

**THE OFFICE OF POLICE AND CRIME COMMISSIONER  
FOR DERBYSHIRE**

**DECISION RECORD**

<b>Request for PCC Decision</b>	<b>Received in OPCC Date: 3/11/16</b>	<b>OPCC Ref: 40 /16</b>
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**Title: AWARD OF CONTRACT FOR EXTERNAL FORENSIC SERVICE  
PROVISION TO THE EAST MIDLANDS REGION OF POLICE FORCES**

**Executive Summary: To be completed by PCC Specialist lead**

The purpose of this decision is to recommend approval for entering into a regional contract for External Forensic Service Provision to the East Midlands Region (EMR) of police forces represented by EMSOU Forensic Services (EMSOU-FS).

The new contract has a new pricing policy and will replace the current 'pay per unit' method; the on-going optional extension of the existing contracts will not deliver much needed cashable savings for the region, nor would they improve effectiveness of service delivery by refocusing service provision requirements and product innovation. In addition the Home Office development of National Forensics Framework (NFF3) has been disbanded and consequently there is no longer a future framework arrangement available to the EMR for the procurement of external forensic service provision.

The decision was therefore taken to conduct a full OJEU procurement, applying a new procedure allowed for in the Public Contracts Regulations 2015, specifically the 'Competitive Procedure with Negotiation' [CPN]. This procedure is similar to the traditional Restricted Procedure in many ways in that it still requires the drafting of a detailed specification and the undertaking of an initial Pre-Qualification Questionnaire [PQQ] phase prior to the submission and the subsequent evaluation of tenders. It is however different in one particular key critical respect, the value of which has been considerably significant to ensuring the best outcome possible for the EMR.

Following the conducting of a comprehensive, robust and fully compliant OJEU procurement, the preferred supplier identified for the proposed award of contract is Cellmark Forensic Services. Cellmark represents the 'most economically advantageous tender' received taking into account all price and non-price award criteria.

The contract value for year 1 is set at a mandatory price ceiling, with a view to further savings, cashable and efficiency, being achieved in following years. Full Details are contained in the confidential supporting report and appendices.

The contract shall be for a period of 7 years initially with the option to extend for a further three years up to a total maximum of 10 years, effective from 01 April 2017 following completion of an initial transition period after award of contract.

This represents a single contract benefiting all five PCC's and Chief Constables relevant to the police force areas of Derbyshire, Leicestershire, Lincolnshire, Northamptonshire and Nottinghamshire, and subject to the umbrella of a formal Section 22 Collaboration Agreement. The Collaboration agreement will be amended prior to the contract being signed to secure protection to Derbyshire as the lead commissioning body.

## **Decision**

### **Resolved that**

- i. A new contract be entered into effective from 1 April 2017 for External Forensic Service Provision to the East Midlands Region for a period of 7 years, with the ability to extend to 10 years in total.
- ii. This new contract be awarded to Cellmark Forensic Services as the 'most economically advantageous tender' received taking into account all price and non-price award criteria.

## **Declaration**

I confirm that I have considered whether or not I have any personal or prejudicial

interest in this matter and take the proposed decision in compliance with the Code of Conduct for the Police and Crime Commissioner for Derbyshire. Any such interests are recorded below.

(Recorded interests: )

The above request has my approval.

**Signature**

**Date 9/11/2016**

**PUBLICATION SCHEME CONSIDERATIONS**

**Is the related Section B report to be published No**

If no, please indicate relevant exemption:- **contains detailed evaluation information which is commercially sensitive**

**Is the publication of this approval to be deferred No**

If Yes, provide reasons below

**Date to be deferred to –**

NB Statutory Instrument 2011/3050 (as amended by SI 2012/2479) states that: *all decisions made by a PCC are in the types of information that must “be published as soon as practicable after it becomes available to the elected local policing body”.*

**OFFICER APPROVAL**

**Chief Executive or Nominee:**

I have been consulted about the proposal and confirm that financial, legal and equalities advice has been taken into account in the preparation of this report.

I am satisfied that this is an appropriate request to be submitted to the Police and Crime Commissioner

Name Helen Boffy

Date 09/11/2016