

COMMISSIONING AND PROCUREMENT SUB-COMMITTEE

13 March 2018

Subject:	Crime and Drugs Partnership Contract Approval 2018/19		
Corporate Director(s)/ Director(s):	Katy Ball, Director of Commissioning & Procurement Alison Challenger, Director Public Health Colin Monckton, Director of Strategy & Policy Andrew Errington, Director Community Protection		
Portfolio Holder(s):	Councillor Collins – Portfolio Holder Strategic Infrastructure and Communications Councillor McDonald - Portfolio Holder Adults and Health Councillor Neal – Portfolio Holder for Community and Customer Services		
Report author and contact details:	Christine Oliver Head of Commissioning - 01158 765725 Tim Spink, Head of Crime and Drugs - 01158 764506 Steve Oakley, Head of Contracting and Procurement -01158 762836		
Key Decision	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Subject to call-in	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Reasons: <input checked="" type="checkbox"/> Expenditure <input type="checkbox"/> Income <input type="checkbox"/> Savings of £1,000,000 or more taking account of the overall impact of the decision		<input checked="" type="checkbox"/> Revenue <input type="checkbox"/> Capital	
Significant impact on communities living or working in two or more wards in the City		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Total value of the decision: Up to £9,566,355			
Wards affected: All		Date of consultation with Portfolio Holder(s): Councillor Chapman – 21/02/2018 Councillor Neal, Councillor McDonald, Councillor Collins –26/02/18	
Relevant Council Plan Key Theme:			
Strategic Regeneration and Development			<input type="checkbox"/>
Schools			<input type="checkbox"/>
Planning and Housing			<input type="checkbox"/>
Community Services			<input checked="" type="checkbox"/>
Energy, Sustainability and Customer			<input type="checkbox"/>
Jobs, Growth and Transport			<input type="checkbox"/>
Adults, Health and Community Sector			<input checked="" type="checkbox"/>
Children, Early Intervention and Early Years			<input checked="" type="checkbox"/>
Leisure and Culture			<input type="checkbox"/>
Resources and Neighbourhood Regeneration			<input type="checkbox"/>
Summary of issues (including benefits to citizens/service users): The purpose of this report is to seek delegated authority to the Director of Commissioning & Procurement to receive and collate grants and other funding, to allocate this funding to the Head of Commissioning, Director of Strategy & Policy and the Director of Community Protection to act as the accountable bodies on behalf of grant funders and partners. In addition to grant delegated authority to the Director of Commissioning & Procurement to award funding and to tender, award and extend contracts and grant authority to the Head of Commissioning to sign contracts.			
Exempt information: State 'None' or complete the following. Appendices 1 and 2 to the report are exempt from publication under paragraph 3 of Schedule 12A to the Local Government Act 1972 because it contains information relating to commercial confidentiality and, having regard to all the circumstances, the public interest in maintaining the exemption outweighs the public interest in disclosing the information. It is not in the public interest to disclose this information because it will prejudice negotiation with funders and			

providers.

Recommendation(s):

- 1** To approve the anticipated receipt and expenditure of the Public Health Grant, Police and Crime Commissioner Grant, Nottingham City Council (NCC) and partner contributions by the Crime and Drugs Partnership (CDP) in 2018/19 as set out in exempt appendix 1.
- 2** To delegate authority to the Director of Commissioning & Procurement to allocate anticipated funds for the above expenditure and to secure best value for Nottingham citizens. As set out in exempt appendix 1.
- 3** To approve tender of contracts as set out in exempt appendix 2.
- 4** To delegate authority to the Director of Commissioning & Procurement to approve the outcomes of tenders and award contracts to secure best value for Nottingham Citizens as set out in exempt appendix 2.
- 5** To delegate authority to the Head of Commissioning to sign contracts arising from the tender process once the tender outcome is agreed or amended contract if renegotiated. (Exempt appendix 2).

1 REASONS FOR RECOMMENDATIONS

- 1.1 To ensure the Public Health, Police and Crime Commissioner, NCC and partner contributions funding allocations are utilised to commission and contract with services in an appropriate way and in accordance with the correct legalisation.
- 1.2 To allow for relevant and necessary commissioning and commissioned activity to continue in order to maintain service provision for the citizens and meet identified local need
- 1.3 To enable timely contract variations, extensions and allocations to be made to services in order to deliver continuation of services in 2018/19.
- 1.4 To allocate funding to deliver the required savings across the Public Health and Police and Crime Commissioner funding streams in 2018/19.

