

# EXECUTIVE DECISION

made by a Council Officer



## REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL COUNCIL OFFICER


Executive Decision Reference Number – COD04 24/25

Decision	
1	<b>Title of decision:</b> Tamar Bridge and Torpoint Ferry Fabrication and Support Services Contract
2	<b>Decision maker (Council Officer name and job title):</b> Karime Hassan (Interim Strategic Director for Growth)
3	<b>Report author and contact details:</b> Adrian Trim (Lead Officer for Tamar Crossings) 01752 307729 <a href="mailto:adrian.trim@plymouth.gov.uk">adrian.trim@plymouth.gov.uk</a>
4a	<p><b>Decision to be taken:</b></p> <p>To approve the award of contract following the successful procurement tender process administered and led by Cornwall Council of a Fabrication and Support contract for Tamar Crossings.</p> <p>The Tamar Bridge Act 1957 and subsequent revised Acts require the Joint Authorities to operate, maintain and improve the crossings.</p> <p>There are a wide range of essential and routine fabrication, welding repairs and maintenance requirements across both operations and these services have been provided by a local contractor under contract since 2020. That contract expires in 2025.</p> <p>A re-contract for the service for Fabrication, Structural Repairs &amp; Maintenance Support, circa £3m, (PCC and CC are equally liable 50% each of the associated financial risk) over a 10 year contract life, a 4 year contract with a 4 year and then 2 year extension option.</p>
4b	<b>Reference number of original executive decision or date of original committee meeting where delegation was made:</b> L50 21/22
5	<p><b>Reasons for decision:</b></p> <p>The current Fabrication Support Contract remains in line with the requirements of Tamar Crossings, and it provides the essential technical support that enables Tamar Crossings to deliver its organisational goals to safely operate, maintain and improve the crossings. Tamar Bridge operates on a 'User pays' basis, procuring this support contract will enable the continued safe operation of the Tamar Bridge for the next 4 + 4 + 2 years, funding the maintenance and operation of the undertaking.</p>
6	<b>Alternative options considered and rejected:</b>

	<p>OPTION 1 – Do Nothing – let the current contract lapse</p> <p>This option is not considered realistic or viable. The organisation requires the services set out above.</p> <p>OPTION 2 – Develop an in-house maintenance team to cover both sites</p> <p>This option has been considered on several occasions. However, it is currently not considered desirable or practical. The ferry already utilise an in-house team of mechanics, electricians and fitters who perform key routine maintenance roles specifically on the ferries. There is no crossover of skills that could be utilised at the bridge and bolstered with a team of fabricators/welders working across both sites. Additionally, the two sites do not have sufficient workshop/fabrication facilities or space to develop such facilities.</p>																
7	<p><b>Financial implications and risks:</b></p> <p>The value of the contract is £0 - £3.73m over a 10 year period based on a spend of upto £300k per annum as approved in the TBTF annual plan approved by City Council. This is a call off contract with no guarantee of spend.</p> <p>Tamar Bridge is funded on a ‘user pays’ basis, where the tolls are used for both operational, support and maintenance requirements. There are limited impacts on the Council MTFP regarding funding, other than the risk associated with insufficient income to cover operating costs.</p>																
8	<table border="1"> <thead> <tr> <th data-bbox="225 994 724 1088">Is the decision a Key Decision? (please contact <a href="#">Democratic Support</a> for further advice)</th> <th data-bbox="724 994 818 1088">Yes</th> <th data-bbox="818 994 978 1088">No</th> <th data-bbox="978 994 1500 1088">Per the Constitution, a key decision is one which:</th> </tr> </thead> <tbody> <tr> <td data-bbox="225 1088 724 1252"></td> <td data-bbox="724 1088 818 1252"></td> <td data-bbox="818 1088 978 1252">X</td> <td data-bbox="978 1088 1500 1252">in the case of <b>capital</b> projects and contract awards, results in a new commitment to spend and/or save in excess of <b>£3million</b> in total</td> </tr> <tr> <td data-bbox="225 1252 724 1402"></td> <td data-bbox="724 1252 818 1402"></td> <td data-bbox="818 1252 978 1402">X</td> <td data-bbox="978 1252 1500 1402">in the case of <b>revenue</b> projects when the decision involves entering into new commitments and/or making new savings in excess of <b>£1million</b></td> </tr> <tr> <td data-bbox="225 1402 724 1547"></td> <td data-bbox="724 1402 818 1547"></td> <td data-bbox="818 1402 978 1547">X</td> <td data-bbox="978 1402 1500 1547">is <b>significant</b> in terms of its effect on communities living or working in an area comprising <b>two or more</b> wards in the area of the local authority.</td> </tr> </tbody> </table>	Is the decision a Key Decision? (please contact <a href="#">Democratic Support</a> for further advice)	Yes	No	Per the Constitution, a key decision is one which:			X	in the case of <b>capital</b> projects and contract awards, results in a new commitment to spend and/or save in excess of <b>£3million</b> in total			X	in the case of <b>revenue</b> projects when the decision involves entering into new commitments and/or making new savings in excess of <b>£1million</b>			X	is <b>significant</b> in terms of its effect on communities living or working in an area comprising <b>two or more</b> wards in the area of the local authority.
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8b	<p>If yes, date of publication of the notice in the <a href="#">Forward Plan of Key Decisions</a></p>	N/A															
9	<p>Please specify how this decision is linked to the Council’s corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:</p>	<p>As a regional centre, Plymouth plays a major role economically, culturally and industrially, providing a focus for the innovation, technology and for the quality of life that it offers. Tamar Crossings crossings are vital strategic and local links that play a key role in the City’s ambitions to become ‘One of Europe’s most vibrant waterfront cities, where an outstanding quality of life is enjoyed by everyone’.</p>															

