

EXECUTIVE DECISION

made by a Council Officer




REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL COUNCIL OFFICER

Executive Decision Reference Number – COD 27 23/24

| Decision | |
|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | Title of decision: Contract Award: Supplementary Health and Social Care Agency Services for Children and Young People. |
| 2 | Decision maker: David Haley, Director of Children's Services. |
| 3 | Report author and contact details: Andrea Langman, Commissioning Officer: andrea.langman@plymouth.gov.uk |
| 4a | <p>Decision to be taken:</p> <p>To agree the award of contracts under a new framework agreement (procurement ref: PEO/22035) for supplementary health and social care agency services for children and young people.</p> <p>The decision is to award contracts under the new framework agreement to the following three organisations whose Tenders have met the Council's value for money requirements:</p> <ol style="list-style-type: none"> 1. Frontline Health Professionals Ltd 2. Newcross Healthcare Solutions 3. Promoting Independent Care Ltd <p>The duration of the new framework agreement is 5 years, with an optional extension of a further 2 years. Based on existing patterns of expenditure, the Council anticipates 'calling-off' services through the framework to the overall value of approximately £3 million annually.</p> |
| 4b | <p>Reference number of original executive decision or date of original committee meeting where delegation was made:</p> <p>Cabinet 8 March 2022 (minute reference 255)</p> |
| 5 | <p>Reasons for decision:</p> <p>The new framework agreement will enable the Council to commission supplementary care/support services from health and social care staffing agencies which have met its quality and commercial requirements at tender, on a 'call off' basis as and when required to meet the needs of children and young people.</p> <p>During the tenure of the contracts, Commissioners will undertake annual reviews to determine whether the framework agreement is providing sufficient choice and capacity to consistently meet need. Subject to the outcome of each annual review the Council may run further procurement exercise(s) to give additional providers the opportunity to submit a tender to join the framework.</p> |
| 6 | <p>Alternative options considered and rejected:</p> <p>To continue to commission supplementary care/support services from health and social care staffing</p> |

| | | | | |
|-------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | <p>agencies, without establishing a framework agreement and selecting providers to join the framework through a formal procurement process. This option is rejected as it does not ensure that providers commissioned to deliver supplementary services to meet the needs of children and young people have met the Council's quality and commercial requirements.</p> | | | |
| 7 | <p>Financial implications and risks:</p> <p>The duration of the new framework agreement is 5 years, with an optional extension of a further 2 years. Based on existing patterns of expenditure, the Council anticipates 'calling-off' services through the framework to the value of approximately £3 million annually. The framework agreement will provide transparency for the Council on the pricing of services within scope of the Specification, which will support the Council's medium term financial planning and the achievement of best value for public money.</p> <p>Torbay Council are also exercising the opportunity to become an additional contracting body within the new framework agreement, and anticipates 'calling-off' services to the value of approximately £2.1 million annually.</p> | | | |
| 8 | <p>Is the decision a Key Decision? (please contact Democratic Support for further advice)</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 in excess of £1 million</p> |
| | | | | <p>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.</p> |
| 8b | <p>If yes, date of publication of the notice in the Forward Plan of Key Decisions</p> | 22 December 2023 | | |
| 9 | <p>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> | <p>The decision will support delivery of the Council's corporate plan priority to keep children, adults and communities safe.</p> | | |
| 10 | <p>Please specify any direct environmental implications of the decision (carbon impact)</p> | <p>The social value selection criteria for the procurement process used to establish this framework agreement included a requirement for providers to demonstrate their organisational programme to reduce carbon emissions through energy efficiency measures or renewables.</p> | | |
| Urgent decisions | | | | |
| 11 | <p>Is the decision urgent and to be implemented immediately in the interests of the Council or the public?</p> | <p>Yes</p> | | <p>(If yes, please contact Democratic Support for advice)</p> |
| | | <p>No</p> | ✓ | <p>(If no, go to section 13a)</p> |

| | | | |
|---------------------|--------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|
| I2a | Reason for urgency: | | |
| I2b | Scrutiny Chair signature: | | Date |
| | Scrutiny Committee name: | | |
| | Print Name: | | |
| Consultation | | | |
| I3a | Are any other Cabinet members' portfolios affected by the decision? | Yes | ✓ |
| | | No | (If no go to section I4) |
| I3b | Which other Cabinet member's portfolio is affected by the decision? | Councillor Laing (Deputy Leader and Cabinet Member for Children's Social Care, Culture, Events and Communications) | |
| I3c | Date Cabinet member consulted | 14 October 2023 | |
| I4 | Has any Cabinet member declared a conflict of interest in relation to the decision? | Yes | If yes, please discuss with the Monitoring Officer |
| | | No | ✓ |
| I5 | Which Corporate Management Team member has been consulted? | Name | Gary Walbridge |
| | | Job title | Interim Strategic Director for People |
| | | Date consulted | 12 January 2024 |
| Sign-off | | | |
| I6 | Sign off codes from the relevant departments consulted: | Democratic Support (mandatory) | DS 95 23/24 |
| | | Finance (mandatory) | CH 17.01.24 0944 |
| | | Legal (mandatory) | LS/2110/9124 |
| | | Human Resources (if applicable) | N/A |
| | | Corporate property (if applicable) | N/A |
| | | Procurement (if applicable) | SS/SC/043/ED/CA/0124 |
| Appendices | | | |
| I7 | Ref. | Title of appendix | |
| | A | Supplementary health and social care agency services for children and young people contract award report – Part I | |

| | | | | | | | | |
|----------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|-------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|----------|----------|----------|
| | B | Equalities Impact Assessment | | | | | | |
| | C | Climate Impact Assessment | | | | | | |
| Confidential/exempt information | | | | | | | | |
| 18a | Do you need to include any confidential/exempt information? | Yes | <input checked="" type="checkbox"/> | 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. | | | | |
| | | No | <input type="checkbox"/> | | | | | |
| | | Exemption Paragraph Number | | | | | | |
| | | 1 | 2 | 3 | 4 | 5 | 6 | 7 |
| 18b | Confidential/exempt briefing report title: Supplementary health and social care agency services for children and young people contract award report – Part II | | | <input checked="" type="checkbox"/> | | | | |
| 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 |
| | | | | | | | | |
| | | | | | | | | |
| Council Officer 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 | 19 January 2024 | | | |
| Print Name | David Haley | | | | | | | |