



## ***Delegated Decisions by Cabinet Member for Infrastructure & Development Strategy***

***Thursday, 23 May 2024 at 2.00 pm***

***Room 3 - County Hall, New Road, Oxford OX1 1ND***

If you wish to view proceedings, please click on this [Live Stream Link](#).  
However, that will not allow you to participate in the meeting.

### ***Items for Decision***

The items for decision under individual Cabinet Members' delegated powers are listed overleaf, with indicative timings, and the related reports are attached. Decisions taken will become effective at the end of the working day on 30 May 2024 unless called in by that date for review by the appropriate Scrutiny Committee.

Copies of the reports are circulated (by e-mail) to all members of the County Council.

### **These proceedings are open to the public**

A handwritten signature in blue ink that reads "Martin Reeves".

Martin Reeves  
Chief Executive

May 2024

*Committee Officer:*                    ***committeesdemocraticservices@oxfordshire.gov.uk***

*Note:*    *Date of next meeting: 20 June 2024*

**If you have any special requirements (such as a large print version of these papers or special access facilities) please contact the officer named on the front page, but please give as much notice as possible before the meeting.**

## Items for Decision

### 1. Declarations of Interest

See guidance below.

### 2. Questions from County Councillors

Any county councillor may, by giving notice to the Proper Officer by 9 am two working days before the meeting, ask a question on any matter in respect of the Cabinet Member's delegated powers.

The number of questions which may be asked by any councillor at any one meeting is limited to two (or one question with notice and a supplementary question at the meeting) and the time for questions will be limited to 30 minutes in total. As with questions at Council, any questions which remain unanswered at the end of this item will receive a written response.

Questions submitted prior to the agenda being despatched are shown below and will be the subject of a response from the appropriate Cabinet Member or such other councillor or officer as is determined by the Cabinet Member, and shall not be the subject of further debate at this meeting. Questions received after the despatch of the agenda, but before the deadline, will be shown on the Schedule of Addenda circulated at the meeting, together with any written response which is available at that time.

### 3. Petitions and Public Address

Members of the public who wish to speak at this meeting can attend the meeting in person or 'virtually' through an online connection.

Requests to speak must be submitted by no later than 9am four working days before the meeting. Requests to speak should be sent to [committeesdemocraticservices@oxfordshire.gov.uk](mailto:committeesdemocraticservices@oxfordshire.gov.uk) .

If you are speaking 'virtually', you may submit a written statement of your presentation to ensure that if the technology fails, then your views can still be taken into account. A written copy of your statement can be provided no later than 9 am 2 working days before the meeting. Written submissions should be no longer than 1 A4 sheet.

### 4. **A4130 Steventon Lights Integrated Transport Corridor Scheme - Approval to Issue a Task Order for the Construction of the Scheme** (Pages 1 - 4)

*Cabinet Member:* Infrastructure and Development Strategy

*Forward Plan Ref:* 2024/079

*Contact:* Dan Hammond, Programme Lead – South & Vale Infrastructure Programme  
([Dan.Hammond@oxfordshire.gov.uk](mailto:Dan.Hammond@oxfordshire.gov.uk))

Report by Corporate Director for Environment and Place (**CMDIDS4**).

**The Cabinet Member for Infrastructure and Development Strategy is RECOMMENDED to:**

- a) Delegate authority to the Corporate Director of Environment & Place in consultation with the Director of Finance and the Head of Legal Services & Deputy Monitoring Officer to award an NEC4 ECC Option C (with Option X22) contract to Milestone Infrastructure Limited for target cost setting, market testing (ECI) and the construction works in respect of the A4130 Steventon Lights Integrated Transport Corridor scheme.

**5. Didcot Northern Perimeter Road (Section 3) scheme - appointment of contractor (Pages 5 - 8)**

*Cabinet Member: Infrastructure & Development Strategy*

*Forward Plan Ref: 2024/112*

*Contact: Dan Hammond, Senior Project Manager*

*([Dan.Hammond@oxfordshire.gov.uk](mailto:Dan.Hammond@oxfordshire.gov.uk))*

Report by Corporate Director for Environment and Place **(CMDIDS5)**

**The Cabinet Member for Infrastructure and Development Strategy is RECOMMENDED to:**

- a) Delegate authority to the Corporate Director of Environment & Place in consultation with the Director of Finance and the Head of Legal Services & Deputy Monitoring Officer to appoint Galliford Try to provide design, planning, ECI, target cost setting, surveys and investigation / enabling work support services in relation to the Didcot NPR3 scheme.

