

## Appendix 2 - Summary of Proposed CSO Amendments 2025

### Introduction

The incoming Procurement Act will introduce major reforms to the current procurement regulations, this coupled with the Procurement Modernisation Programme, requires the Council to revisit its Contract Standing Orders (CSO).

This has resulted in a fundamental change to the structure of the CSO's and some of the provisions contained therein due to the transitional arrangements for the Procurement Act, which now covers the full commercial lifecycle of public contracts. Due to these transitional arrangements the CSO's need to continue to incorporate existing regulations. To address this and avoid confusion existing regulations are defined in the CSO's as Regulations and new regulations are defined as Procurement Act. Officers will need to understand which different regulatory requirements apply. (for the purposes of this document the use of 'regulations' means current Regulations and the Procurement Act).

Due to the extent of the new provisions under the Procurement Act, it is not feasible to capture the detail within the CSO's. Therefore, the Code of Practice (CoP) will contain detailed guidance and processes relating to the different procurement regimes.

### Proposed Amendments

Below is a summary of the proposed amendments, where appropriate, drafting from previous CSO's has been carried forward, and therefore the summary table below focuses on the key amendments. Full details of the changes can be found in Appendix 3 CSO 2023 vs 2025 comparison document.

Area of Amendment	Comment
Glossary	<ul style="list-style-type: none"><li>Definitions have been updated to consider current regulations and the incoming Procurement Act.</li></ul>
0. Statement of principles	<ul style="list-style-type: none"><li>Minor drafting amendments to reflect change in officer titles and relocation of some existing provisions.</li></ul>
1. Introduction	<ul style="list-style-type: none"><li>Minor drafting amendments and confirmation values stated in CSO's are excluding VAT.</li></ul>
2. Roles and Responsibility	<p>This section now includes the following requirements:</p> <p>Cabinet</p> <ul style="list-style-type: none"><li>Approval to commence a procurement exercise for proposed Contracts valued at £500,000 or more.</li></ul> <p>Directors</p> <ul style="list-style-type: none"><li>To ensure relevant statutory consultations are undertaken.</li></ul>

Area of Amendment	Comment
	<ul style="list-style-type: none"> <li>• Submission of procurement pipeline to Chief Procurement Officer (CPO) above £2m by 31 March each year.</li> <li>• Submission of pipeline of contracts above £25k to CPO quarterly.</li> <li>• Approve termination of contracts</li> </ul> <p>Additional entities</p> <ul style="list-style-type: none"> <li>• Reference to roles and responsibilities for Pension committee, Alexandra Palace, schools and other 'arm's length' organisations brought into this section and aligned so as to follow Council CSO's.</li> </ul>
3. Scope of CSO's	<ul style="list-style-type: none"> <li>• Minor amendments to align with Procurement Act</li> </ul>
4. Public Procurement Directives	<ul style="list-style-type: none"> <li>• Amendments to cover all procurement regulations in scope.</li> </ul>
5. Contract Value and Aggregation	<ul style="list-style-type: none"> <li>• Minor drafting amendments</li> </ul>
6. Social Value	<ul style="list-style-type: none"> <li>• New section reflecting Council policy due to come in mid 2025, including mandating social value in all contracts above £500k.</li> </ul>
7. Frameworks	<ul style="list-style-type: none"> <li>• Referencing to use of Haringey and London Construction Programme (LCP) frameworks taking precedence.</li> <li>• Reference to controls for direct awards on frameworks.</li> </ul>
8. Dynamic Purchasing Systems	<ul style="list-style-type: none"> <li>• Reference to using LCP and Haringey DPS's taking precedence.</li> </ul>
9. Dynamic Markets	<ul style="list-style-type: none"> <li>• New provisions under the Procurement Act.</li> <li>• Reference to using LCP and Haringey DPS's taking precedence.</li> </ul>
10. Direct Awards	<ul style="list-style-type: none"> <li>• Drafting updated to take account of new provisions within the Procurement Act.</li> </ul>
11. Contracts below £25,000	<ul style="list-style-type: none"> <li>• New section replacing previous below £10k provisions.</li> <li>• Directs officers to use existing corporate arrangements (i.e. frameworks, DPS etc.).</li> </ul>
12. Contracts above £25,000	<ul style="list-style-type: none"> <li>• Allows for RFQ up to £500k where permitted by the regulations.</li> <li>• LCP/Haringey frameworks and DPS's take precedence.</li> <li>• Activity now falls under CPO unless agreed otherwise.</li> <li>• Compliance with relevant notifications.</li> <li>• Introduces requirements around transparency notices which require publication.</li> </ul>

Area of Amendment	Comment
	<ul style="list-style-type: none"> <li>(Note; COP will provide guidance on processes to be followed).</li> </ul>
13. Electronic communications, procurement documents, receipt and opening of bids	<ul style="list-style-type: none"> <li>Amendments to align with new Procurement Act.</li> </ul>
14. Abnormally Low Bids	<ul style="list-style-type: none"> <li>Officers directed to regulations which apply.</li> </ul>
15. Post Tender Negotiations/ Clarifications	<ul style="list-style-type: none"> <li>Insertion of reference to relevant regulations, as these differ across regulations.</li> </ul>
16. Bid Acceptance	<ul style="list-style-type: none"> <li>Amendments to align with new Procurement Act.</li> <li>Relocation of approval thresholds to section 2 (Roles and Responsibilities).</li> </ul>
17. Conditions applying to all contracts	<ul style="list-style-type: none"> <li>Amendments to align with new Procurement Act.</li> <li>Section is updated to ensure alignment with revised CSO threshold of £25k.</li> </ul>
18. Waivers, Extensions, Variations and Novations	<ul style="list-style-type: none"> <li>Amendments to align with new Procurement Act.</li> <li>Reduced threshold to £100k requiring prior approval from COP for waivers.</li> </ul>
19. Contract termination	<ul style="list-style-type: none"> <li>Amendments to align with new Procurement Act.</li> <li>Provision to include notification to Chief Procurement Officer</li> </ul>
20. Contract management	<ul style="list-style-type: none"> <li>New section to introduce responsibilities for contract management and alignment with the Procurement Act.</li> <li>Assignment of a contract owner for all contracts above £25k.</li> </ul>
21. Application of CSO's to Grants	<ul style="list-style-type: none"> <li>Introduction of section relating to spending of Grant funding and compliance with CSO's.</li> <li>Alignment of delegated thresholds within CSO's.</li> </ul>
22. Subsidy Control	<ul style="list-style-type: none"> <li>New section with reference to complying with UK subsidy Control Regime</li> </ul>