

**Report title: Proposed Amendments to Contract Procedure Rules 2024**

<b>Meeting</b>	<b>Corporate Governance and Audit Committee</b>
<b>Date</b>	<b>10<sup>th</sup> May 2024</b>
<b>Cabinet Member</b> (if applicable)	<b>Not applicable</b>
<b>Key Decision Eligible for Call In</b>	<b>Not applicable</b>
<b>Purpose of Report</b> To provide information on proposed changes to Contract Procedure Rules for the municipal year 2024/25	
<b>Recommendations</b> <ul style="list-style-type: none"> <li>Members are asked to consider the proposed changes to Contract Procedure Rules and recommend them to Annual Council.</li> </ul> <b>Reasons for Recommendations</b> <ul style="list-style-type: none"> <li>The Contract Procedure Rules ensure that the Council is acting in line with current legislation and other development in public law when conducting procurements.</li> <li>Minor changes are proposed for 2024, these include updates to the procurement threshold limits and updates to Rule 8 Disposals.</li> </ul>	
<b>Resource Implication:</b> There are no direct resource implications, as all the processes described should be followed already.	
<b>Date signed off by <u>Strategic Director</u> &amp; name</b>	R Spencer-Henshall – Strategic Director – Corporate Strategy, Commissioning & Public Health Date; 26.04.2024
<b>Is it also signed off by the Service Director for Finance?</b>	I Brittain Service Director – Finance Date; 26.04.2024
<b>Is it also signed off by the Service Director for Legal Governance and Commissioning?</b>	J Muscroft Service Director - Legal Governance and Commissioning Date; 26.04.2024

**Electoral wards affected:** All

**Ward councillors consulted:** Not applicable

**Public or private:** Public

**Has GDPR been considered?** Yes, not applicable

## 1. Executive Summary

- 1.1 This report sets out information on proposed changes to Contract Procedure Rules for the year 2024/25.
- 1.2 The Contract Procedure Rules ensure that the Council is acting in line with current legislation and other developments in public law when conducting procurements.
- 1.3 A more fundamental review of the Contract Procedure Rules will be undertaken at the appropriate time in line with any legislative changes relating to the Procurement Act 2023.
- 1.4 Committee should note that preparations for the new procurement regulations are underway, and an overview of the new regulations will be presented to Corporate Governance and Audit Committee at a later date.

## 2. Information required to take a decision

- 2.1 The detail relating to all proposed changes is highlighted in the table below and track changes are visible in the Contract Procedure Rules document, Appendix 1;

Section of the Contract Procedure Rules	Proposed changes
Rule 8.4 Disposal	Rule 8 has been updated in relation to disposal of assets (other than land and buildings)
Appendix 1 Revised UK Thresholds	The table has been updated table to reflect the revised UK procurement threshold limits (inclusive of VAT) effective from 01 January 2024

## 3. Implications for the Council

- 3.1 **Working with People** – None directly
- 3.2 **Working with Partners** – None directly
- 3.3 **Place Based Working** – None directly
- 3.4 **Climate Change and Air Quality** – Non directly
- 3.5 **Improving outcomes for children** – Non directly
- 3.6 **Financial Implications** – Non directly
- 3.7 **Legal Implications** – The legal obligation to have Contract Procedure Rules is to comply with Section 135 Local Government Act 1972 and the Public Contracts Regulations 2015.
- 3.8 **Other (e.g. Risk, Integrated Impact Assessment or Human Resources)**  
Although each of the sub categorisations above suggest no direct implications, these Contract Procedure Rules cover all aspects of the council's operations. These Contract Procedure Rules reflect good procurement practice which in turn supports the Council Plan by using procurement activity to help achieve the Council's wide objectives and outcomes.

## 4 Consultation

Consultation has been carried out with the Head of Audit and Risk, Head of Corporate-Legal and officers in Procurement and Legal Services. All Heads of Service across the Council have had the opportunity to comment and feedback.

## 5 Engagement

Not undertaken

## 6 Options

### 6.1 Options Considered

The proposals are minor updates. The alternatives would be to make no changes whatsoever or to fundamentally redraft the Contract Procedure Rules.

### 6.2 Reasons for recommended Option

The proposals are minor updates. A more fundamental review of the rules will be undertaken once the new procurement regulations come into effect.

**7 Next steps and timelines**

This matter will go forward to Annual Council for consideration on 22 May 2024.

**8 Contact officer**

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**9 Background Papers and History of Decisions**

[Contract Procedure Rules 2023 - Kirklees Council](#)  
[Changes to CPRs 2023 Annual Council.pdf \(kirklees.gov.uk\)](#)

**10 Appendices**

Appendix 1; Contract Procedure Rules 2024 with tracked changes

**11 Service Director responsible**

Isabel Britain- Service Director Finance  
Julie Muscroft- Service Director Legal, Governance & Commissioning