## **Councillors declaring interests**

### **General duty**

You must declare any disclosable pecuniary interests when the meeting reaches the item on the agenda headed 'Declarations of Interest' or as soon as it becomes apparent to you.

### **What is a disclosable pecuniary interest?**

Disclosable pecuniary interests relate to your employment; sponsorship (i.e. payment for expenses incurred by you in carrying out your duties as a councillor or towards your election expenses); contracts; land in the Council's area; licenses for land in the Council's area; corporate tenancies; and securities. These declarations must be recorded in each councillor's Register of Interests which is publicly available on the Council's website.

Disclosable pecuniary interests that must be declared are not only those of the member her or himself but also those member's spouse, civil partner or person they are living with as husband or wife or as if they were civil partners.

### **Declaring an interest**

Where any matter disclosed in your Register of Interests is being considered at a meeting, you must declare that you have an interest. You should also disclose the nature as well as the existence of the interest. If you have a disclosable pecuniary interest, after having declared it at the meeting you must not participate in discussion or voting on the item and must withdraw from the meeting whilst the matter is discussed.

### **Members' Code of Conduct and public perception**

Even if you do not have a disclosable pecuniary interest in a matter, the Members' Code of Conduct says that a member 'must serve only the public interest and must never improperly confer an advantage or disadvantage on any person including yourself' and that 'you must not place yourself in situations where your honesty and integrity may be questioned'.

### **Members Code – Other registrable interests**

Where a matter arises at a meeting which directly relates to the financial interest or wellbeing of one of your other registerable interests then you must declare an interest. You must not participate in discussion or voting on the item and you must withdraw from the meeting whilst the matter is discussed.

Wellbeing can be described as a condition of contentedness, healthiness and happiness; anything that could be said to affect a person's quality of life, either positively or negatively, is likely to affect their wellbeing.

Other registrable interests include:

- a) Any unpaid directorships

- b) Any body of which you are a member or are in a position of general control or management and to which you are nominated or appointed by your authority.
- c) Any body (i) exercising functions of a public nature (ii) directed to charitable purposes or (iii) one of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union) of which you are a member or in a position of general control or management.

### **Members Code – Non-registrable interests**

Where a matter arises at a meeting which directly relates to your financial interest or wellbeing (and does not fall under disclosable pecuniary interests), or the financial interest or wellbeing of a relative or close associate, you must declare the interest.

Where a matter arises at a meeting which affects your own financial interest or wellbeing, a financial interest or wellbeing of a relative or close associate or a financial interest or wellbeing of a body included under other registrable interests, then you must declare the interest.

In order to determine whether you can remain in the meeting after disclosing your interest the following test should be applied:

Where a matter affects the financial interest or well-being:

- a) to a greater extent than it affects the financial interests of the majority of inhabitants of the ward affected by the decision and;
- b) a reasonable member of the public knowing all the facts would believe that it would affect your view of the wider public interest.

You may speak on the matter only if members of the public are also allowed to speak at the meeting. Otherwise you must not take part in any discussion or vote on the matter and must not remain in the room unless you have been granted a dispensation.

This page is intentionally left blank

**Divisions Affected – Hendreds, Harwell, Steventon & Milton**

## **DELEGATED DECISIONS BY CABINET MEMBER FOR INFRASTRUCTURE AND DEVELOPMENT STRATEGY**

**23 May 2024**

### **A4130 Steventon Lights Integrated Transport Corridor Scheme – Approval to Issue a Task Order for the Construction of the Scheme**

**Report by Corporate Director of Environment & Place**

#### **RECOMMENDATION**

1. The Cabinet Member is **RECOMMENDED** to
  - a) **Delegate authority to the Corporate Director of Environment & Place in consultation with the Director of Finance and the Head of Legal Services & Deputy Monitoring Officer to award an NEC4 ECC Option C (with Option X22) contract to Milestone Infrastructure Limited for target cost setting, market testing (ECI) and the construction works in respect of the A4130 Steventon Lights Integrated Transport Corridor scheme.**

#### **Executive Summary**

2. The Council's Constitution states that key decisions are required prior to entering into any contracts with a capital spend of over £1m.
3. This report seeks to ensure that delegated authority is in place for the Corporate Director of Environment & Place to approve the County Council directly appointing Milestone Infrastructure Limited via a NEC4 ECC Option C (with Option X22) in respect of the A4130 Steventon Lights Integrated Transport Corridor scheme under the Pagabo Civils & Infrastructure Framework (Lot 2). The NEC4 ECC Option C (with Option X22) contract provides for Stage 1 (ECI) and subject to issue of a notice to proceed to Stage 2 (construction works).
4. The estimated value of the construction works (and associated activities set out above) is c£6.5m (inc VAT), with an additional contingency/risk allowance that is held by the County Council and available to be used / drawn upon for the scheme, if required.

