

**BOLSOVER DISTRICT COUNCIL**  
**MEETING OF THE EXECUTIVE ON 4<sup>TH</sup> MARCH 2024**  
**BOLSOVER HOMES SCHEME – WOBURN CLOSE CLUSTER, BLACKWELL**  
**REPORT OF THE PORTFOLIO HOLDER FOR HOUSING**

<b>Classification</b>	Open
<b>Contact Officer</b>	Steve Brunt– Strategic Director of Services

**PURPOSE/SUMMARY OF REPORT**

To seek approval to change the name of the contractor for the Woburn Close Cluster Development.

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**REPORT DETAILS**

**1. Background**

- 1.1 On the 11<sup>th</sup> September 2023 the Executive agreed that the Council enter into contract with Dragonfly Development Limited for the development of the Woburn Close Cluster. A copy of the Executive report for 11<sup>th</sup> September 2023 is attached at **Appendix 1**.
- 1.2 Due to the value of the work the Council will need to enter into a contract with Dragonfly Management (Bolsover) Limited and not Dragonfly Development Limited. The reason for this is explained in the Legal Implication section of this report.

**2. Details of Proposal or Information**

- 2.1 It is proposed that the Executive change the contractor to undertake the development of the Woburn Close Cluster from Dragonfly Development Limited to Dragonfly Management (Bolsover) Limited.

**3. Reasons for Recommendation**

- 3.1 To comply with the Public Contract Regulations 2015.

**4. Alternative Options and Reasons for Rejection**

- 4.1 To enter into a contract with Dragonfly Development Limited. This will breach the requirements of the Public Contract Regulations 2015.

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## **RECOMMENDATION(S)**

1. That the Council enters into contract with Dragonfly Management (Bolsover) Limited for the development of the Woburn Close Cluster as outlined in the report to Executive on 11<sup>th</sup> September 2023.

Approved by Councillor Sandra Peake, Portfolio Holder for Housing

### **IMPLICATIONS.**

**Finance and Risk:**            Yes             No

**Details:**

As contained in the original report which is Appendix 1 to this report. No new financial implications arise from this specific report.

On behalf of the Section 151 Officer

**Legal (including Data Protection):**            Yes             No

**Details:**

Regulation 12(1) of the Public Contract Regulations 2015 requires that any direct contract award that the Council makes for works where the value is £5,372,609 or more must be to Dragonfly Management (Bolsover) Limited and not to Dragonfly Development Limited. This is because Dragonfly Development Limited has been designed to be an outward facing commercial trading company and cannot take advantage of the rules set out in Regulation 12. Dragonfly Management (Bolsover) Limited however is a company set up to take advantage of the rules and therefore the Council can make direct awards to it without the need for competition.

On behalf of the Solicitor to the Council

**Environment:**

**Details:**

As contained in Appendix 1 to this report. No new environmental implications arise from this specific report.

**Staffing:**            Yes             No

**Details:**

There are no direct staffing implications arising from this report. All staff are in place to deliver the schemes.

On behalf of the Head of Paid Service

## DECISION INFORMATION

<p><b>Is the decision a Key Decision?</b>  A Key Decision is an executive decision which has a significant impact on two or more District wards, or which results in income or expenditure to the Council above the following thresholds:</p> <p><b>Revenue - £75,000</b> <input type="checkbox"/> <b>Capital - £150,000</b> <input checked="" type="checkbox"/>  <input checked="" type="checkbox"/> <i>Please indicate which threshold applies</i></p>	<p>Yes</p>
<p><b>Is the decision subject to Call-In?</b>  <i>(Only Key Decisions are subject to Call-In)</i></p>	<p>Yes</p>

<p><b>District Wards Significantly Affected</b></p>	<p>Blackwell</p>
<p><b>Consultation:</b>  <b>Leader / Deputy Leader</b> <input type="checkbox"/> <b>Executive</b> <input type="checkbox"/>  <b>SLT</b> <input type="checkbox"/> <b>Relevant Service Manager</b> <input type="checkbox"/>  <b>Members</b> <input type="checkbox"/> <b>Public</b> <input type="checkbox"/> <b>Other</b> <input type="checkbox"/></p>	<p>Details:</p>

<p><b>Links to Council Ambition: Customers, Economy, and Environment.</b></p>
<p>Enabling Housing Growth: increasing the supply, quality, and range of housing to meet the needs of the growing population and support economic growth.</p>

DOCUMENT INFORMATION	
Appendix No	Title
1	Executive report - 11 <sup>th</sup> September 2023

<p><b>Background Papers</b>  <i>(These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Executive, you must provide copies of the background papers).</i></p>