

	<h2>CHIEF OFFICER IN CONSULTATION WITH COMMITTEE CHAIRMAN DELEGATED POWERS REPORT</h2>
<p style="text-align: center;">Title</p>	<p>Award of contracts for the provision of hired transport services for children and adults and authorisation for Barnet Education and Learning Service Ltd to manage these contracts.</p>
<p style="text-align: center;">Report of</p>	<p>Chairman of the Children, Education and Safeguarding Committee and Executive Director, Children’s Services</p>
<p style="text-align: center;">Wards</p>	<p>All</p>
<p style="text-align: center;">Status</p>	<p>Public</p>
<p style="text-align: center;">Enclosures</p>	<p>None</p>
<p style="text-align: center;">Officer Contact Details</p>	<p>Ben Thomas, Strategic Lead, Children and Young People, Ben.Thomas@barnet.gov.uk</p>

<h3>Summary</h3>
<p>The report seeks approval for the award of contracts to the providers set out in Appendix D for the provision of hired transport services for children and adults and authorisation for Barnet Education and Learning Service Ltd to manage these contracts and the extended contracts with providers listed in Appendices A to D.</p>

<h3>Decisions</h3>
<p>1. To approve the award of contracts to the transport providers set out in Appendix D for the provision of hired transport services for children and adults following the Dynamic Purchasing System (DPS) procurement process, as set out in the Policy and Resources Committee report dated 21 March 2017.</p>
<p>2. To approve the proposal to extend the existing DPS for a further four years.</p>
<p>3. To authorise Barnet Education and Learning Service to continue to manage contracts with individual providers on the Council’s behalf including contracts with those providers listed in Appendices A, B, C and D and any further contracts let through the DPS procurement process.</p>

1. WHY THIS REPORT IS NEEDED

- 1.1 The report is needed so that approval can be given to the award of contracts to the providers set out in Appendix D for the provision of hired transport services for children and adults following the Dynamic Purchasing System (DPS) procurement process, as set out in the Policy and Resources Committee report dated 21 March 2017.
- 1.2 Barnet Educational Learning Service is contracted to provide the brokering of transport for pupils with SEN, Family Services and Adult Services and the commissioning and contract management in relation to operational delivery on an agency basis on behalf of the Council. The contracts with the providers will be with the Council but Barnet Educational Learning Service will manage the contracts as the Council's agent.
- 1.3 During the school year, additional individual transport routes are required at short notice. This report records a decision to authorise Barnet Education and Learning Service to manage any further contracts let through the DPS procurement process in order to meet demand that arises during the remainder of the school year 2020/21.

2. REASONS FOR RECOMMENDATIONS

- 2.1 On 21 March 2017, the Policy and Resources Committee authorised commencement of the DPS (Dynamic Purchasing System) procurement process and commissioning of Cambridge Education to procure hired transport services for children and adults on the Council's behalf, in accordance with the strategic partnership contract between the Council and Cambridge Education.
- 2.2 The contract between the council and Cambridge Education came to an end on 31 August 2020 and was novated from Cambridge Education to Barnet Education and Learning Service Ltd on 1 September 2020.
- 2.3 On 18 August 2017, an officer DPR was approved (see background papers), which agreed, following the DPS procurement process, to the award of contracts to the transport providers set out in the Appendix to the report for the provision of hired transport services for children and adults and to authorise Cambridge Education to manage contracts with individual providers on the Council's behalf, including contracts with those providers listed in Appendix A (attached to this report) and any further contracts let through the DPS procurement process.
- 2.4 On 14th June 2019 an officer DPR was approved for the school year 2018-19 which agreed a further 45 routes that were let through the DPS procurement process, which are listed in Appendix B.

- 2.5 For the school year 2019-20 a further 30 routes were let through the DPS procurement process, which are listed in Appendix C.
- 2.6 In order to ensure that all contracts let through the DPS are formally recorded and approved, an annual DPR is published listing all additional contracts awarded since the last DPR was published. For the school year 2020-21 a further 36 routes have been let through the DPS procurement process, which are listed in Appendix D. This DPR is seeking approval for these contracts.
- 2.7 These individual contracts are let under a DPS that forms the main contract between the council and those providers who apply for and meet the qualification requirements for contracts let under the BELS Dynamic Purchasing System. The initial DPS was for four years, from 2017 to 2021. Following legal advice, it has been confirmed that the DPS may be extended, as this offers better value for money than a full re-tendering exercise would. It is therefore proposed to extend the DPS for another 4 years.
- 2.8 New providers may apply to join the DPS at any time and are admitted if they meet the qualification criteria. All providers may then bid for individual routes through the BELS Dynamic Purchasing System.
- 2.9 A further Delegated Powers Report will be submitted in due course in respect of routes let under the DPS for the school year 2021-22.

