

Our ref: IG/FOI/FOI.100.26

19 March 2026

Sent via email to: [REDACTED]

Dear [REDACTED]

Request under the Freedom of Information Act 2000

I write further to your request for information which was received on 5 March 2026 and subsequent clarification received 12 March 2026, to confirm, in accordance with S.1(1)(a) of the Freedom of Information Act 2000, that Powys Teaching Health Board (PTHB) does hold the information that you require, but have applied an exemption to elements of this request. For ease of reference your request is set out below and the Health Board's response follows each question individually.

Your Freedom of Information (FOI) Request and Powys Response (Bold):

Under the Freedom of Information Act 2000, I request the following information relating to your organisation's procurement and use of hired modular buildings and permanent healthcare buildings (capital or revenue funded) for the period 1 January 2024 to 31 December 2025. Please provide responses in Word, PDF, or Excel format.

Clarification Requested:

Please could you clarify what is meant by "traditional permanent buildings" i.e. does this include extensions etc.

Clarification Received:

In the definition of "traditional permanent building", these include any buildings or extensions to existing buildings that are constructed using traditional methods and have been designed to last 5 years or more.

Q1. Procurement Activity

a. Has your Trust procured (or attempted to procure) any of the following in the period stated? For each category, please confirm Yes/No.

- Hired modular buildings – **No.**
- Purchased modular buildings – **No.**
- Traditional permanent buildings – **Yes.**

b. If Yes to any category, please provide:

- A short description of the requirement – **Construction of a new dining room extension and refurbishment project located at Victoria Memorial Hospital (Welshpool).**
- Whether the procurement completed, was abandoned, paused, or is still in progress / awaiting funding – **Completed.**
- The anticipated or actual project value (banded values acceptable: <£250k, £250k–£1m, £1m–£5m, £5m–£10m, >£10m) – **£250k – £1m.**
- Whether any building is currently in use – **Yes.**

Q2. Procurement Route

For each procurement activity identified, please state:

a. Whether a framework was used (e.g., NHS SBS, NHS Commercial Solutions, CCS, Procure23, other) – **No.**

b. If yes, please specify which framework and Lot – **Not applicable.**

b. If no framework was used, please confirm whether the Trust:

- Ran a standalone tender
- Used a competitive quotation process
- Used a direct award
- Used another method (please describe)

– **I can confirm that it was an open tender through Sell 2 Wales.**

c. If a procurement was abandoned or paused, please provide the reason (e.g., funding not approved, strategic change, clinical reprioritisation, no suitable bids, supplier noncompliance, planning constraints) – **Not applicable.**

Q3. Supplier Participation and Awards

a. Please list the suppliers who:

- Submitted bids

I can confirm that Powys Teaching Health Board (PTHB) is withholding the names of suppliers who submitted bids as this information is considered exempt under Section 43 Commercial Interests of the Freedom of Information Act. This section of the Act sets out an exemption from the right to know if releasing the information is likely to prejudice the commercial interests of any person (a person maybe an individual, company, the public authority itself or any other legal entity).

This exemption was considered by the Health Board when deciding whether to release this information because it was felt that, in doing so, it could create a significant risk in prejudicing the commercial interests of the Health Board and third parties we work with.

As this is a qualified exemption the Health Board must consider the public interest in deciding whether to withhold or disclose the information. The Health Board accepts that there is a public interest in ensuring openness and transparency. However, the Health Board believes that disclosure of information in a manner which fails to protect the interests and relationships arising in a commercial context could

discourage third parties from dealing with the Health Board because of fears that the disclosure of information could damage them commercially. In turn, this could jeopardise the Health Board's ability to compete fairly and pursue its function to bring forward development in the area and obtain value for money. As a result, exemption Section 43 is engaged as it is not considered in the public interest to disclose this.

- Were shortlisted – **Not applicable, all tenders were evaluated.**
 - Were awarded a contract – **Pave Always Ltd.**
- b. If no contract was awarded, please explain why – **Not applicable.**

Q4. Internal Factors Affecting Procurement

Please provide any recorded information that explains the primary reasons why your Trust:

- Did not proceed with procurement,
- Has delayed decisions, or
- Has not required additional buildings during the period.

Examples may include:

- Capital funding constraints
- Revenue affordability
- Changing clinical models or patient flows
- Estates strategy decisions
- Planning or site limitations
- Lack of internal capacity to progress projects

(If not formally documented, please state: "No information held.")

There has been no requirement for additional buildings within the time period.

Q5. Demand Forecasting

a. Has your Trust identified a future need (within the next 2 years) for:

- Temporary/hired buildings – **No.**
- Permanent modular buildings – **No.**
- Permanent traditional buildings – **Yes.**

b. If yes, please provide any available summary or high-level outline (estimates or early-stage plans acceptable) – **Replacement extension to existing conservatory in Bro Ddyfi Hospital (Machynlleth).**

Q6. Decision Making Timelines

For any procurement process relating to buildings:

a. Please provide typical or actual timelines (if recorded) for:

- Internal approval – **Approved at Capital Control Group 2025/2026.**
- Business case approval – **Not applicable.**
- Procurement duration – **8 weeks.**
- Contract award – **January 2026.**

b. If delays occurred, please provide recorded reasons. – **Not applicable.**

Format of Response

Please provide the information electronically. Where any information is withheld, please specify the exemption applied under the Freedom of Information Act.

If you have queries or any concerns, contact details are given at the top of the letter. Please remember to quote the reference number above in any future communications. If you are dissatisfied with the handling or response to your request and wish to ask for a review of this, please contact us and we will arrange for this to be done.

Further information is available from the Information Commissioner's Office who can be contacted at:

Address: Information Commissioner's Office (Wales), 2nd Floor, Churchill House, Churchill Way, Cardiff, CF10 2HH.

Telephone: 0330 414 6421

Complaints Portal: www.ico.org.uk/foicomplaints

Web site: <https://ico.org.uk/>

Re-use of Public Sector Information

All information supplied by the Health Board in answering a request for information (RFI) under the Freedom of Information Act 2000 will be subject to the terms of the Re-use of Public Sector Information Regulations 2015.

Under the terms of the Regulations, the Health Board will licence the re-use of any or all information supplied if being used in a form and for the purpose other than which it was originally supplied. This license for re-use will be in line with the requirements of the Regulations and the licensing terms and fees as laid down by the Office of Public Sector Information (OPSI). Most licenses will be free; however, the Health Board reserves the right, in certain circumstances to charge a fee for the re-use of some information which it deems to be of commercial value.

Further information including a sample license terms and fees can be found at Open Government Licence.

Yours sincerely



Wayne Tannahill

Associate Director of Capital, Estates and Property

Rydym yn croesawu derbyn gohebiaeth yng Nghymraeg. Byddwn yn ateb y fath ohebiaeth yng Nghymraeg ac ni fydd hyn yn arwain at oedi.

We welcome receiving correspondence in Welsh. We will reply to such correspondence in Welsh and this will not lead to a delay.