#### **Background**

5. The A4130 Steventon Lights Integrated Transport Corridor scheme includes the section of the A4130 Abingdon Road corridor between Steventon Lights and the Milton Interchange (inclusive of the junction with Trenchard Avenue).

6. Didcot and the surrounding area will see significant growth in housing and employment in the coming years. Investment in the A4130 Steventon Lights Integrated Transport Corridor scheme is needed now so that the transport network can meet the demands that will be placed upon it in the future.
7. The A4130 Steventon Lights Integrated Transport Corridor scheme will support planned growth in both housing and employment and, importantly, support/facilitate sustainable and active travel in the local and wider area. The scheme will:
  - Facilitate and incentivise the use of public transport as an alternative to private car travel by improving bus journey time reliability
  - Provide suitable infrastructure and encourage use of all active travel modes
  - Support planned growth in housing and employment in the region while following the policies set out in Local Transport and Connectivity Plan (LTCP, 2022)
  - Aim to reduce congestion by enabling modal shift from private vehicles to sustainable and active modes
  - Improve safety for all road users, and
  - Minimise the impact on the landscape and provide a betterment to the local environment.
8. During Summer/early Autumn 2023, the County Council undertook and completed a mini competition through the Pagabo Civils and Infrastructure Framework in relation to the 'design' and 'build' of the A4130 Steventon Lights Integrated Transport Corridor scheme. The price for the 'design' element of the scheme was notably greater than what was forecast by the project team. In consideration of this, the project team re-assessed the scope of the design and identified sections that have since been developed by OCC technical officers and/or was no longer required within the scope of the proposed design package. In a further drive for cost efficiencies, the project team elected to contract directly with the designer (rather than through the contractor) using the Delivery Partnership with AtkinsRéalis. Consequently, OCC cancelled the mini competition and is seeking to directly award the Early Contractor Involvement (ECI) and construction works to Milestone Infrastructure Limited.
9. The purpose of this report is to obtain a delegation to the Corporate Director of Environment & Place to approve the County Council directly appointing Milestone Infrastructure Limited via a NEC4 ECC Option C (with Option X22) contract for target cost setting, market testing (ECI) and the construction works in respect of the A4130 Steventon Lights Integrated Transport Corridor scheme.
10. The County Council will enter into an NEC4 ECC Option C (with Option X22) with Milestone Infrastructure Limited via the Pagabo Civils & Infrastructure Framework (Lot 2) for the construction works (and associated services).
11. The estimated value of the construction works (and associated services set out above) is c£6.5m (inc VAT), with an additional contingency/risk allowance that is held by the County Council and available to be used / drawn upon for the scheme, if required.



## Key Issues

12. It is essential that this decision is made so that the County Council can proceed to enter into an NEC4 ECC Option C (with Option X22) with Milestone Infrastructure Limited via the Pagabo Civils & Infrastructure Framework (Lot 2) for the construction works (and associated services). The time-efficient appointment of Milestone Infrastructure Limited will ensure that the programme for construction (and opening in Spring 2025) is not adversely affected.

## Financial Implications

13. There are no new budgetary implications as the budget for the scheme has already been agreed by Cabinet.
14. There is a requirement to ensure that the £6m of LEP (City Deal) and £4.8m of Housing Growth Deal funding that has been allocated to the scheme is spent by the end of March 2025. Any unnecessary delay in entering into an NEC4 ECC Option C (with Option X22) with Milestone Infrastructure Limited would result in loss of time in the programme and a potential delay to the opening of the scheme in Spring 2025.