3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 None.

4. POST DECISION IMPLEMENTATION

- 4.1 Contracts are awarded through the DPS. This DPR confirms approval for those contracts and ensures the contracts and decisions are published.

5. IMPLICATIONS OF DECISION

5.1 Corporate Priorities and Performance

- 5.1.1 The quality of the education offer is at the heart of Barnet's continuing success as a place where people want to live, work and study. Excellent educational outcomes are key to deliver the Council's vision set out in its Corporate Plan 2015-20 for Barnet's children and young people to receive a great start in life'.

5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)

- 5.2.1 The total value of transport services subject to the DPS was approximately £1.6 million in 2018-19 and remained at approximately £1.6 million in 2020-21. The

contract extension value will continue to remain at £1.6 million per annum totalling £6.4 million for the next four years.

- 5.2.2 The budget for these contracts is held by BELS Ltd and is funded through the service fee paid to BELS under the contract between the council and BELS. There are therefore no financial implications for the council.

5.3 Social Value

- 5.3.1 None

5.4 Legal and Constitutional References

- 5.4.1 The Council's Contract Procedure Rules Appendix 1 Table A states that acceptance of procurements valued at £181,302, if within budget and agreed savings target on forward plan, must be by a full officer DPR (Chief Officer in consultation with the Chairman of the relevant committee).

- 5.4.2 As per 5.2.2 above the extensions are within the budget held by BELS and the authorisation in the form of a DPR complies with the authorisation requirements found in Table B of Article 10 of the Constitution.

- 5.4.3 The extension of the Dynamic Purchasing System itself must comply with regulation 34 (28) (b) of the Public Contract Regulations and a form of notice should be used as notification that the period of validity has changed. The form of notice should be the same as that used for the initial call for competition.

- 5.4.4 Although it is not clear under the PCR 2015 whether regulation 72 would absolutely apply to extensions of a DPS it is considered that if it does apply, then either regulation 72 (1) (c) or regulation 72 (1) (e) can be used to undertake the modification lawfully. The DPS is open to any economic operator throughout its period of validity.

5.5 Risk Management

- 5.5.1 If the Council does not enter into contracts for the provision of hired transport services for children and adults effectively and efficiently it could lead to a detrimental impact on value for money and the likelihood of delivering procurement savings.

5.6 Equalities and Diversity

- 5.6.1 The 2010 Equality Act outlines the provisions of the Public-Sector Equalities Duty which requires Public Bodies to have due regard to the need to: eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Equality Act 2010; advance equality of opportunity between people from different groups; foster good relations between people from different groups.

5.6.2 The broad purpose of this duty is to integrate considerations of equality into day to day business and to keep them under review in decision making, the design of policies and the delivery of services.

5.7 Corporate Parenting

5.7.1 None

5.8 Consultation and Engagement

5.8.1 Consultation has taken place with the Chairman of the Children, Education, and Safeguarding Committee.

5.9 Insight

5.9.1 None

6. BACKGROUND PAPERS

6.1 Policy and Resources Committee report dated 21 March 2017 approving the commissioning of Cambridge Education (whose contract novated to Barnet Educational Learning Service Ltd on 1 September 2020) to commence the procurement of hired transport services for children and adults on the Council's behalf.

6.2 DPR dated 18 August 2017: 'Award of contracts for the provision of hired transport services for children and adults and authorisation for Cambridge Education to manage these contracts.'

<https://barnetintranet.moderngov.co.uk/ieDecisionDetails.aspx?ID=6682>

Chairman:
Has been consulted

Signed

Date

Chief Officer:
Decision maker having taken into account the views of the Chairman

