

Commissioning and Procurement Executive Committee – 14 December 2021

Subject:	Rough Sleeping Drug and Alcohol Treatment Grant 2021/22 and 2022/23		
Directors:	Lucy Hubber, Director of Public Health Katy Ball, Director of Commissioning and Procurement		
Portfolio Holder:	Councillor Adele Williams, Portfolio Holder for Adults and Health		
Report author and contact details:	Bobby Lowen, Commissioning Lead alan.lowen@nottinghamcity.gov.uk 0115 876 3571		
Other colleagues who have provided input:			
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 checked="" type="checkbox"/> Income	<input type="checkbox"/> Savings of £750,000 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: £1,016,042			
Wards affected: All			
Date of consultation with Portfolio Holder: 17 November 2021			
Relevant Council Plan Key Outcome:			
Clean and Connected Communities			<input type="checkbox"/>
Keeping Nottingham Working			<input type="checkbox"/>
Carbon Neutral by 2028			<input type="checkbox"/>
Safer Nottingham			<input checked="" type="checkbox"/>
Child-Friendly Nottingham			<input type="checkbox"/>
Healthy and Inclusive			<input checked="" type="checkbox"/>
Keeping Nottingham Moving			<input type="checkbox"/>
Improve the City Centre			<input type="checkbox"/>
Better Housing			<input type="checkbox"/>
Financial Stability			<input type="checkbox"/>
Serving People Well			<input type="checkbox"/>
Summary of issues (including benefits to citizens/service users):			
<p>This report seeks approval to accept and use funding awarded to Nottingham City Council following a successful bid for funding from Public Health England under the Rough Sleeping Drug and Alcohol Treatment Grant scheme.</p> <p>The approval of the recommendations within this report will allow for the delivery of a range of additional activity designed to help improve engagement in and outcomes from drug and alcohol treatment services for people sleeping rough (and those who are at risk of sleeping rough).</p>			
Exempt information: None			
Recommendations:			
<p>1 To approve the receipt of funding up to a total of £1,016,042 from Public Health England for the delivery of a range of additional drug and alcohol treatment activity for people sleeping rough (and those at risk).</p>			
<p>2 To approve expenditure of up to £370,056 for the delivery of this activity in 2021/22 and a further £645,986 for activity in 2022/23 (up to a maximum total expenditure of £1,016,042) subject to the receipt of funding allocated by Public Health England.</p>			

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| <p>3 To approve the variation to the existing contract for the provision of the Substance Misuse Treatment service as detailed in Table 1 of Appendix 1 in accordance with Article 18.99 of the Contract Procedure Rules.</p> |
| <p>4 To approve expenditure to establish an internal post to contract manage the delivery of activity commissioned through the Rough Sleeping Drug and Alcohol Treatment Grant as detailed in Table 2 of Appendix 1.</p> |

1. Reasons for recommendations

- 1.1 Approval to take receipt of and utilise funding awarded to Nottingham by Public Health England (PHE) through the Rough Sleeping Drug and Alcohol Grant is sought to allow for a range of new interventions to be delivered to people sleeping rough in Nottingham (and those who are at risk).
- 1.2 Rough sleepers often face additional barriers to access to engagement in drug and alcohol treatment (due to a combination of factors including poor mental health, their ability to attend appointments, etc). In addition, people sleeping rough are often less able to engage with other forms of support in order to help them to move back into accommodation while they are experiencing substance misuse. The delivery of the activity funded through the Rough Sleeping Drug and Alcohol Treatment Grant will provide additional measures integrated within existing drug and alcohol treatment services (e.g. to support access and sustainment) in order to address these barriers.
- 1.3 Approval to vary the main contract for the existing drug and alcohol treatment system in Nottingham has been sought in order to ensure that the new measures are fully integrated into the main treatment options in order to serve as effective interventions. The delivery of this activity will also build on the infrastructure provided through the existing service, avoiding costs incurred through duplication of this activity in order to secure value for money. The existing service is contract managed and has been assessed as performing well. The variation of existing contracts will also allow for the immediate mobilisation of the programme in order to maximise the use of funds awarded by PHE.

2. Background (including outcomes of consultation)

- 2.1 In March 2020, the government announced a Rough Sleeping Drug and Alcohol Treatment Grant as a new funding programme available for applications from 43 pre-determined local authority areas (not including Nottingham City) in order to provide continuity of care for people in emergency accommodation set up during the pandemic.
- 2.2 In May 2021, PHE invited a further 20 local authorities (including Nottingham City Council) to apply for funding through the Rough Sleeping Drug and Alcohol Treatment Grant for services to be delivered in 2021/22 and 2022/23. Applications were sought from identified local authorities by 10th June 2021. The purpose of the 2021/22 and 2022/23 funding was identified as to:
 - support people experiencing, or at risk of experiencing rough sleeping to access and engage in drug and alcohol treatment;
 - ensure that the engagement that people have had with drug and alcohol treatment services whilst rough sleeping or in emergency

accommodation is maintained as they move into longer term accommodation;

- build resilience and capacity in local drug and alcohol treatment systems to continue to meet the needs of this population in future years.

2.3 Nottingham City Council's application to the Rough Sleeping Grant received formal approval for delivery in October 2021. Funding will enable a range of additional activity to integrate with the existing drug and alcohol treatment designed to improve engagement in services, and outcomes, for rough sleepers.

2.4 Proposals approved by PHE have been developed with consideration to the understanding of local needs of people sleeping rough (and those at risk), barriers to engaging in and sustain treatment, and developments needed to increase the benefit of existing drug and alcohol treatment options. An overview of activity to be provided is included in Appendix 2.

