governance is responsible for the process of sealing a contract.

9.0 Exemptions

9.1 The exemptions listed in this Section do not apply to procurements valued above the relevant EU Threshold (See below for thresholds).

Exemptions must be approved by the Director for Corporate Resources and the Director of Law and Governance upon completion of the form at Appendix 3 subject to one of more of the following criteria being fulfilled.

- No genuine competition: proprietary or patented goods or services; requirement of such a specialist nature that it can genuinely only be fulfilled by one person or organisation; compatibility with existing goods or services is required and where those existing goods or services can only be sourced from the same supplier.
- Genuine emergencies: critical preventative or remedial work where there is a real and imminent risk to the safety of people or property arising from hitherto unforeseen 'catastrophic' events or incidents, for example fire, bombing, landslide etc.
- Urgent Situations not of the Council's own making: the urgency must have been reasonably unforeseeable (e.g. existing supplier going into liquidation) and genuinely be a case of time is of the essence. Urgency arising from the Council's own making (e.g. lack of planning) shall not justify an exemption. Where this exemption is used, a compliant procurement must be implemented as soon as possible.
- Collaborative/Joint Procurement: where another authority/public body is acting as the 'lead buyer' and provided that the Officer can demonstrate those arrangements comply with relevant Regulations and best practice.
- Grants which the Council may receive or make: except where the grant is the form of payment for a contract for services where the Council specifies the output or outcomes to be delivered. The awarding of grants by the Council or on behalf of the Council must be carried out under the principles of openness, fairness, non-discrimination and value for money. Officers cannot choose to treat procurement as a grant in order to avoid conducting a competitive process.

- Contracts for the execution of either mandatory works or provision of goods or services which must be provided by Statutory Provider other than the Council. This includes but is not limited to public utility companies and other legal authorities.

10.0 **Contract Management**

10.1 Contract Management

- The named Contract Manager should be noted in the Contract Register. All contracts must have a named Contract Manager for the entirety of the contract and that Contract Manager is responsible for the application of these Rules.
- For all contracts valued over £50,000, the Contract Manager must identify the risks by maintaining a suitable risk register and ensure that suitable contingency measures are in place.
- During the life of the contract, the Contract Manager must monitor the overall performance of the contract closely in order to ensure any issues of under performance are addressed as soon as possible and any areas of added value are identified as soon as possible.

10.2 Variation

- In any case where a variation means that the value of a contract would exceed the relevant EU Threshold, or where there is any material change to the contract, the contract must be treated as a new procurement under these Rules.
- A material change is one which
 - Would have allowed the admission of other Bidders or the acceptance or another tender; or
 - Extends the scope of the contract considerably to goods, services or works not initially covered by the Specification; or
 - Changes the economic balance in favour of the contractor in a manner not provided for in the procurement documents
- For clarity, a change will be deemed immaterial if the value of the modification is both below the relevant EU Threshold and below 10 % of the original contract value (15% for works contracts).

10.3 Extension

- A contract should not be extended beyond its initial term unless the contract documents allow.
- A Framework Agreement shall only be extended if the contract documents and framework allow and the original term and extension together should not exceed four years except in exceptional circumstances.
- Where a business need has been identified which means that a contract is required to be extended beyond the term permissible in the original contract

documents, advice must be sought from Welland Procurement in the first instance and authority sought from the Monitoring Officer or the S151 Officer if such an extension is proposed.

- The Officer must be satisfied that such an extension would achieve value for money and be reasonable in all circumstances. The Officer must record the reasons for these conclusions in writing (i.e. the relevant decision record).