**Comments checked by:** Rob Finlayson, Strategic Finance Business Partner (Environment & Place) ([rob.finlayson@oxfordshire.gov.uk](mailto:rob.finlayson@oxfordshire.gov.uk))

## Legal Implications

15. The Council's Procurement Department conducted a mini competition in accordance with the procedures set out in the Pagabo Civils & Infrastructure Framework (Lot 2) in compliance with the Public Contracts Regulations 2015, Regulation 33 Frameworks (and related regulations) where Milestone Infrastructure Limited was determined to be the preferred bidder. This mini competition was abandoned for the reasons stated in paragraph 8 of this report. Pursuant to a revised Procurement Strategy that was approved on 1 March 2024, it is now proposed that Milestone Infrastructure Limited be appointed under the Pagabo Civils & Infrastructure Framework (Lot 2) under NEC4 ECC Option C (with Option X22) by way of a direct award in compliance with the direct award procedure in this Pagabo Framework and the Public Contracts Regulations 2015.
16. This decision is required to enable the County Council to finalise and complete all relevant contractual documentation associated with the County Council directly appointing Milestone Infrastructure Limited via a NEC4 ECC Option C (with Option X22) contract for target cost setting, market testing (ECI) and the construction works in respect of the A4130 Steventon Lights Integrated Transport Corridor scheme.
17. The Council will be delivering the A4130 Steventon Lights Integrated Transport Corridor scheme in its capacity as the highway authority for Oxfordshire under the Highways Act 1980.

**Comments checked by:** Jayne Pringle, Head of Law & Legal Business  
Partner (Contracts & Conveyancing)  
([jayne.pringle@oxfordshire.gov.uk](mailto:jayne.pringle@oxfordshire.gov.uk))

## **Staff Implications**

18. There are no staff implications.

## **Risk Management**

19. If the Council does not enter into an NEC4 ECC Option C (with Option X22) with Milestone Infrastructure Limited during June 2024 then this will put pressure on the County Council's ability to spend the £6m of LEP (City Deal) and £4.8m of Housing Growth Deal funding that has been allocated to the scheme by the end of March 2025.

**Bill Cotton**  
**Corporate Director of Environment & Place**

Annex:	Nil
Background papers:	Nil
Contact Officer:	Dan Fenn Project Manager, South & Vale Programme <a href="mailto:dan.fenn@oxfordshire.gov.uk">dan.fenn@oxfordshire.gov.uk</a>

**Divisions Affected** – Didcot & East Hagbourne, Didcot West, Didcot Ladygrove, Wallingford

## **DELEGATED DECISIONS BY CABINET MEMBER FOR INFRASTRUCTURE AND DEVELOPMENT STRATEGY**

**23 May 2024**

### **Didcot Northern Perimeter Road (Section 3) Scheme – Appointment of Contractor**

**Report by Corporate Director of Environment & Place**

#### **RECOMMENDATION**

1. The Cabinet Member is **RECOMMENDED** to
  - a) **Delegate authority to the Corporate Director of Environment & Place in consultation with the Director of Finance and the Head of Legal Services & Deputy Monitoring Officer to appoint Galliford Try to provide design, planning, ECI, target cost setting, surveys and investigation / enabling work support services in relation to the Didcot NPR3 scheme.**

#### **Executive Summary**

2. The Council's Constitution states that key decisions are required prior to entering into any contracts with a capital spend of over £1m.
3. This report seeks to ensure that delegated authority is in place for the Corporate Director of Environment & Place to approve the County Council appointing Galliford Try to provide design, planning, ECI, target cost setting, surveys and investigation / enabling work support in relation to the Didcot NPR3 scheme. The estimated value of the required support services is c£1.3m (including VAT), with an additional 'contingency/risk' allowance that is held by the County Council and available to be used / drawn upon, if required.

#### **Background**

4. The Didcot NPR3 scheme represents a 'missing link' in terms of the strategic transport infrastructure within Didcot and will extend the existing A4130 Didcot Northern Perimeter Road – and, in doing so, link the A4130 Abingdon Road and A4130 Hadden Hill corridors. The scheme will include walking and cycling infrastructure in line with County and District Council priorities to help support and encourage a shift to more sustainable forms of travel. Furthermore, the Didcot NPR3 scheme represents an essential part of an overall strategy in Didcot to accommodate housing and wider economic growth, whilst also enabling the Didcot Garden Town aspirations to be realised.