<b>10</b>	<b>Please specify any direct environmental implications of the decision (carbon impact)</b>	No direct environmental impacts.		
<b>Urgent decisions</b>				
<b>11</b>	<b>Is the decision urgent and to be implemented immediately in the interests of the Council or the public?</b>	<b>Yes</b>		(If yes, please contact <a href="#">Democratic Support</a> for advice)
		<b>No</b>	X	(If no, go to section 13a)
<b>12a</b>	<b>Reason for urgency:</b>			
<b>12b</b>	<b>Scrutiny Chair signature:</b>		<b>Date</b>	
	<b>Scrutiny Committee name:</b>			
	<b>Print Name:</b>			
<b>Consultation</b>				
<b>13a</b>	<b>Which Cabinet Member's portfolio does this decision relate to?</b>	Councillor Mark Coker (Cabinet Member for Strategic Planning and Transport)		
<b>13b</b>	<b>Date Cabinet Member consulted</b>	1 November 2024		
<b>13c</b>	<b>Are any other Cabinet members' portfolios affected by the decision?</b>	<b>Yes</b>		
		<b>No</b>	X	(If no go to section 14)
<b>13d</b>	<b>Which other Cabinet member's portfolio is affected by the decision?</b>			
<b>13e</b>	<b>Date other Cabinet member(s) consulted</b>			
<b>14</b>	<b>Has any Cabinet member declared a conflict of interest in relation to the decision?</b>	<b>Yes</b>		If yes, please discuss with the Monitoring Officer
		<b>No</b>	X	
<b>15</b>	<b>Which Corporate Management Team member has been consulted?</b>	<b>Name</b>	Philip Robinson	
		<b>Job title</b>	Service Director Street Services - Philip Robinson (Acting CMT Member)	
		<b>Date consulted</b>	22 October 2024	
<b>Sign-off</b>				
<b>16</b>		<b>Democratic Support (mandatory)</b>	JS77 24/25	