11.0 **Appendix 1: Definitions**

11.1 Award Notice	A notice published on OJEU and/or Contracts Finder which provides details of the winning bidder and the final value of the contract. Award notices are required for all procurements valued over £25,000
Bidder	An individual or organisation who submits a tender or quotation in a competitive procurement process
Contracting Authority	Has the definition contained within the Public Contract Regulations 2015. It means the State, regional or local authorities, bodies governed by public law or associations formed by one or more such authorities or one or more such bodies governed by public law, and includes central government authorities, but does not include Her Majesty in her private capacity
Contract management	Is the process of managing contract creation, execution and analysis to maximize operational and financial performance at an organization, all while reducing financial risk.
Contract term	Is the length of the contract including the initial term and any extension periods proposed.
Corporate Contract	A contract that has already been let by the Council
Dynamic Purchasing System (DPS)	Is similar to an electronic framework agreement, with two exceptions, new suppliers can join at any time and it is to be run as a completely electronic process.
EU Procedure	A procurement process over the relevant EU Threshold and so governed by EU procurement regulations as defined within the Public Contract Regulations 2015
EU Threshold	The threshold established by the EU above which an EU procedure must be carried out. There are thresholds for goods/services, works and concessions. The current threshold is contained within Appendix 2.
Evaluation	The process of assessing received tenders or quotations against the published criteria to identify the winning bidder, i.e. the bidder with the highest evaluation score.
Extension (contract)	An additional period identified within the contract, beyond the initial term which may be used to lengthen the contract term.
Framework Agreement	A framework is an agreement with suppliers to establish terms governing contracts that may be awarded during the life of the agreement. It is a general term for agreements that set out terms and conditions for making specific purchases (call-offs).
Goods	Tangible products that satisfy a need

Initial Term	The initial period of a contract which may be subsequently extended
OJEU	The Official Journal of the European Union
Procurement	Procurement is the process of finding, agreeing terms and acquiring goods, services or works from an external source, often via a tendering or competitive bidding process.
Publicly available contract	A contract that has been let by another Contracting Authority and which is available for use by the Council. The Council must have been named specifically or generally within the procurement documentation in order to enable access.
Quotation	A formal statement setting out the estimated cost for a particular job or service.
Services	A valuable action, deed, or effort performed to satisfy a need or to fulfil a demand.
Specification	An exact statement of the particular needs to be satisfied, or essential characteristics that a customer requires (in a good, material, method, process, service, system, or work) and which a bidder must deliver.
Standard Suitability Questions/Questionnaire	The set of standard suitability or selection questions referred to in PPN 08/16 which must be used in all advertised procurements.
Tender	A written invitation sent to potential suppliers of a good or service to inform them about the information required for the buyer to choose between them.
Terms and Conditions	General and special arrangements, provisions, requirements, rules, specifications, and standards that form an integral part of an agreement or contract.
TUPE	Stands for the Transfer of Undertakings (Protection of Employment) Regulations. This is relevant to any redundancy decisions where a business or part of it is transferred from one owner to another
Variation	Is an alteration to the scope, term or any other part of a Contract. The limitations of the Public Contract Regulations 2015 should be borne in mind when varying a contract.
Whole life costs	The total cost of ownership over the whole length of the contract and sometimes beyond.
Works	As defined by the Public Contract Regulations 2015. Means public contracts which have as their object any of the following:— (a) the execution, or both the design and execution, of works related to one of the activities listed in Schedule 2; (b) the execution, or both the design and execution, of a work; (c) the realisation, by whatever means, of a work corresponding to the requirements specified by the contracting authority exercising a decisive influence on the type or design of the work

11.2 Appendix 2: Variable Information

The following information is subject to change during the currency of these Contract Procedure Rules and may be updated as changes occur by the relevant Chief Officer.

