



“Think Local” The Council’s New Procurement Strategy

**Resources – Policy &
Development Update**



Legal Context – The Old

- » Public Contract Regulations 2006
- » Treaty of Rome and EU Procurement Directives
- » Contract Law
- » Contract Standing Orders

The Changing Landscape





Legal Context - The New

- » Localism Act
 - » Commissioning Intentions
 - » Right to Challenge
- » Public Services (Social Value) Act
 - » Social & Environmental Benefits alongside Financial Efficiency
- » Changes to EU Procurement Directives
 - » Radical changes imminent
 - » Removal of Part A & B Service distinction
 - » More flexible processes



Revised EU Directives

- » “Flexibilisation” of Process – Negotiated Procedures
- » Reducing Timescales
- » Innovative Partnerships Procedure
- » Removal of distinction between Part A & B Services
- » Use of Self Declarations
- » Exclusion for Poor Performance
- » E Procurement – Dynamic Purchasing Systems



Case Law

- » Alcatel – Standstill Periods
- » Pressetext – Post Contract Change
- » Beentjes, Nord-pas-de-Calais, SIAC, Concordia Buses – Social & Environmental Policy (Most Economically advantageous Tender MEAT)
- » ENV and Wienstrom judgment – Ecological Criteria and links to contracts



Bath & North East
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Procurement Strategy 2013 - 2017

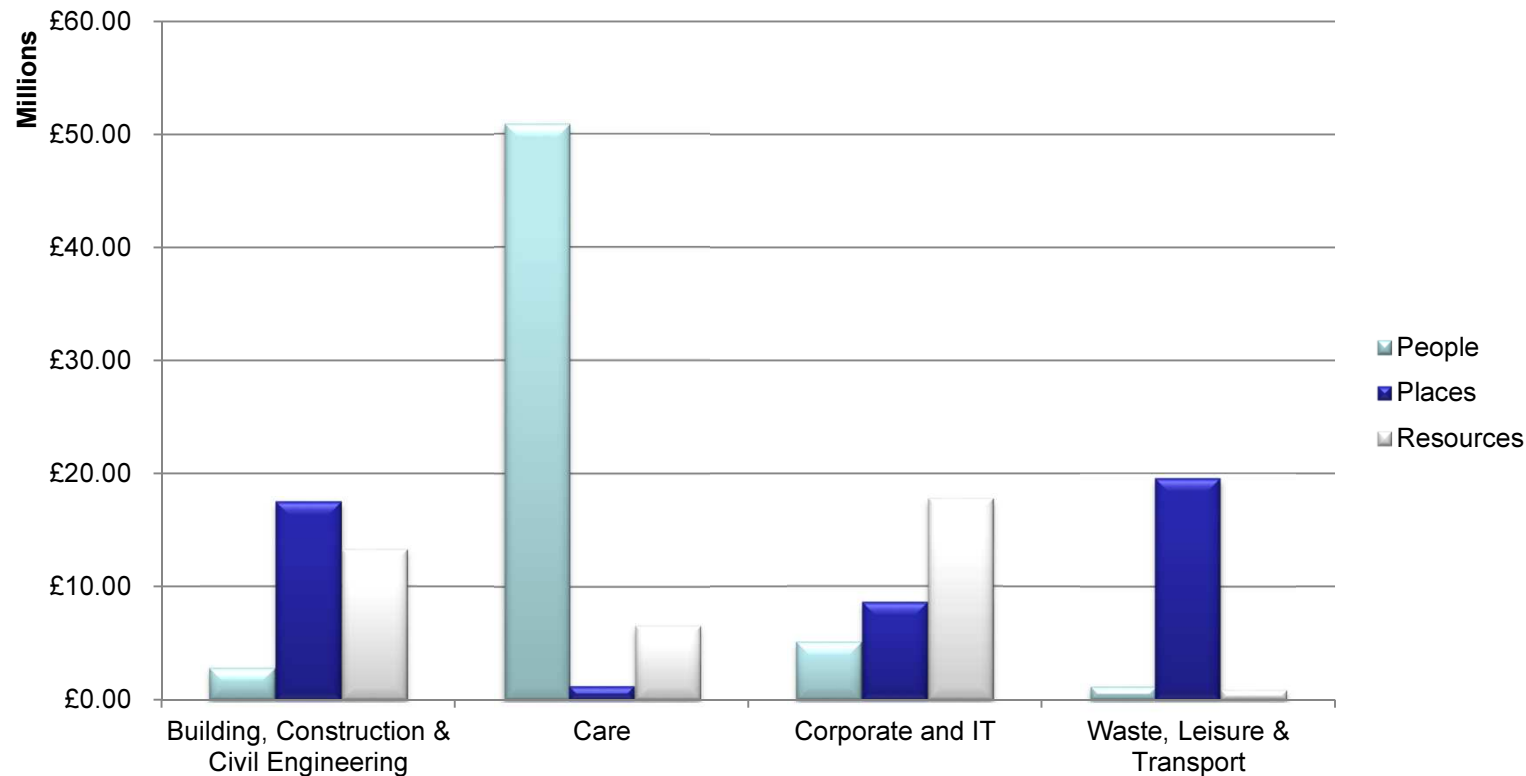
Delivering Social Value for our Community



