

## Written statement of a key decision

### Cabinet

<b>Title</b>	<b>The New Public Realm Service</b>
Decision maker	Cabinet  Information about cabinet, including the names and contact details of the cabinet members, can be found here: <a href="http://councillors.herefordshire.gov.uk/mgCommitteeDetails.aspx?ID=251">http://councillors.herefordshire.gov.uk/mgCommitteeDetails.aspx?ID=251</a>
Date of decision	18 December 2025
Report exemption class	Open
Reason for being a key decision	<p>This is a key decision because it is likely to result in the council incurring expenditure which is, or the making of savings which are, significant having regard to the council's budget for the service or function concerned. A threshold of £500,000 is regarded as significant.</p> <p>This is a key decision because it is likely to be significant having regard to: the strategic nature of the decision; and / or whether the outcome will have an impact, for better or worse, on the amenity of the community or quality of service provided by the authority to a significant number of people living or working in the locality (two or more wards) affected.</p>
A notice was served in accordance with Part 3 (Key decisions) of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.	
General exception or special urgency (as defined in the constitution)	No
Purpose	This report seeks approval to award the council's Public Realm Service contract.
Decision	<p><b>That:</b></p> <p class="list-item-l1">a) Cabinet approves the award of a contract (the Contract) for the provision of the new Public Realm Services to the successful bidder in accordance with the Cabinet report approved on 28 November 2024 and the updated Public Realm Services model as set out in Appendix 1 for an initial period of 6 years and 10 months (so as to align with Council financial years) and with the option</p>

	<p><b>for the Council to extend for a further 3-year period subject to and in accordance with the performance review mechanism set out in the contract.</b></p> <p><b>b) Cabinet delegates authority to the Corporate Director Economy and Environment to:</b></p> <ul style="list-style-type: none"> <li><b>i. Finalise the contract and any ancillary contract documents;</b></li> <li><b>ii. In consultation with Property Services, agree and enter into the necessary leases to the successful bidder to enable the provision of the Public Realm Services;</b></li> <li><b>iii. On receipt of payment from the successful bidder, transfer the Council's existing equipment (plant and fleet but excluding the winter maintenance fleet) to the successful bidder so as to enable the provision of the Public Realm Services;</b></li> <li><b>iv. Accept the transfer of identified roles (circa 60) pursuant to the Transfer of Undertakings Protection of Employment Rights (TUPE) from the incumbent; and</b></li> </ul> <p><b>c) Cabinet delegates authority to the Corporate Director Economy and Environment to make all operational decisions necessary to implement recommendations a) and b).</b></p>
Reason for the decision	<p>As set out in the report. Documents relating to this decision are available at</p> <p><a href="http://councillors.herefordshire.gov.uk/mgIssueHistoryHome.aspx?Id=50052648">http://councillors.herefordshire.gov.uk/mgIssueHistoryHome.aspx?Id=50052648</a></p>
Options considered	<ol style="list-style-type: none"> <li>1. To reject the recommendation to award the contract to the successful bidder and to re-tender the Public Realm Services. This is not recommended. Through the competitive and comprehensive procurement process detailed in this report, the successful bidder has demonstrated the capability to deliver the Public Realm Services in accordance with the Council's requirements, strategy and statutory obligations. To not agree this decision would lead to significant time and resource implications associated with re-tendering the procurement, which will result in service disruption and increased costs to the Council.</li> <li>2. To reject the recommendation to award the contract to the successful bidder and to consider an alternative delivery model. This is not recommended on the basis that various, alternative delivery models were considered in detail and discounted as set out in a report to Cabinet of 2 March 2023.</li> </ol>
Declarations of interest (see	

▪ below)	
Call-in expiry date (decisions are not subject to call-in where special urgency provisions apply)	24 December 2025

Councillor: .....	Date 18 December 2025
Leader of the Council (Councillor Jonathan Lester)	

- a record of any conflict of interest declared by any executive member who is consulted by the member which relates to the decision;

and

- in respect of any declared conflict of interest, a note of dispensation granted.