

**Decision Number:**

17 (2012/13)

Portfolio Holder Decision

**Subject:** Market Operating Contract (Swanley and Sevenoaks x 2)

**Taken by:** Cllr B Ramsay Portfolio Holder for Finance and Value for Money

**Date of decision:**  
18.09.12

**Details of Decision:**

That the current market operating contract with Wendy Fair markets Ltd in respect of the markets at Swanley, Sevenoaks (Wednesday) and Sevenoaks (Saturday) be rescinded. A temporary licence to operate the 3 markets until 31<sup>st</sup> March 2013 be granted to Wendy Fair (Wembley) Ltd at a combined fee of £312,568p.a. and the markets contracts be retendered under EU procurement regulations

**Documents considered:**

Management Team report 12<sup>th</sup> September (copy attached)

**Reason for Decision:**

It is proposed that another 'Open' tender process is entered into using the EU procedures and the process is effectively started again. It is difficult to ensure the financial viability of any potential contractor given the nature of this sector of business but any assessment of suitability will include a rigorous look at companies trading positions and a rigorous assessment the actual risk on the higher fee tenders.

Consulted prior: Chief Executive, Corporate Resources Director, Community & Planning Services Director

For subsequent consultation on content of tender:

Swanley - Cllrs Fittock, Underwood, Ball, Mrs George & Mrs Sargeant + Town Council  
Sevenoaks - Cllrs Dickins and Towell + Town Council

**Signed by Portfolio Holder:**

**Record made by:**

Shacklock

**Date:**

18.09.12

When completed a copy of this record must be sent to the Democratic Services Section by e-mail and a signed copy by internal mail