Making Bath & North East Somerset an even better place to live, work and visit



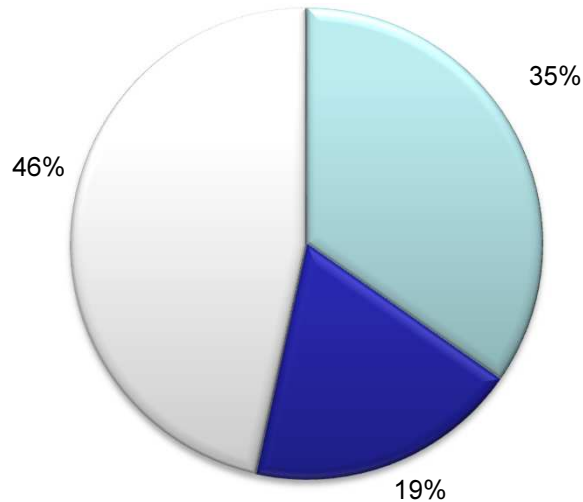
What does the Council spend its budgets on?



Bath and North East Somerset – *The place to live, work and visit*

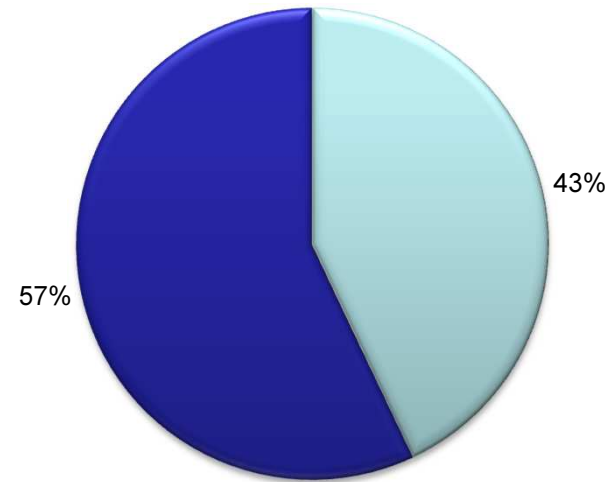


What proportion of Council business is awarded to local suppliers?



■ B&NES ■ West of England
■ Other UK

What proportion of Council business is awarded to SMEs?



■ SME ■ Other



“Think Local”

» New Procurement Strategy

- » Agreed by Cabinet and formally launched on 15th October 2013 by Cllr Bellotti to local Small & Medium Sized Enterprises (SME’s) and Micro Businesses at a “Meet the Buyer Event”
- » Supported by the Federation Of Small Businesses, Curo and the Government Procurement Service
- » Very successful launch attended by over 100 companies.



What outcomes will this deliver? -

- » Local suppliers will be targeted to bid for Council business
- » Help to stimulate SME"s and Micro Businesses
- » Decisions based on whole life costs and "social value"



Supporting the Changes - External

- » Updated Internet Pages - Selling to the Council (Further changes to be made)
- » Draft Suppliers Guide
- » Draft Sustainable Procurement Code & Guide
- » Training & Support Offer
- » Use of Social Media

