



Report of: Head of Finance, Procurement and Commercial Property

Relevant Portfolio Holder: Councillor R Molloy

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SUBJECT: Quarterly Report on Procurement Exemptions

Wards affected: Borough Wide Interest

1.0 PURPOSE OF THE REPORT

1.1 To report on the Council's use of an exemption from Public Contracts Regulations 2015 and/ or Council's Contract Procedure Rules.

2.0 RECOMMENDATIONS TO AUDIT AND GOVERNANCE COMMITTEE

2.1 That the Council's exemption activity as reported in appendices to this report be noted.

3.0 BACKGROUND

3.1 Public bodies must comply to the regulations set down in Public Contract Regulations 2015 and their own internal Contract Procedure Rules in relation to the use of public monies.

3.2 In exceptional circumstances, a waiver of certain Public Contract Regulations 2015 and / or Contract Procedure Rules may be required in order to achieve the Council's aims.

4.0 MONITORING OF EXEMPTIONS

4.1 The Council has had cause to grant an exemption from Public Contract Regulations 2015 and / or Contract Procedure Rules during the last quarter.

4.2 The Council has granted one exemption during the last 12 months.

5.0 INDIVIDUAL EXEMPTION REPORTS

- 5.1 Each exemption granted in the last 12 months is annexed to this report.
- 5.2 Appendix 1 details an exemption granted in October 2023 in relation to FMG.

6.0 SUSTAINABILITY IMPLICATIONS

- 6.1 There are no significant sustainability impacts associated with this report.

7.0 FINANCE AND RESOURCE IMPLICATIONS

- 7.1 There are no significant financial and resource implications arising from this report.
- 7.2 Individual exemption reports assess the financial impact of the decision.

8.0 RISK ASSESSMENT

- 8.1 Without the use of an exemption the Council may not be able to carry out its duties to the public.
- 8.2 Each exemption is considered on its own merit and risk-based decision is made.

10.0 HEALTH AND WELLBEING IMPLICATIONS

- 10.1 There are no health and wellbeing implications envisaged from this report.

Background Documents

There are no background documents (as defined in Section 100D(5) of the Local Government Act 1972) to this Report.

Equality Impact Assessment

This will be considered in relation to any particular exemption.

Appendices

- 1. Appendix 1 – Leisure Exemption FMG Oct 23