Signed

Date

Results of DPS transport procurement 2017/18

Appendix A

No	Route No.	Type of Client	Term Days	New Suppliers
1	7	SEN	190	Star Cars Ltd
2	18	SEN	190	Star Cars Ltd
3	28	SEN	190	Star Cars Ltd
4	30	SEN	190	Metro Cars / Paradrive
5	34	SEN	190	Star Cars Ltd
6	36	SEN	190	Star Cars Ltd
7	38	SEN	190	Star Cars Ltd
8	40	SEN	190	Metro Cars / Paradrive
9	42	SEN	190	Star Cars Ltd
10	43	SEN	190	Star Cars Ltd
11	45	SEN	190	Star Cars Ltd
12	49	SEN	190	Star Cars Ltd
13	50 E	SEN	190	Rasmi Services Ltd
14	52	SEN	190	Brent Couriers Ltd
15	77	SEN	190	Rasmi Services Ltd
16	90	SEN	190	Star Cars Ltd
17	94	SEN	160	Star Cars Ltd
18	95	SEN	190	Star Cars Ltd
19	96	SEN	190	Star Cars Ltd
20	99	SEN	190	Star Cars Ltd
21	103	SEN	190	Metro Cars / Paradrive
22	111	SEN	190	Star Cars Ltd
23	113	SEN	190	Brent Couriers Ltd
24	118	SEN	190	Rasmi Services Ltd
25	119	SEN	190	Brent Couriers Ltd
26	139	SEN	190	Metro Cars / Paradrive
27	144	SEN	190	Rasmi Services Ltd
28	149	SEN	190	Brent Couriers Ltd
29	160	SEN	190	Metro Cars / Paradrive
30	166	SEN	190	Star Cars Ltd
31	172	SEN	190	Star Cars Ltd
32	176	SEN	190	Rasmi Services Ltd
33	179	SEN	190	Star Cars Ltd
34	203	SEN	190	Metro Cars / Paradrive
35	202	SEN	190	Metro Cars / Paradrive
36	204	SEN	190	Metro Cars / Paradrive
37	209	SEN	190	Brent Couriers Ltd
38	212	SEN	190	Star Cars Ltd
39	221	SEN	190	Brent Couriers Ltd
40	230	SEN	190	Metro Cars / Paradrive
41	243	SEN	190	Metro Cars / Paradrive
42	261M	SEN	190	Rasmi Services Ltd

43	262	SEN	190	Star Cars Ltd
44	282	SEN	190	Star Cars Ltd
45	285	SEN	190	Metro Cars / Paradrive
46	290	SEN	190	Star Cars Ltd
47	291	SEN	123	Metro Cars / Paradrive
48	300	SEN	190	Star Cars Ltd
49	311	SEN	190	Brent Couriers Ltd
50	313	SEN	190	Rasmi Services Ltd
51	324	SEN	190	Metro Cars / Paradrive
52	331	SEN	160	Chequers Ltd
53	333	SEN	83	Metro Cars / Paradrive
54	335	SEN	190	Brent Couriers Ltd
55	339	SEN	83	Metro Cars / Paradrive
56	348	SEN	190	Metro Cars / Paradrive
57	350	SEN	190	Brent Couriers Ltd
58	354	SEN	190	London Hire Ltd
59	358E	SEN	190	Star Cars Ltd
60	392	SEN	190	Metro Cars / Paradrive
61	408	SEN	190	Brent Couriers Ltd
62	411	SEN	190	Rasmi Services Ltd
63	430	SEN	190	Star Cars Ltd
64	432	SEN	190	Rasmi Services Ltd
65	437	SEN	190	B&L Coaches Ltd
66	448	SEN	190	Signature Transfers Ltd
67	461	SEN	190	Star Cars Ltd
68	515	SEN	190	Star Cars Ltd
69	516	SEN	44	Metro Cars / Paradrive
70	554	SEN	190	Rasmi Services Ltd
71	560	SEN	83	Brent Couriers Ltd
72	574	SEN	190	Rasmi Services Ltd
73	576	SEN	123	Rasmi Services Ltd
74	591	SEN	190	Star Cars Ltd
75	592	SEN	190	Metro Cars / Paradrive
76	595	SEN	190	London Hire Ltd
77	613	ASCH	254	Signature Transfers Ltd
78	642	ASCH	163	Amac Express Services Ltd
79	660	ASCH	58	Metro Cars / Paradrive
80	661	ASCH	254	Star Cars Ltd
81	667	ASCH	112	Chequers Ltd
82	815	ASCH	254	Metro Cars / Paradrive
83	823	ASCH	58	Brent Couriers Ltd
84	824	ASCH	211	Rasmi Services Ltd

Waiting for Best and Final Offer

85	301	SEN	190	Rasmi Services / Brent Couriers Ltd
86	195	SEN	188	(Paradrive) Metro Cars / Brent Couriers