2 BACKGROUND (INCLUDING OUTCOMES OF CONSULTATION)

- 2.1 The Office of the Police Crime Commissioner have written proposals for allocating 2018/19 funding to the CDP. Public Health, Partner contributions and other funding has not yet been confirmed for 2018/19. Therefore indicative written proposals and unconfirmed allocations to the CDP for 2018/19 are set out in exempt appendix 1.
- 2.2 Exempt appendix 1 also sets out anticipated expenditure for the CDP for 2018/19.
- 2.3 Exempt appendix 2 sets out services to be tendered in 2018/19 and anticipated contract values.
- 2.5 Consultation will be undertaken as part of any tender set out in exempt appendix 2.

3 OTHER OPTIONS CONSIDERED IN MAKING RECOMMENDATIONS

- 3.2 Option 1 - To cancel the provision of the services. This is not considered an option due to the impact on the Crime & Drug Partnership overall aims to reduce substance misuse.

4 FINANCE COLLEAGUE COMMENTS (INCLUDING IMPLICATIONS AND VALUE FOR MONEY/VAT)

- 4.1 The anticipated value of the Public Health Grant, Police & Crime Commissioner Grant, Nottingham City Council, and partner contributions funds totals **£9,566,355** in 2018/19 as outlined in exempt appendix 1.
- 4.2 The proposals outlined in exempt appendix 1 allow for savings to be delivered in 2018/19 which align to the requirements of the Medium Term Financial Plan (MTFP). Plans would need to be revised accordingly if funding differs from that anticipated.
- 4.3 Dispensation from financial regulations 3.29 and contract procedure rule 5.1.2 is supported for this service by the Chief Financial Officer.

(Hayley Mason – Strategic Finance Business Partner - 27 February 2018)

5 LEGAL AND PROCUREMENT COLLEAGUE COMMENTS (INCLUDING RISK MANAGEMENT ISSUES, AND INCLUDING LEGAL, CRIME AND DISORDER ACT AND PROCUREMENT IMPLICATIONS)

- 5.1 The decision to exercise the options to extend the two contracts referred to in appendix 2, and to undertake tender processes compliant with EU and UK Procurement Regulations (Light Touch Regime) and the Council's Financial Regulations are supported from a Legal and Procurement perspective.

(Julie Herrod - Lead Procurement Officer / Andrew James - Team Leader Contracts and Commercial Legal Services – 28 February 2018)

6 SOCIAL VALUE CONSIDERATIONS

- 6.1 Recommendations have been considered in line with the Public Services (Social Value) act 2012. All services within this report aim to improve the social wellbeing of the client groups they target.

7 REGARD TO THE NHS CONSTITUTION

- 7.1 Local Authorities have a statutory duty to have regard to the NHS Constitution when exercising their public health functions under the NHS Act 2006. In making the decisions relating to public health functions we consider the NHS Constitution where appropriate and take into account how it can be applied in order to commission services to improve health and wellbeing.

8 EQUALITY IMPACT ASSESSMENT (EIA)

- 8.1 An EIA is not required because an EIA will be undertaken separately for each tender exercise.

**9 LIST OF BACKGROUND PAPERS RELIED UPON IN WRITING THIS REPORT
(NOT INCLUDING PUBLISHED DOCUMENTS OR CONFIDENTIAL OR EXEMPT
INFORMATION)**

9.1 None

10 PUBLISHED DOCUMENTS REFERRED TO IN THIS REPORT

10.1 None

11 OTHER COLLEAGUES WHO HAVE PROVIDED INPUT

11.1 Lucy Putland, Commissioning Manager CDP – 0115 8765732

11.2 Tim Clark, Financial Analyst CDP – 0115 8762711

11.3 Julie Herrod, Lead Procurement Officer – 0115 8763563

11.4 Andrew James, Team Leader Legal Services – 0115 876 4431

11.5 Hayley Mason, Commercial Business Partner – 0115 8763711