3. **Other options considered in making recommendations**

3.1 Not to take receipt of the funding awarded by PHE through the Rough Sleeping Drug and Alcohol Grant. This option is not recommended on the basis that to not take receipt of the funding will lose the opportunity to assist more people to recover from drug and alcohol use and to move towards settled accommodation.

3.2 To procure activity for delivery through a competitive tender. This option is not recommended on the basis that activity to be funded is to be integrated within existing provision in order to improve outcomes for rough sleepers. The existing service has been assessed as performing well, and delivery of the additional activity funded through the RSDATG under the infrastructure of the existing service will offer value for money by avoiding duplication of these arrangements (e.g. management). The variation of existing contracts will also allow for the immediate mobilisation of the programme in order to maximise the use of funds awarded by PHE.

4. **Consideration of Risk**

4.1 Not accepting or utilising funds awarded under the Rough Sleeping Drug and Alcohol Treatment Grant carries the associated risks of failing to intervene to prevent significant harm and risk of death amongst people at risk. In addition, not using funding may fail to help manage demand for statutory functions (e.g. homelessness duties).

4.2 Not mobilising the delivery (or delayed delivery) carries an associated risk of the loss of funding through the Rough Sleeping Drug and Alcohol Treatment Grant from PHE This risk is to be managed through the proposed approach to the procurement of services and through clear requirements within contract terms.

5. **Finance colleague comments (including implications and value for money/VAT)**

5.1 As outlined above, one area of concern with the health and wellbeing of the local population, is that rough sleepers often face additional barriers to access to engagement in drug and alcohol treatment. As such, the Rough Sleeping

Drug and Alcohol Grant provided to Nottingham City by Public Health England will allow for a range of new interventions to be delivered to people sleeping rough in Nottingham.

- 5.2 The Rough Sleeping Drug and Alcohol Grant is being provided for use across 2021/22 and 2022/23. Up to £370,056 for the delivery of activity in 2021/22 and a further £645,986 for activity in 2022/23 (up to a maximum total expenditure of £1,016,042) subject to the receipt of funding allocated by Public Health England.
- 5.3 When considering the planned use of this grant it is important to adhere to any grant conditions, and consider if any unused grant would need to be returned. Additionally, it is important to ensure that all financial obligations incurred, including the staff costs earmarked to be funded via this grant, are linked to the exact value of the grant received. In this way the risk around underfunding obligations can be avoided.

6. **Legal colleague comments**

- 6.1 This report seeks approval to accept money from PHE under the Rough Sleeping Drug and Alcohol Treatment Grant Scheme.
- 6.2 The City Council must ensure it complies with any terms and conditions specified by PHE in the funding agreement. All contracts with the provider(s) identified within the report must include provisions which flow down any relevant provisions from PHE such as monitoring and reporting outputs with respect to the Grant funding.
- 6.3 It is understood that this service is currently being delivered successfully and by the nature of the funding, is to be integrated within the existing provision, enabling additional measures to be provided and avoiding duplication of costs that would incur in seeking the provision elsewhere.
- 6.4 The spend associated with the funding is detailed within Appendix 1 and for the most part will be used in varying the existing Contract in place. The variation is considered as a permissible modification of an existing Contract in accordance with the Public Contract Regulations 2015. For this reason and the other reasons given within the report along with the fact the proposal is considered to offer best value, the proposal to vary the Contract in accordance with Article 18.99 of the Contract Procedure Rules, is supported.
- 6.5 Legal services will support as required in preparation of any appropriate variation arrangements.
- 6.6 The creation of the new internal post as per recommendation 4 of this report must be in accordance with the Council's Constitutional requirements and associated HR policies and procedures.

Dionne Screamon, Senior Solicitor, Commercial Employment and Education
25th November 2021.

7. **Other relevant comments**

Procurement comments: The proposal at point 3 of the recommendation for a variation to the existing contract for the provision of the Substance Misuse Treatment service as detailed in Table 1 at Appendix 1, in accordance with Article 18.99 of the Contract Procedure Rules, is supported from a

procurement perspective and is permitted under Reg 72 of the Public Contract Regulations 2015. A suitable contract variation should be put in place with the provider of this service.

Julie Herrod – Lead Procurement Officer 25th November 2021

8. Crime and Disorder Implications (If Applicable)

8.1 The approval of the recommendations and delivery of activity funded through the Rough Sleeping Drug and Alcohol Treatment Grant is expected to have a positive impact on crime and disorder within the City.

9. Social value considerations (If Applicable)

9.1 The approval of the recommendations and delivery of the activity funded through the Rough Sleeping Drug and Alcohol Treatment Grant is expected to achieve significant social value through the delivery of assistance intended to improve circumstances and outcomes for vulnerable people.

10. Regard to the NHS Constitution (If Applicable)

10.1 The proposals submitted to PHE for the Rough Sleeping Drug and Alcohol Treatment Grant were prepared in consultation with NHS Nottingham and Nottinghamshire Clinical Commissioning Group.

11. Equality Impact Assessment (EIA)

11.1 An EIA is not required because Equalities considerations have been taken on board as part of the gap analysis in the preparation of proposals submitted to PHE for funding through the Rough Sleeping Drug and Alcohol Treatment Grant.

12. Data Protection Impact Assessment (DPIA)

12.1 A DPIA is not required because the decision is not expected to impact or change the way that data is managed within the existing drug and alcohol treatment system.

13. Carbon Impact Assessment (CIA)

13.1 A CIA is not required because there are no significant changes that will impact on the minimal carbon production from delivery.

14. List of background papers relied upon in writing this report (not including published documents or confidential or exempt information)

14.1 None.

15. Published documents referred to in this report

15.1 None.