

FEXECUTIVE DECISION

made by a Cabinet Member



REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – L11 23/24


Decision	
1	Title of decision: Integrated Sexual Health Service Contract Extension
2	Decision maker: Councillor Tudor Evans OBE, Leader of Plymouth City Council
3	Report author and contact details: Gemma Scott, gemma.scott@plymouth.gov.uk
4	<p>Decision to be taken:</p> <p>To vary the existing contract between Plymouth City Council and University Hospitals Plymouth for the delivery of the Integrated Sexual Health Service to-</p> <ol style="list-style-type: none"> 1. extend the contract by six months until 31st March 2024; 2. increase the contract value by 3.2% in line with the uplift in the Public Health Grant for the year 2023/24. <p>The value of the six month extension will be £1,360,376.58.</p>
5	<p>Reasons for decision:</p> <p>1) Plymouth City Council has a statutory responsibility to provide a number of sexual services to people in Plymouth. They must be commissioned from the ring fenced Public Health Grant and include:</p> <ul style="list-style-type: none"> • HIV prevention and sexual health promotion; • Open access genitourinary medicine; • Comprehensive contraception services (included enhanced services commissioned from general practice and community pharmacies); • Sexual health aspects of psychosexual counselling ; • Other specialist services such as young people’s sexual health services, outreach, HIV prevention and sexual health promotion. <p>The current contract was awarded to UHP in October 2017. It followed a comprehensive process in which Plymouth City Council received legal authorisation to carry out a negotiated procedure which enabled providers to work with commissioners and collaborate as the Sexual Health In Plymouth (SHiP) partnership, to design and deliver an integrated model of provision. The partnership has since brought about better alignment, simpler pathways, system leadership and value for money.</p> <p>2) This decision will enable service continuity in the short term, whilst progressing the procurement processes for new, longer term contract to be in place by April 2024. Initial dialogue with the current provider has identified their commitment to securing a 6 month extension term.</p> <p>3) This decision supports alignment of the new contract with the start of the financial year in April 2024.</p>

<p>6</p>	<p>Alternative options considered and rejected:</p> <p>1) Extend the current contract by a longer period of time (12 or 18 months)- A procurement process is currently underway and working to award a new contract for Integrated Sexual Health Services by 1st April 2024. A longer term extension is therefore not required.</p> <p>2) Do not extend the contract- There would be insufficient time to undergo a new re-procurement process to start a new contract by 1st October 2023. This option would therefore result in the inability of Plymouth City Council to meet its statutory requirement to provide confidential, open access sexual and reproductive health services for the population of Plymouth.</p>			
<p>7</p>	<p>Financial implications and risks:</p> <p>The existing contract is funded by the ring-fenced Public Health grant. The net budget is £2,557,099 for financial year 2023/24. A 3.2% uplift on most public health contracts (in line with the uplift in the Public Health Grant) was agreed by Public Health DMT in April 2023. This will be applied following authorisation to extend the current contract by 6 months from 1st October 2023 to 31st March 2024. This will take the annual value of the contract to £2,638,926.13 and the value of the 6 month extension to £1,360,376.58.</p> <p>Any contract variation (including extension) would need to satisfy the Public Contracts Regulations 2015, Section 72 – Modification of contracts during their term.</p> <p>Parts (1)(b) of this regulation state that:</p> <p>(1) Contracts and framework agreements may be modified without a new procurement in accordance with this Part in any of the following cases:</p> <p>(b) for additional works, services or supplies by the original contractor that have become necessary and were not included in the initial procurement, where a change of contractor–</p> <p>(i) cannot be made for economic or technical reasons such as requirements of interchangeability or interoperability with existing equipment, services or installations under the initial procurement, or</p> <p>(ii) would cause significant inconvenience or substantial duplication of costs for the contracting authority, provided that any increase in price does not exceed 50% of the value of the original contract</p> <p>Conditions of Section 72 (1)(b) are met because additional services have become necessary whereby allowing adequate lead in time for a new contract award for Sexual Health Service. A change in contractor would result in significant inconvenience and substantial duplication of costs for Plymouth City Council. The price of the extension does not exceed 50% of the value of the original contract.</p> <p>There are particular risks in not extending the contract in this way which include:</p> <ul style="list-style-type: none"> • Inability of Plymouth City Council to meet its statutory requirement to provide confidential, open access sexual and reproductive health services for the population of Plymouth; • Inability to advance procurement processes an allow a new contract to be in place by April 2024. 			
<p>8</p>	<p>Is the decision a Key Decision? (please contact Democratic Support for further advice) Please type an X into the relevant boxes</p>	<p>Yes</p>	<p>No</p>	<p>Per the Constitution, a key decision is one which:</p> <p>in the case of capital projects and contract awards, results in a new commitment to spend and/or save in excess of £3million in total</p> <p>in the case of revenue projects when the decision involves entering into new commitments and/or making new savings</p>