Results of DPS transport procurement - 2018/19

Appendix B

No	Route number	Type of Client	Supplier
1	52	SEN	Amac Express
2	2	SEN	B&L Coaches
3	27	SEN	B&L Coaches
4	41	SEN	B&L Coaches
5	44	SEN	B&L Coaches
6	46	SEN	B&L Coaches
7	51	SEN	B&L Coaches
8	79	SEN	B&L Coaches
9	285	SEN	B&L Coaches
10	104	SEN	Brent Couriers
11	166(M)	SEN	Brent Couriers
12	193	SEN	Brent Couriers
13	262	SEN	Brent Couriers
14	282	SEN	Brent Couriers
15	301	SEN	Brent Couriers
16	358E	SEN	Brent Couriers
17	378	SEN	Brent Couriers
18	430	SEN	Brent Couriers
19	515	SEN	Brent Couriers
20	591	SEN	Brent Couriers
21	595	SEN	Brent Couriers
22	600	ASCH	Brent Couriers
23	111	SEN	Cavendish Cars
24	118	SEN	Metro Cars
25	179	SEN	Metro Cars
26	261	SEN	Metro Cars
27	303	SEN	Metro Cars
28	304	SEN	Metro Cars
29	305	SEN	Metro Cars
30	392B	SEN	Metro Cars
31	437A	SEN	Metro Cars
32	442	SEN	Metro Cars
33	461	SEN	Metro Cars
34	576	SEN	Metro Cars
35	605	ASCH	Metro Cars
36	642	ASCH	Metro Cars
37	661	ASCH	Metro Cars

38	17	SEN	Rasmi Services
39	170	SEN	Rasmi Services
40	290	SEN	Rasmi Services
41	296	SEN	Rasmi Services
42	310	SEN	Rasmi Services
43	367	SEN	Rasmi Services
44	601	ASCH	Rasmi Services
45	350	SEN	Signature

Results of DPS transport procurement - 2019/20

Appendix C

RT Number	Type of Client	Supplier
207	SEN	Signature Transfer Ltd
319	SEN	Bittacy Cars Ltd
600	ASCH	Brent Couriers Ltd
302	SEN	Brent Couriers Ltd
435	SEN	Brent Couriers Ltd
352	SEN	Brent Couriers Ltd
324	SEN	Metro Cars / Paradrive
301	SEN	Brent Couriers Ltd
311	SEN	Metro Cars / Paradrive
308	SEN	Rasmi Services Ltd
348	SEN	Signature Transfer Ltd
21	SEN	B&L Coaches Ltd
230	SEN	Signature Transfer Ltd
189	SEN	Metro Cars / Paradrive
315	SEN	Rasmi Services Ltd
24	SEN	Bittacy Cars Ltd
89	SEN	Brent Couriers Ltd
196	SEN	Bittacy Cars Ltd
207	SEN	Signature Transfer Ltd
307	SEN	Signature Transfer Ltd
313	SEN	Brent Couriers Ltd
319	SEN	Signature Transfer Ltd
350	SEN	Bittacy Cars Ltd
354	SEN	Signature Transfer Ltd
441	SEN	Signature Transfer Ltd
500	SEN	Metro Cars / Paradrive
554	SEN	Bittacy Cars Ltd
576	SEN	Bittacy Cars Ltd
594	SEN	Signature Transfer Ltd
324	SEN	Metro Cars / Paradrive

Results of DPS transport procurement - 2020/21

Appendix D

Route Number	Type of Client	New Contractor
68	SEN	B&L Coaches Ltd
231	SEN	Bittacy Cars Ltd
319	SEN	Bittacy Cars Ltd
117	SEN	Signature Transfer Ltd
300	SEN	Metro Cars / Paradrive
261	SEN	Metro Cars / Paradrive
160	SEN	Metro Cars / Paradrive
114	SEN	Metro Cars / Paradrive
170	SEN	Metro Cars / Paradrive
171	SEN	Metro Cars / Paradrive
200	SEN	Metro Cars / Paradrive
230	SEN	Metro Cars / Paradrive
264	SEN	Metro Cars / Paradrive
303	SEN	Metro Cars / Paradrive
306	SEN	Metro Cars / Paradrive
310	SEN	Metro Cars / Paradrive
311	SEN	Metro Cars / Paradrive
43	SEN	Metro Cars / Paradrive
94	SEN	Metro Cars / Paradrive
111	SEN	B&L Coaches Ltd
207	SEN	Bittacy Cars Ltd
354	SEN	Signature Transfer Ltd
186	SEN	Brent Couriers Ltd
595	SEN	Bittacy Cars Ltd
432	SEN	Signature Transfer Ltd
312	SEN	Signature Transfer Ltd
314	SEN	Signature Transfer Ltd
316	SEN	Bittacy Cars Ltd
350	SEN	Bittacy Cars Ltd
361	SEN	Bittacy Cars Ltd
442	SEN	Bittacy Cars Ltd
701	Family Service	Bittacy Cars Ltd
317	SEN	Brent Couriers Ltd
408	SEN	Bittacy Cars Ltd
435	SEN	Bittacy Cars Ltd
185	SEN	Signature Transfer Ltd