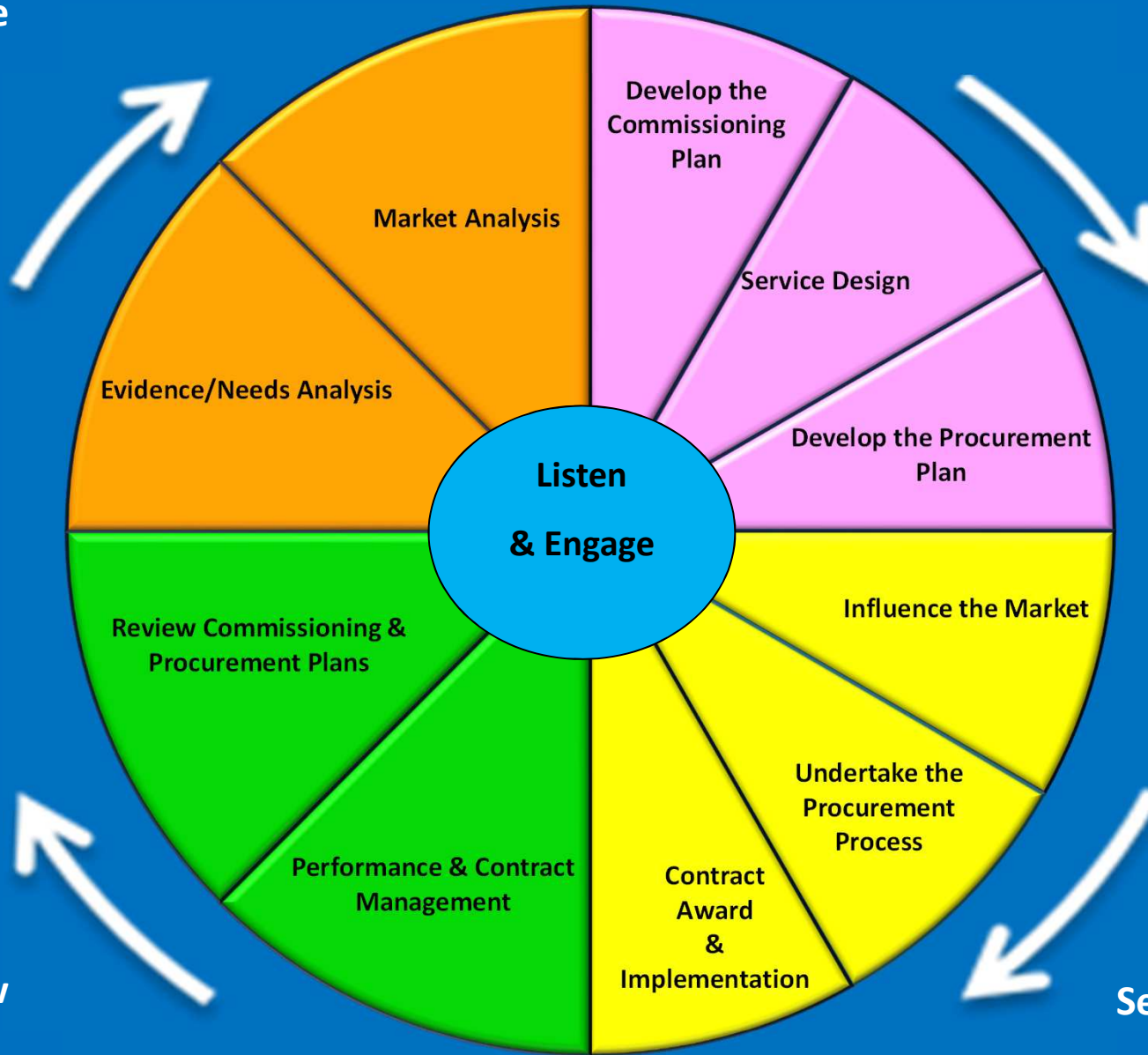


Supporting the Changes - Internal

- » New Procurement Intranet Site – (launch in November)
- » Commissioning & Procurement Framework
- » Improved Spend Analysis Tools & Dashboards (in development)
- » Training
- » Revised E Procurement Processes
- » Social Value Toolkit

Analyse

Plan



Review

Secure Services



Social Value Policy & Toolkit

- » Builds on new Procurement Strategy & recommendations from Apprenticeship policy development
- » Increase Targeted Recruitment & Training through Council's Procurement Processes
- » Targets supply chain opportunities
- » Allows innovation to deliver Social Value objectives
- » Cost neutral



Next Steps

- » Revised Contract Standing Orders
- » Revised Procurement Structure
- » Training
- » Governance – Policing the changes



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