

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Economy, Transport and Environment
Date:	2 December 2020
Title:	The Divestment of Skanska Infrastructure Services and Novation of Contracts
Report From:	Director of Economy, Transport and Environment

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1. The decision:

- 1.1. That, subject to the successful completion of the due diligence process, the Executive Member for Economy, Transport and Environment delegates authority to the Director of Economy, Transport and Environment, in consultation with the Executive Member for Economy, Transport and Environment, to approve the Single Tender Award and enter into contractual arrangements for the novation of the Hampshire Highways Service Contract, the Gen 3-3 Civil Engineering, Highways and Transportation Infrastructure Works Framework contract 2016-2020 and the Gen 4-3 Civil Engineering, Highways and Transportation Collaborative Framework contract 2020-2024 to the new service provider.
- 1.2. That, subject to the successful completion of the due diligence process, the Executive Member for Economy, Transport and Environment approves the novation of the Hampshire Highways Service Contract, the Gen 3-3 Civil Engineering, Highways and Transportation Infrastructure Works Framework contract 2016-2020 and the Gen 4-3 Civil Engineering, Highways and Transportation Collaborative Framework contract 2020-2024, as set out in the supporting report, from Skanska Construction UK Ltd to the new service provider.

2. Reasons for the decision:

- 2.1. The decision to novate the contracts to a new service provider is due to Skanska Construction UK Ltd divesting the Infrastructure Services division of its organisation.
- 2.2. The decision to delegate authority to approve the new service provider is to ensure the novations are processed in a timely manner and the County Council can start to work with the new service provider to ensure a smooth transition with minimal effects on service delivery.
- 2.3. Spend for these contracts is already in place and the novation process will not substantially change the obligations under the contracts.

3. Other options considered and rejected:

3.1. That the novation of the contracts from Skanska Construction UK Ltd to a new service provider is refused. This option has been rejected, as refusing to novate the contract would conflict with Regulation 72 (1) (d) (ii) of the Public Contract Regulations 2015 and could ultimately end up with the County Council not having a highways maintenance service provider.

4. Conflicts of interest:

4.1. Conflicts of interest declared by the decision-maker: None

4.2. Conflicts of interest declared by other Executive Members consulted: Not applicable

5. Dispensation granted by the Conduct Advisory Panel: none.

6. Reason(s) for the matter being dealt with if urgent: not applicable.

7. Statement from the Decision Maker:

Approved by:

Date:

2 December 2020

**Executive Member for Economy, Transport and
Environment
Councillor Rob Humby**