

**COMMISSIONING AND PROCUREMENT SUB-COMMITTEE– 11/09/2018**

<b>Subject:</b>	CDP Budget Update 2018/19		
<b>Corporate Director(s)/ Director(s):</b>	Christine Oliver, Head of Commissioning Steve Oakley, Head of Contracting and Procurement Alison Challenger, Director Public Health Andrew Errington, Director Community Protection		
<b>Portfolio Holder(s):</b>	Councillor Sam Webster – Portfolio Holder for Adult Social Care and Health Councillor Toby Neal – Portfolio Holder for Community and Customer Services		
<b>Report author and contact details:</b>	Tim Clark, Finance Analyst, Crime & Drug Partnership Tel: 01158762711 <b><u>timothy.clark@nottinghamcity.gov.uk</u></b>		
<b>Key Decision</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>Subject to call-in</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Reasons:</b> <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
<b>Total value of the decision:</b> Up to £10,112,798			
<b>Wards affected:</b> All	<b>Date of consultation with Portfolio Holder(s):</b> Councillor Sam Webster – 14 August 2018 Councillor Toby Neal – 16 August 2018		
<b>Relevant Council Plan Key Theme:</b>			
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"/>
<b>Summary of issues (including benefits to citizens/service users):</b> In March 2018 the Commissioning and Procurement Sub-Committee granted delegated authority to the Director of Commissioning and Procurement to receive and collate grants and other funding. The Director will further allocate this funding to the Head of Commissioning, Director of Strategy and Policy and the Director of Community Protection to act as the accountable bodies on behalf of grant funders and partners. The purpose of this report is to provide an update of the budget position including additional funding and expenditure and to seek delegated authority to the above officers to receive and allocate the additional expenditure.			
<b>Exempt information:</b> Appendix 1 to the report is 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 future 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 Drug Partnership (CDP) in 2018/19 as set out in exempt appendix 1.
- 2 To delegate authority to the Head of Contracting and Procurement and the Head of Commissioning to allocate anticipated funds for the above expenditure and to secure best value for Nottingham citizens. As set out in exempt appendix 1.

**1 REASONS FOR RECOMMENDATIONS**

- 1.1 In March 2018 a report was brought to the Commissioning and Procurement Sub Committee based on the most up to date finance information available at that time. This report is to provide an updated position and seek approval on the confirmed funding and expenditure of the CDP. The Medium Term Financial plan detailing a saving of 20% of Public Health funding can now be achieved when the relevant approvals are confirmed.
- 1.2 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.
- 1.3 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.
- 1.4 To enable timely contract variations, extensions and allocations to be made to services in order to deliver continuation of services in 2018/19.
- 1.5 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 Public Health and Partners have confirmed their funding for 2018/19. The Office Police and Crime Commissioner (OPCC) have written proposals for allocating 2018/19 funding to the CDP for 2018/19. Currently the partnering and grant agreement are not yet finalised with the OPCC. Indicative written proposals and unconfirmed allocations relating to the OPCC funding to the CDP for 2018/19 are included in exempt appendix 1 along with confirmed proposals from the other funders.
- 2.2 Exempt appendix 1 also sets out anticipated expenditure for the CDP for 2018/19.
- 2.3 Additional funding has been identified to support substance misuse services during 2018/19, this additional funding is included in exempt appendix 1.

**3 OTHER OPTIONS CONSIDERED IN MAKING RECOMMENDATIONS**

- 3.2 Option 1 - To cancel the provision of the services. This option was not considered suitable 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 £9,603,343 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 Continuing commissioning activity will ensure a seamless service provision for residents and assist delivery of efficiencies in future years.
- 4.4 Any increase in contract value exceeding the amounts stated in exempt Appendix 1 would require further approval to be gained through the appropriate process.

Hayley Mason – Strategic Finance Business Partner – 9 August 2018

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

- 5.1 The C & P SC report dated 13<sup>th</sup> March 2018 addressed those services to be tendered in 2018/19. The Procurement Team will support with these tenders accordingly.

Any procurement associated with this report should be compliant with Public Contracts Regulations 2015 and the Procurement Team will support accordingly.

Julie Herrod – Lead Procurement Officer 01/08/2018

- 5.2 There are no additional legal comments to be made in respect of this update report. Legal Services will continue to support the CDP with finalising any funding arrangements with partners and the award of contracts for commissioned services.

Naomi Vass – Senior Solicitor 29 August 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 Crime and Drugs Partnership Contract Approval 2018/19, Commissioning and Procurement Sub Committee 13 March 2018

**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 Hayley Mason, Strategic Finance Business Partner – 0115 8763719

11.4 Naomi Vass, Senior Solicitor Legal Services – 0115 876 5011