

OFFICER DECISION NOTICE



Reading
Borough Council
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This notice is to be used for the following types of officer decisions. (Select one option).

- A.** Decisions taken by officers under a specific express delegation from Council or a Committee.
- B.** Decisions taken by officers under a general delegation from Council or a Committee, which relates to (i) a permission or a licence, or (ii) the rights of an individual, or (iii) a contract or expenditure over £100,000.

1. Title of decision:	Decision to award a contract following the Project Amber Framework for Asphalt Preservation (Footways) as part of the Council's Road Surfacing Programme.
2. Date of the decision:	15 April 2024
3. The decision maker:	Assistant Director of Environmental & Commercial Services

4. Decision details:

To award **Henry Williams & Son (Roads) Ltd** to undertake Asphalt Preservation Works on Footways in Reading Borough. The project includes cold applied MMA Road Marking.

This appointment follows the Project Amber Framework where Blackpool Council led (ref. OJEU Notice#2020-123456 R2.0.9.S03).

Henry Williams & Son (Roads) Ltd is an approved applicator/contractor to deliver the Asphalt Preservation Works programmes by using ASI's Rhinophalt System, which is patented and licensed preservation materials, that's extends the life of the existing footways / road surface.

Henry Williams & Son (Roads) Ltd have developed a bespoke ride on footway preservation machine. These works form part of an initial innovation trial and a paper will be written following the works and presented to LCRIG Innovation Board.

This contract will commence within the month of May /June 2024 to allow for mobilisation, road space booking, with some overnight service delivery, completing within six months.

5. Reasons for the decision:

Reading Borough Council is a member of Local Council Roads Innovation Group (LCRIG) where we enjoy the access right of using Project Amber Framework. RBC are able to enter into the Project Amber Framework Agreement with no access fee costs.

The Amber Framework clauses follow NEC4 Term Service Short Contract June 2017 (with amendments January 2019 and October 2020).

An Open RFQ tender process was completed by Blackpool Council in 2020 (ref.: OJEU Notice#2020-123456 R2.0.9.S03). Blackpool Council are making this Framework accessible to all members of the Local Councils Roads Innovation Group (LCRIG – <https://lcrig.org.uk/>). It is conceivable that LCRIG membership may change over the life of the framework and hence either expand or contract the list of contracting bodies eligible to use this agreement.

6. Alternative options considered (if any) and rejected:

The alternative options are:

There are only three contractors with the required qualification on both Project Amber Framework and ASI's Rhinophalt System:

[Approved Applicators - ASI \(asisolutions.co.uk\)](https://asisolutions.co.uk)

- (i) Henry Williams & Son (Roads) Ltd
- (ii) Velocity UK Ltd
- (iii) Asphalt Group Ltd

We could conduct a closed-mini-competition process however the alternative approved contractors 'Velocity' and 'Asphalt Group' declined the RFQ due to lack of suitable footway preservation machinery / plant and no available capacity within their current work delivery programme (attached).

We could go out to tender but this will delay appointment and delivery until Spring 2025 as the preservation material cannot be applied during the Winter months and also increase procurement and material cost.

7. List of open Background Papers:

None.

8. List of confidential or exempt Background Papers:

None.

9. Any other matters taken into consideration:

<input type="checkbox"/> Legitimate expectation of consultation	<input type="checkbox"/> Procedural requirements
<input type="checkbox"/> Public Health implications	<input checked="" type="checkbox"/> Environmental or Climate Change

<input type="checkbox"/> Health and Safety	<input checked="" type="checkbox"/> Risk Management implications
<input checked="" type="checkbox"/> Transparency of Information (FOI etc)	<input type="checkbox"/> Privacy Impact Assessments
<input type="checkbox"/> Human Rights Act Duties	<input checked="" type="checkbox"/> Equality Impact Assessment
<input type="checkbox"/> Corporate Parenting	<input type="checkbox"/> Community Safety
<input checked="" type="checkbox"/> Regulatory duties	<input type="checkbox"/> EU withdrawal
<input type="checkbox"/> Armed Forces Covenant	<input type="checkbox"/> Other
Details of the matters taken into account:	

10. Legal considerations

Legal support for this project has been provided by Legal Services. All relevant legal matters have been taken into account.

The Council has a duty under Section 41 of the Highways Act 1980 to maintain the public highway.

11. Financial considerations

The method and rules used to compile the Price List are:
Method of Measurement for Highway Works (CESMM4)

The 2024/25 Spend Proposal of Pavement / Footway Resurfacing £650K was Financed by the Council's 5-year investment programme.

HNL Committee of 21st February 2024 approved funding up to 1% of the Carriageways and Bridges Capital Programme towards innovation trail to assist the Council with reducing Carbon and costs.

12. Internal consultations

The following internal teams/people have been consulted and involved during the development of the specification, sourcing strategy and contract.

Legal Services Team
Central Procurement Team
Network Management Team
Street Works Team
Highway Asset Management Team

Sections 13- 18: To be completed only for Decision A (express delegation from a Committee)

13. The name of the Committee:	NA
14. Date of the meeting:	Click or tap to enter a date.
15. Minute number:	NA

16. The delegation given by the Committee:	NA
17. The name of any member of the committee who declared a conflict of interest in relation to the decision:	NA
18. Any councillor or officer required to be consulted prior to the exercise of this delegation and details of their response.	NA