5. Didcot and the surrounding area will see significant growth in housing and employment in the coming years. Investment in the Didcot NPR3 scheme is needed now so that the transport network can meet the demands that will be placed upon it in the future.
6. The Didcot NPR3 scheme will support planned growth in both housing and employment and, importantly, support/facilitate sustainable and active travel in the local and wider area. The scheme will:
  - Provide a much-needed alternative route around the town
  - Help to reduce congestion
  - Deliver high quality pedestrian and cycle infrastructure
  - Promote and accommodate active travel
  - Improve air quality in the area
  - Support planned growth in housing and employment in the region while following the policies set out in Local Transport and Connectivity Plan (LTCP, 2022)
  - Minimise the impact on the landscape and provide a betterment to the local environment
6. The County Council will enter into the following contracts with Galliford Try via a Sub-Regional Call-Off through the Midlands Highways Alliance (MHA) Medium Schemes Framework (MSF4):
  - An NEC4 Professional Service Contract (PSC) Option A for design, planning, ECI and target cost setting
  - An NEC4 Engineering Construction Short Contract (ECSC) for any enabling works, surveys and/or investigation works, if required
7. The purpose of this report is to obtain a delegation to the Corporate Director of Environment & Place to approve the County Council appointing Galliford Try during May 2024 to provide design, planning, ECI, target cost setting, surveys and investigation / enabling work support services in relation to the Didcot NPR3 scheme.
8. The estimated value of the required support services is c£1.3m (inc VAT), with an additional 'contingency/risk' allowance that is held by the County Council and available to be used / drawn, if required

## Key Issues

9. It is essential that this decision is made so that the County Council can proceed to enter into contract with Galliford Try for the provision of the aforementioned support services in respect of the Didcot NPR3 scheme. The time-efficient appointment of Galliford Try will ensure that the programme for obtaining planning consent and completing the detailed design during Summer 2025 will not be adversely affected.

## Financial Implications

11. There are no new budgetary implications as the budget for the scheme has already been agreed by Cabinet.
12. Any unnecessary delay in commencing and completing the planning and design-related work would result in loss of time in the programme and a potential delay to the intended opening of the scheme in Summer 2026 (subject to the granting of planning consent).

**Comments checked by:** Rob Finlayson, Strategic Finance Business Partner (Environment & Place)  
([rob.finlayson@oxfordshire.gov.uk](mailto:rob.finlayson@oxfordshire.gov.uk))

## Legal Implications

13. The Procurement Strategy for the Didcot NPR3 scheme that was fully approved in March 2024 and endorsed at the South & Vale Programme Board held on 19 March 2024 is in accordance with the County Council's procurement objectives and is in full compliance with the Public Contracts Regulations (PCR) 2015.
14. The recommendations set out within the fully-approved Procurement Strategy includes the Sub-Regional Call-Off of Galliford Try via the MHA MSF4 in respect of the following:
  - An NEC4 Professional Service Contract (PSC) Option A for design, planning, ECI and target cost setting
  - An NEC4 Engineering Construction Short Contract (ECSC) for any enabling works, surveys and/or investigation works, if required
15. This decision is required to enable the County Council to finalise and complete all relevant contractual documentation associated with appointing Galliford Try to provide design, planning, ECI, target cost setting, surveys and investigation / enabling work support services in relation to the Didcot NPR3 scheme.
16. Prior to letting the main construction works contract to Galliford Try following satisfactory completion and delivery of the aforementioned support services, an application for delegated authority will be submitted under a separate CMD report.

17. The Council will be delivering the Didcot NPR3 scheme A4130 in its capacity as the highway authority for Oxfordshire under the Highways Act 1980.

**Comments checked by:** Jayne Pringle, Head of Law & Legal Business  
Partner (Contracts and Conveyancing)  
([jayne.pringle@oxfordshire.gov.uk](mailto:jayne.pringle@oxfordshire.gov.uk))

## **Staff Implications**

18. There are no staff implications.

## **Risk Management**

19. A detailed risk register has been devised for the project; it will be maintained and updated up until full completion/delivery of the scheme. All identified risks, as well as any future potential risks, will be included in the risk register and managed by designated officers in close collaboration with OCC's partners and stakeholders. There will be regular risk review meetings.

### **Bill Cotton**

#### **Corporate Director of Environment & Place**

Annex:	Nil
Background papers:	Nil
Contact Officer:	Dan Fenn Project Manager, South & Vale Programme <a href="mailto:dan.fenn@oxfordshire.gov.uk">dan.fenn@oxfordshire.gov.uk</a>