	<b>Sign off codes from the relevant departments consulted:</b>		<b>Finance (mandatory)</b>		DJN.24.25.138				
			<b>Legal (mandatory)</b>		LS/2960(30)/JP/021224				
			<b>Human Resources (if applicable)</b>		N/A				
			<b>Corporate property (if applicable)</b>		N/A				
			<b>Procurement (if applicable)</b>		N/A				
<b>Appendices</b>									
<b>17</b>	<b>Ref.</b>	<b>Title of appendix</b>							
	A	Briefing report							
	B	Equalities Impact Assessment							
	C	Climate Impact Assessment							
	D	Part 2 Briefing Report							
	E	Reg84 – Fabrication Support Contract							
	F	CC Procurement Business Case							
<b>Confidential/exempt information</b>									
<b>18a</b>	<b>Do you need to include any confidential/exempt information?</b>		<b>Yes</b>	x	If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in <b>18b</b> below.				
			<b>No</b>						
			<b>Exemption Paragraph Number</b>						
			<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>
<b>18b</b>	<b>Confidential/exempt briefing report title:</b>								
	Appendix D Briefing Report				x				
	Appendix E Reg84 – Fabrication Support Contract Report				x				
	Appendix F CC - Procurement Business Case CC				x				
<b>Background Papers</b>									
<b>19</b>	Please list all unpublished, background papers relevant to the decision in the table below.								
	Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.								
<b>Title of background paper(s)</b>			<b>Exemption Paragraph Number</b>						
			<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>

<b>Council Officer Signature</b>							
<b>20</b>	I agree the decision and confirm that it is not contrary to the Council’s policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council’s duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not. For further details please see the EIA attached.						
<b>Signature</b>			<b>Date of decision</b>	09/12/24			
<b>Print Name</b>	Karime Hassan (Interim Strategic Director Growth)						

## Appendix A

### Briefing Report

#### 1.0 Introduction

- 1.1 The Tamar Bridge crossing forms part of a 'joint undertaking' provided by Plymouth City Council and Cornwall Council, operating under statute since 1953.
- 1.2 The bridge was opened in 1961 and is owned by the joint Authorities of Cornwall Council and Plymouth City Council and is operated and maintained by the Tamar Bridge & Torpoint Ferry Joint Committee (TBTF) formed by the two Authorities. The TBTF mission is to provide safe, reliable and efficient crossings of the Tamar, now and into the future.
- 1.3 The bridge carries approximately fifty thousand vehicles per day and has seen significant capital investment over the last 20 years. Ongoing investment is required to ensure that the bridge continues to be inspected, maintained and improved in line with contemporary standards in order that it can continue to meet the key strategic objectives of the organisations.
- 1.4 The crossing is operated on a 'user pays' basis, with the tolls covering operational and maintenance costs, (hence no cost to the Council for this procurement) delivering public crossings at the Bridge 24/7.
- 1.5 The procurement of Fabrication and Support services are a regular occurrence, as would be expected, as the bridge and ferries are bespoke structures that provides key road links on the Devon / Cornwall border, crossing the river Tamar, with the A38 forming part of the Strategic Road Network (SRN) nationally.
- 1.6 Significant investment in maintenance to the bridge, ferry infrastructure and operations have continued over recent years to ensure that the organisation can meet its key strategic aims and objectives. As well as the larger capital projects there are many routine and ad-hoc maintenance requirements. These routine maintenance and support tasks are equally as important on a day to day or week to week basis, as the larger, long-term projects.
- 1.7 Compromising some of the routine maintenance activities or lack of availability of operatives may have a more immediate impact on users of the crossings, particularly where a quick response or reaction time is required – i.e. mechanical defect on the ferry requiring an immediate resolution or other intervention.
- 1.8 This procurement is for the re-tender of the Fabrication and Support Contract to run from January 2025 – December 2035, subject to meeting extension criteria.
- 1.9 In recent years there has been significant investment in the bridge, infrastructure and operations to ensure that the organisation can meet its key strategic aims and objectives. Continual investment is necessary to ensure that the bridge is operated, maintained and improved according to contemporary standards and to meet future service demands.
- 1.10 The current Fabrication and Support Contract remains in line with the requirements of Tamar Crossings, and it provides the essential support that enables Tamar Crossings to deliver its organisational goals to safely operate, maintain and improve the crossings.

- 1.11 This contract will also assist the joint authorities in fulfilling their Statutory obligations under The Tamar Bridge Act 1957 and subsequent revised Acts to maintain and improve the crossing.

## **2.0 Procurement and Contract Award**

2.1 Currently the process to procure and award a contract is the responsibility of both Councils.

2.2 To improve efficiency it has been agreed that Cornwall Council take the lead for the procurement process and inform PCC when the process is near completion and requires PCC approval for the award of the successful tenderer.

2.3 PCC has been informed that a successful tender process has now concluded requiring sign off by an appropriate PCC Officer before the Award can be formally announced by CC.