

PRE-PACKAGED SANDWICHES FOR SCHOOLS

REPORT TO; the Corporate Director for Strategic Resources; Gary Fielding

DECISION DATE: Thursday 15th October 2020

SUPPORTING ANNEX; None

PROPOSED RECOMMENDATION

It is recommended that the Council undertake a further competition for the provision of pre-packaged sandwiches and other lunch-to-go items for schools. The scope of the procurement is to establish a contract with a supplier in preparation for the introduction of Natasha's Law in October 2021.

BACKGROUND TO SUPPORT THE RECOMMENDATION

The Catering Traded Service is responsible for providing produce to all Elderly Persons Homes (EPH's), Outdoor Education Centres (OEC's) and schools, where they subscribe to the traded service.

There is currently no contract in place to provide pre-prepared sandwiches / lunch-to-go items.

One of the key drivers for this provision is the introduction of Natasha's Law in October 2021. The law will require all food businesses to include full ingredients labelling on pre-packed for direct sale foods.

LEGAL AND GOVERNANCE COMPLIANCE

As per the Council's Procurement and Contract Procedure Rules, Rule 11 states;

11.1 Tenders for Contracts which exceed the EU Threshold shall be invited and awarded in accordance with the PCRs.

As per Rule 16.3, A Director does not need to invite OJEU Tenders in accordance with Rule 11 and 12, in the following circumstances:

- (a) Purchases via Framework Agreements which have been established either by the Council or by other public sector bodies or consortia and where such Framework Agreements are lawfully accessible to the Council.

The use of an existing Framework Agreement is a compliant route to market. The Council's Legal Services are reviewing the Framework Agreement's Terms and Conditions.

RECOMMENDATION

It is recommended that the Council conduct a further competition via an existing Framework Agreement to establish a contract for the provision of pre-prepared sandwiches and lunch-to-go items for schools.