

**DMPC Decision – PCD 547**

**Title: Supply and Delivery of Weapon Systems and Equipment**

**Executive Summary:**

This proposal details the request for a single tender action to be approved in order to award a contract to a sole UK weapons provider for the supply of weapons and to initiate via competitive tender a contract for Firearms accessories and equipment to the Metropolitan Police Service.

This requirement is essential to ensure that the MPS armed capability can effectively meet and sustain the operational and training demands for the current and future police firearms training plans. Awarding a contract will allow Commercial Service to have a compliant call off mechanism to directly purchase additional weapons promptly when required.

**Recommendation:**

The Deputy Mayor for Policing and Crime is recommended to:

- Approve the award a contract via the negotiated procedure to a sole UK reseller for weapon systems for a 36-month term. Estimated Total upper Contract Value is £2.5m.
- To note the initial call off purchase via this contract is for immediate need for weapons for MO19 Training. Estimate initial contract value is £410k.
- To note that these specific weapons are only available via a sole UK/EU reseller due to exclusive arrangements with the manufacture, which is common practice for this firearms industry
- To note there is a review of Firearms currently being undertaken by the One Met Model Programme 5 (OMM5). The outcome of this might have implications that require the purchase of additional weapons.
- To note all Call Offs will be approved by Director of Commercial Services and Uplift Board. Periodic updates to PIB and IAM can be made if market or the MPS preferred weapon platform change.
- Approval to initiate and award a call off contract via a competitive tender process for Firearms Accessories and Equipment. Initial term of the contract will be 24 months with one option to extend for up to 12 months. Estimated Contract Value will be £1.5m. Interim arrangements will be relied upon until this is concluded.

**Deputy Mayor for Policing and Crime**

I confirm I have considered whether or not I have any personal or prejudicial interest in this matter and take the proposed decision in compliance with the Code of Conduct. Any such interests are recorded below.

The above request has my approval.

**Signature**

*Sophie Hender*

**Date**

*4/4/19*

## **PART I - NON-CONFIDENTIAL FACTS AND ADVICE TO THE DMPC**

### **1. Introduction and background**

- 1.1. Approving the MPS Firearms uplift was one of the Mayors commitments and this requirement provides sustainability for that increased capability.
- 1.2. This requirement contributes to the delivering safety and security perception as having visible armed police officers (ARV's) in front line services, provides reassurances to the public, especially at vulnerable places i.e. London airports and public events.
- 1.3. Having additional specialist armed officers (CTSFO's) able to resolve high threat scenarios reassures the public that the police are suitably trained and equipped to deal with the terrorist threat currently facing London

### **2. Issues for consideration**

- 2.1. There is a high-level overview of firearms currently being undertaken by the One Met Model Programme 5 (OMM5). The outcome of this may require the purchase of additional weapons. All Call-Offs will be approved by the Director of Commercial Services and the Uplift Board.

### **3. Financial Comments**

- 3.1. Expenditure will be funded from existing budgets.

### **4. Legal Comments**

- 4.1. DLS confirms that Regulation 32 (5) (b) could apply which would justify not competing this contract but Regulation 32 (6) states that "In the case of paragraph (5) (b), the duration of the contract, as well as that of recurrent contracts shall not, save in exceptional circumstances, exceed 3 years." In this case the proposed contract award is for up to 5 years as this is considered 'exceptional circumstances'.
- 4.2. In accordance with paragraph 4.13 of the Scheme of Delegation 'All contract exemptions for £100,000 or above' DMPC approval is required.

### **5. GDPR and Data Privacy**

- 5.1. The proposal does not use personally identifiable data therefore there are no GDPR issues to be considered.

### **6. Equality Comments**

- 6.1. There are no equality or diversity implications arising from this report.

### **7. Background/supporting papers**

- 7.1. MPS report

**Public access to information**

Information in this form (Part 1) is subject to the Freedom of Information Act 2000 (FOIA) and will be made available on the MOPAC website following approval.

If immediate publication risks compromising the implementation of the decision it can be deferred until a specific date. Deferral periods should be kept to the shortest length strictly necessary.

**Part 1 Deferral:**

Is the publication of Part 1 of this approval to be deferred? NO

If yes, for what reason:

Until what date:

**Part 2 Confidentiality:** Only the facts or advice considered as likely to be exempt from disclosure under the FOIA should be in the separate Part 2 form, together with the legal rationale for non-publication.

Is there a **Part 2** form – YES

**ORIGINATING OFFICER DECLARATION**

	<i>Tick to confirm statement (✓)</i>
<b>Financial Advice:</b> The Strategic Finance and Resource Management Team has been consulted on this proposal.	✓
<b>Legal Advice:</b> Legal advice included in body of the report	✓
<b>Equalities Advice:</b> Equality and diversity issues are covered in the body of the report.	✓
<b>Commercial Issues</b> Commercial issues are covered in the body of this report	✓
<b>GDPR/Data Privacy</b> A DPIA is not required.	✓
<b>Director/Head of Service:</b> The Chief Finance Officer has reviewed the request and is satisfied it is correct and consistent with the MOPAC's plans and priorities.	✓

**OFFICER APPROVAL****Chief Executive Officer**

I have been consulted about the proposal and confirm that financial, legal and equalities advice has been taken into account in the preparation of this report. I am satisfied that this is an appropriate request to be submitted to the Deputy Mayor for Policing and Crime.

