

# Key Decision Report

## Super Fast North Yorkshire – Phase 4

**REPORT TO;** Gary Fielding – Corporate Director

**DECISION DATE:** 27th March 2020

**SUPPORTING ANNEX;** This report includes a supporting Annex which contains exempt information as described in paragraphs 1, 3 and 5 of Part 1 of Schedule 12A to the Local Government Act 1972 (as amended).

### **PROPOSED RECOMMENDATION**

It is recommended that the Authority approve the procurement for Superfast North Yorkshire Phase 4.

### **BACKGROUND TO SUPPORT THE RECOMMENDATION**

NYNet Limited was established in 2007, with the aim of improving connectivity and broadband services for both the Public and Private Sectors. Established by North Yorkshire County Council, NYNet is publicly owned and therefore procures works and services in line with the Public Contract Regulations 2015.

Superfast North Yorkshire (SFNY) is the name given to the project bringing Superfast Broadband to North Yorkshire. The project is built to deliver fibre based broadband to the county but intends to cover areas where the fibre based coverage is not available (the so called 'not' spots). This project is 'Phase 4' of SFNY and intends to deliver next generation access broadband internet to an even greater number of premises than have been reached before.

There is compelling evidence from previous projects that the population of the County wants to connect to NGA and with more enthusiasm than most. The rate of take up of NGA has far outstripped that of the national average for NGA. The residents and businesses of the County certainly appear to have the appetite to embrace NGA technology.

### **LEGAL AND GOVERNANCE COMPLIANCE**

The budget assigned to this procurement exercise (should it be approved) is £15,000,000 - £25,000,000.

On this basis, a procurement procedure compliant with the Public Contract Regulations 2015 is required. After considering each available procedure, the best method forward is to utilise the Competitive Procedure with Negotiation.

## **RECOMMENDATION**

It is recommended that the Authority approve the procurement for Superfast North Yorkshire Phase 4.