			in excess of £1 million
		x	is significant in terms of its effect on communities living or working in an area comprising two or more wards in the area of the local authority.
	If yes, date of publication of the notice in the Forward Plan of Key Decisions	01 August 2023	
9	Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:	<p><u>Plymouth City Council Corporate Plan</u></p> <p>The Plymouth City Council Corporate Plan, updated in 2023, sets out our mission of Plymouth being one of Europe's most vibrant waterfront cities, where an outstanding quality of life is enjoyed by everyone. The SHiP partnership contributes significantly to the priority: "Working with the NHS to provide better access to health, care and dentistry" and does this by:</p> <ul style="list-style-type: none"> • Providing quality public services; • Trusting and engaging our communities; • Spending our money wisely, and; • Focusing on prevention and early intervention. <p><u>The Plymouth Plan</u></p> <p>Sexual Health provision also aligns to the Plymouth Plan which sets a shared direction of travel for the long term future of the city. In particular, by directly contributing to:</p> <ul style="list-style-type: none"> • HEA1: Addressing health inequalities, improving health literacy • HEA3: Supporting adults with health and social care needs • HEA4: Playing an active role in the community • HEA9: Delivering accessible health services and clinical excellence <p><u>Plymouth Local Care Partnership</u></p> <p>The council is a key partner in the Plymouth Local Care Partnership which was formed to strengthen on existing partnerships and relationships across the health and care sector, to drive change, reduce inequalities and lead to better more joined-up care for the benefit of our population.</p> <p>The SHiP partnership supports the LCP priorities through:</p> <ul style="list-style-type: none"> • Provision of compassionate care • Supporting the local Primary Care System • Empowering Communities to help themselves through easier access to advice, support, guidance, testing & treatment • Ensuring the Best Start to Life and supporting pre-conceptual care and pregnancy. • Integrating Care to deliver "the right care, at the right time, in the right place". 	

10	Please specify any direct environmental implications of the decision (carbon impact)	No direct implications arising from this decision.		
Urgent decisions				
11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public? Please type an X into the relevant box	Yes		(If yes, please contact Democratic Support (democraticsupport@plymouth.gov.uk) for advice)
		No	x	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			
Consultation				
13a	Are any other Cabinet members' portfolios affected by the decision? Please type an X into the relevant box	Yes	x	
		No		(If no go to section 14)
13b	Which other Cabinet member's portfolio is affected by the decision?	Councillor Mary Aspinall, Cabinet Member for Health and Adult Social Care		
13c	Date Cabinet member consulted	27th June 2023		
14	Has any Cabinet member declared a conflict of interest in relation to the decision? Please type an X into the relevant box	Yes		If yes, please discuss with the Monitoring Officer
		No	x	
15	Which Corporate Management Team member has been consulted?	Name	Ruth Harrell	
		Job title	Director of Public Health	
		Date consulted	Regularly consulted and updated throughout 2023	

Sign-off									
16	Sign off codes from the relevant departments consulted:		Democratic Support (mandatory)			DS 29 23/24			
			Finance (mandatory)			CH 13.07.23 0807			
			Legal (mandatory)			LS/00001312/2/AC/14/7/23			
			Human Resources (if applicable)			N/A			
			Corporate property (if applicable)			N/A			
			Procurement (if applicable)			SS/SC/030/BC/0723			
Appendices									
17	Ref.	Title of appendix							
	A	Business Case							
	B	Equalities Impact Assessment							
Confidential/exempt information									
18a	Do you need to include any confidential/exempt information? Please type an X into the relevant box		Yes		If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below. (Keep as much information as possible in the briefing report that will be in the public domain)				
			No	x					
			Exemption Paragraph Number						
			1	2	3	4	5	6	7
18b	Confidential/exempt briefing report title:								
Background Papers									
19	Please list all unpublished, background papers relevant to the decision in the table below. Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.								
Title of background paper(s)			Exemption Paragraph Number						
			1	2	3	4	5	6	7

Cabinet Member Signature			
20	I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act (2010) and those who do not. For further details please see the EIA attached.		
Signature		Date of decision	29/08/2023
Print Name	Councillor Tudor Evans OBE, Leader of Plymouth City Council.		