EU Thresholds

From 1st January 2018 to 31st December 2019, the EU Thresholds are:

Goods and services:	£181,302
Works:	£4,551,413
Concessions:	£4,551,412
Light Touch Regime:	£615,278

Welland Procurement

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Procurement Toolkit: www.wellandprocurement.org.uk

11.3 **Appendix 3: Approval Forms**

See Officer Decision Record template or Executive Decision Record Template

12.0 Appendix 4 - Quick Reference Guide: Contract Procedure Rules

Value of Procurement	Notices Required	Authority	Procurement Method	Value of Procurement
Under £10,000	None	Decision to procure is required before procurement commences (Record of Decision / Committee). and: Decision to award must be obtained before contract is awarded (Record of Decision / Committee).	At least one written quotation required including: <ul style="list-style-type: none"> • Description of goods / works / services • When & where • Value & Payment Terms (CPR rule 4.1) 	Under £10,000
Between £10,000 and £49,999	None however if advertised or tendered, then contact the Welland Procurement Unit for guidance.	Decision to procure is required before procurement commences (Record of Decision/ Committee). and: Decision to award must be obtained before contract is awarded (Record of Decision/Committee).	At least 3 quotations should be sought using RFQ template with one supplier being local. (CPR rule 5) All contracts above £25,000 must be referred to Welland Procurement for an award notice submitted via Contracts Finder to be issued.	Between £10,000 and £49,999
Goods and Services Between £50,000 and EU Goods/Services	Advertising and award notices. See Rule 6	Decision to procure is required before procurement commences (EDR/Committee).	Welland Procurement must be instructed. A single stage (open) tender is required. Tenders at this level are run via Welland Procurement's E	<u>Finance process:</u> Purchase Orders for this amount can only be authorised by a

<p>Threshold</p>		<p>and:</p> <p>Decision to award must be obtained before contract is awarded (EDR/Committee).</p>	<p>tendering system</p> <p>All contracts above £25,000 must be referred to Welland Procurement for an award notice submitted via Contracts Finder to be issued. (CPR rule 6)</p>	<p>Director in accordance with the Budget and Policy Framework.</p> <p><u>Legal Process:</u> Contract must be signed or sealed (see below)</p> <p>Procurements valued above £25,000 are subject to The Public Contracts Regulations 2015 and Transparency Regulations and will need to be entered on to the Council's Contracts Register and Contracts Finder. The process should be advertised and awarded via Contracts Finder through Welland Procurement.</p>
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<p>Works Between EU Goods/Services Threshold and Works OJEU Threshold</p>		<p>Decision to procure is required before procurement commences (EDR/Committee).</p> <p>and:</p> <p>Decision to award must be obtained before contract is awarded (EDR/Committee).</p>	<p>Welland Procurement must be instructed. A single stage (open) tender or two stage /restricted process can be adopted. Tenders at this level are run via Welland Procurement's E tendering system</p> <p>Must be advertised on Contracts Finder (CPR rule 7)</p> <p>All contracts for this threshold must be on the Contracts Register and advertised and awarded through Contracts Finder.</p>	<p>Welland Procurement Unit must undertake this type of procurement</p> <p><u>Finance process:</u> Purchase Orders for this amount can only be authorised by a Director in accordance with the Budget and Policy Framework.</p> <p><u>Legal Process:</u> Contract must be signed or sealed (see below)</p> <p>Procurements valued above £25,000 are subject to The Public Contracts Regulations 2015 and Transparency Regulations and will need to be entered on to the</p>
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				Council's Contracts Register and Contracts Finder.
Goods and Services Between £50,000 and EU Goods/Services Threshold	Advertising and award notices. See Rule 6	Decision to procure is required before procurement commences (EDR/Committee). and: Decision to award must be obtained before contract is awarded (EDR/Committee).	Welland Procurement must be instructed. A single stage (open) tender is required. Tenders at this level are run via Welland Procurement's E tendering system All contracts above £25,000 must be referred to Welland Procurement for an award notice submitted via Contracts Finder to be issued. (CPR rule 6)	<u>Finance process:</u> Purchase Orders for this amount can only be authorised by a Director in accordance with the Budget and Policy Framework. <u>Legal Process:</u> Contract must be signed or sealed (see below) Procurements valued above £25,000 are subject to The Public Contracts Regulations 2015 and Transparency Regulations and will need to be entered on to the Council's

