

APPENDIX 2 - Principle Changes / comparison between current Original Procurement Rules (May 2018) and Proposed Procurement Rules (December 2019)

General;

Duplication removed (e.g. duplicated reference to Social Value / Value for Money)

Thresholds added into Tables (see Tables 1 and 2)

New Section added to make reference to Procedural notes and Guidance

| New Document Para Reference | Original Document Para Reference | Summary / Comment |
|---|------------------------------------|--|
| Front page | | Date amended from May 2018 to December 2019 |
| Page 2 | | Content page added |
| Page 3 – Para 1.1 | | “City Council” and “Rules” added a defined term |
| Page 3 – Para 1.1(i) and (ii) | 1.1.1 / 1.1.2 | Minor drafting including defining “Supplies, Services, Works and Concessions” |
| Page 3 – Para 1.2 to 1.4 | | Added, which includes details on use of Procedural Notes, acknowledgment of Concessions Regulations 2016, plus any changes in regard to relevant legislation (e.g. EU status) |
| Page 3 – Para 1.5 (i to v) | | Title General Principles added and Minor drafting edits |
| Para 1.6 to 1.7 | | Drafting to include reference on alignment of the Rules to Constitution, use of Council Terms and Conditions |
| | 2.1.3 to 2.2 | Deleted from original. Also Contract Value for obtaining quotations raised from £15,000 to 25,000. |
| Section 4 | 3.1 to 3.4 (3.4.1 to 3.4.3) | Moved (and includes minor drafting updates)– now included in Section 4 Roles and Responsibilities |
| Table 1 | Table 1 | Original Table deleted. New and amended Table 1 included under Section 2 and based on thresholds aligned to nature of Activity (as opposed by value in original). New Table sees value raised from £15k to 25K to undertake quotations / tenders, plus brings related Activity that is directed by spend thresholds into one place as opposed to original version that included this in text within / throughout the document, e.g. Contract Published on Contract Register. Also Introduces the requirement for all contracts above £5k to be recorded on the Contracts Register to ensure the ability of the Council to meet Transparency Code |
| 3.42 to 3.45 | 4.3 to 4.7 | Details on Frameworks amended and now included under OTHER MATTERS AND CONSIDERATIONS and awards included in Table 1 |
| | 5.1 to 5.4 (Gateway Approvals) | Deleted in regard to Commissioning and Procurement Group (CPG) and now included in Table 2 aligned to Scheme of Delegation (see also 2.5 (i to iv)) |
| 1.12 to 1.25 | Exemptions and Waivers (section 7) | Section redrafted in regard to clarity on when the Rules wont apply and split out from Waivers now covered in 1.26 to 1.29 |
| 1.26 to 1.29 | Exemptions and Waivers (section 7) | Waiver details now included in 1.26 to 1.29 and actual detail on the process to be followed updated Procedural Note: Waivers |
| 1.31 to 1.39 (Standards, Breaches and non-compliance) | 2.4 to 2.11 | Added / amended and strengthened from original |
| 2.1 – 2.2 | n/a | Added in regard to approach on application of Rules and |

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| | | consideration of use of internal Services in first instance and existing Corporate Contracts |
| 2.3 – 2.4 | 4.1.1 and 4.1.2 | Moved |
| Table 2 | | Added to include details on Authorisation in regard to Scheme of Delegation approvals. |
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| Section 3 | | <p>General Note: Section 3 relates more to overall process and as such details have been taken out and where relevant included in reference to New Procedural Notes, in particular:</p> <ul style="list-style-type: none"> • Late Submissions • Missing / Omitted Information • Acquisition and commissioning of Art • Bonds and Parent Company Guarantees |
| 3.21 – 3.24 | n/a | Addition in reference to Light Touch Regime as defined under the Public Contracts Regulations 2015. |
| 3.46 | n/a | Addition in reference to State Aid considerations |
| 3.47 | n/a | Addition in reference to Provision of Art |
| Schedule 1 Definitions | Definitions | Update and amended |