**Signature** *R. Lawrence*

**Date** *4/4/19*





MOPAC

MAYOR OF LONDON  
OFFICE FOR POLICING AND CRIME

**Supply and Delivery of Weapon Systems and Equipment**

**MOPAC Investment Advisory Meeting 1<sup>st</sup> March 2019**

**Report by the MPS Chief Firearms Instructor, on behalf of the Deputy Commissioner**

**Part 1 – This section of the report will be published by MOPAC. It is Classified as OFFICIAL – PUBLIC**

**EXECUTIVE SUMMARY**

This Business Justification Paper details the request for a single tender action to be approved in order to award a contract to a sole UK weapons provider for the supply of weapons and to initiate via competitive tender a contract for Firearms accessories and equipment to the Metropolitan Police Service.

This requirement is essential to ensure that the MPS armed capability can effectively meet and sustain the operational and training demands for the current and future police firearms training plans.

Awarding a contract will allow Commercial Service to have a compliant call off mechanism to directly purchase additional weapons promptly, when there is a corporate need and once budget is acquired.

**Recommendations**

The Deputy Mayor for Policing and Crime, via the Investment Advisory Board (IAB), is asked to:

- I. Approval to award a contract via the negotiated procedure to a sole UK reseller for weapon systems for a 36-month term. Estimated Total upper Contract Value is £2.5m.
- II. To note the initial call off purchase via this contract is for immediate need for weapons for MO19 Training. Estimate initial contract value is £410k.
- III. To note that these specific weapons are only available via a sole UK/EU reseller due to exclusive arrangements with the manufacture, which is common practice for this firearms industry
- IV. To note there is a review of Firearms currently being undertaken by the One Met Model Programme 5 (OMM5). The outcome of this might have implications that require the purchase of additional weapons.

- V. To note all Call Offs will be approved by Director of Commercial Services and Uplift Board. Periodic updates to PIB and IAM can be made if market or the MPS preferred weapon platform change.
- VI. Approval to initiate and award a call off contract via a competitive tender process for Firearms Accessories and Equipment. Initial term of the contract will be 24 months with one option to extend for up to 12 months. Estimated Contract Value will be £1.5m. Interim arrangements will be relied upon until this is concluded.

**Issues for consideration**

There is a high-level overview of firearms currently being undertaken by the One Met Model Programme 5 (OMM5). The outcome of this may require the purchase of additional weapons. All Call-Offs will be approved by the Director of Commercial Services and the Uplift Board

**Contributes to the MOPAC Police & Crime Plan 2017-2021<sup>1</sup>**

Approving the MPS Firearms uplift was one of the Mayors first actions and this requirement provides sustainability for that increased capability.

This requirement contributes to the delivering safety and security perception as having visible armed police officers (ARV's) in front line services, provides reassurances to the public, especially at vulnerable places i.e. London airports and public events.

Having additional specialist armed officers (CTSFO's) able to resolve high threat scenarios reassures the public that the police are suitably trained and equipped to deal with the terrorist threat currently facing London

**Financial, Commercial and Procurement Comments**

Uplift board and the MO19 finance business partner have approved a budget of approx. £410k for the initial purchase for Training weapons. A breakdown of the funding is detailed below.

Budget	Weapons	Type of Training
Uplift programme funding:	Weapons & ancillaries	ARV Training
	Weapons & ancillaries	CTSFO Training
Sub-Total	£327,520	
MO19 funding:	Weapons &	CTSFO

<sup>1</sup> [Police and crime plan: a safer city for all Londoners | London City Hall](#)

	ancillaries	Training
<b>Sub-Total</b>	<b>£79,290</b>	
<b>Total</b>	<b>£406,810</b>	

**Commercial**

Unable to provide further details due to the information being commercially sensitive

**Legal Comments**

DLS confirms that Regulation 32 (5) (b) could apply which would justify not competing this contract but Regulation 32 (6) states that:

*“In the case of paragraph (5) (b), the duration of the contract, as well as that of recurrent contracts shall not, save in exceptional circumstances, exceed 3 years.”*

In this case the proposed contract award is for up to 5 years which requires 'exceptional circumstances'. MOPAC must approve the award of this contract in accordance with paragraph 4.13 of the Scheme of Delegation as it is an 'exemption' from the Public Contract Regulations 2015.

**Equality Comments**

As this is an extension of an existing service this work does not change any aspects relating to equality or diversity'.

**Privacy Comments**

There are no privacy issues connected to this project.

**Real Estate Implications**

No Implications.

**Environmental Implications**

No Impact

**Background/supporting papers**

Business Justification Paper attached

**Report author:** MPS Chief Firearms Instructor

**Part 2 – This section refers to the details of the Part 2 business case which is NOT SUITABLE for MOPAC Publication.**

The Government Security Classification marking for Part 2 is:

**OFFICIAL-SENSITIVE [COMMERCIAL]**

Part 2 of 'Supply and Delivery of Weapon Systems and Equipment' is exempt from publication for the following reasons:

- Exempt under Article 2(2)(a) of the Elected Local Policing Bodies (Specified Information) Order 2011 (Data Protection Section 43 – Commercial Interests).
- The relevant sections under the FOIA that would exempt this information from disclosure, for example:
  - Data Protection Section 40,
  - Commercial Interest Section 43
  - Legal Professional Privilege Section 42
- The exact nature and capability of the MPS' armed officers, together with the requirements of their training and how it is delivered, is highly sensitive information, which should not be available to the public and;
- Availability of this information could compromise operational capability and is against the interests of national security (Article 2(2) (a) of the Elected Local Policing Bodies (Specified Information) Order 2011).

The decision to publish this paper should be reviewed in 12 months' and assessed against the criteria outlined above (against the interests of national security) prior to reaching a publication decision.

**Confidential facts and advice to the Deputy Mayor for Policing and Crime**

Full details shown in BJP Training Weapons 'Part 2'