				Contracts Register and Contracts Finder. The process should be advertised and awarded via Contracts Finder through Welland Procurement.
Over relevant EU Threshold	OJEU Advertising and Award notices.	Decision to procure is required before procurement commences (EDR/Committee). and: Decision to award must be obtained before contract is awarded (EDR/Committee).	A method defined by EU Procurement Regulations. Tenders at this level are run via Welland Procurement's E tendering system (CPR rule 8) All contracts for this threshold must be on the Contracts Register and advertised and awarded via OJEU and Contracts Register.	Welland Procurement Unit must undertake this type of procurement <u>Finance process:</u> Purchase Orders for this amount can only be authorised by a Director in accordance with the Budget and Policy Framework. <u>Legal Process:</u> Contract must be signed or sealed (see below)

				<p>Procurements valued above £25,000 are subject to The Public Contracts Regulations 2015 and Transparency Regulations and will need to be entered on to the Council's Contracts Register and Contracts Finder.</p>
<p>Light Touch Regime</p>	<p>OJEU Advertising and Award notices.</p>	<p>Decision to procure is required before procurement commences (EDR/Committee).</p> <p>and:</p> <p>Decision to award must be obtained before contract is awarded (EDR/Committee).</p>	<p>A method defined by EU Procurement Regulations. Tenders at this level are run via Welland Procurement's E tendering system</p> <p>(CPR rule 8)</p> <p>All contracts for this threshold must be on the Contracts Register and advertised and awarded via OJEU and Contracts Register.</p>	<p>Welland Procurement Unit must undertake this type of procurement</p> <p><u>Finance process:</u> Purchase Orders for this amount can only be authorised by a Director in accordance with the Budget and Policy Framework.</p>

				<p><u>Legal Process:</u> Contract must be signed or sealed (see below)</p> <p>Procurements valued above £25,000 are subject to The Public Contracts Regulations 2015 and Transparency Regulations and will need to be entered on to the Council's Contracts Register and Contracts Finder.</p>
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13.0 **Appendix 5 - Agreements must be signed / completed as follows**

TOTAL VALUE	METHOD OF COMPLETION	BY	TOTAL VALUE	METHOD OF COMPLETION
Up to £10,000	<p>Signature</p> <p>Use of Purchase Order (or Written Contract for complex requirements) with Standard Purchase</p>	<p>Officer with appropriate authority to enter into a contract: SLT (Relevant Director)</p> <p>Note: See sealing</p>	Up to £10,000	<p>Signature</p> <p>Use of Purchase Order (or Written Contract for complex requirements)</p>

	Order T's and C's	requirements below		with Standard Purchase Order T's and C's
Over £10,000 and up to £49,999	<p>Signature</p> <p>Use of Purchase Order, or Written Contract for complex requirements</p> <p>Standard T's and C's (Short Form)</p>	<p>Officer with appropriate authority to enter into a contract: SLT (Relevant Director)</p> <p>Note: See sealing requirements below</p>	Over £10,000 and up to £49,999	<p>Signature</p> <p>Use of Purchase Order, or Written Contract for complex requirements</p> <p>Standard T's and C's (Short Form)</p>
Over £50,000 and up to EU Threshold	<p>Sealing</p> <p>Standard T's and C's (Long Form/Bespoke)</p>	<p>Contract must be sealed (CPR rule 10)</p> <p>Note: See sealing requirements below</p>	Over £50,000 and up to EU Threshold	<p>Sealing</p> <p>Standard T's and C's (Long Form/Bespoke)</p>
Contracts for sealing	Sealing	<p>The contract should be sealed if (Rule 10):</p> <ul style="list-style-type: none">) is over £50,000) is to be enforced for 12+yrs after following expiry (land, construction works); or) has a bond;) the price paid is 	Contracts for sealing	Sealing

		nominal and does not reflect the level or value of the goods or services; or in the opinion of the Director of Law & Governance should be sealed;		
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