

Nottingham City Council Delegated Decision



Nottingham
City Council

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| Reference Number: | 2440 |
| Author: | Rasool Bibi Gore |
| Department: | Children and Families |
| Contact: | Rasool Bibi Gore (Job Title: Lead Commissioning Manager, Email: rasool.gore@nottinghamcity.gov.uk, Phone: 01158762299) |
| Subject: | Advocacy Provision-contract variation |
| Total Value: | £45,000 (for six months) (Type: Revenue) |
| Decision Being Taken: | To approve additional funding of £45,000 to vary the funding envelope for statutory advocacy for the period 1 April 2016 to 30 September 2016 to meet increased demand as detailed in this decision. |
| Reasons for the Decision(s) | In March 2015 and September 2015 two delegated decisions (delegated decision numbers 1881 and 2163) were approved. The decisions requested approval to extend the current advocacy contract until March 2016 and then to further extend the current contract to 30th September 2016, in line with Nottinghamshire County Council proposals who are the lead commissioners for the service. This was approved. Since this approval the demand on the service has increased considerably due in main to the ruling in the Cheshire West Case. The current funding envelope for advocacy provision cannot support this level of increase and therefore there is a need to increase Nottingham City Council's financial contribution by an additional £45,000 for the period 1 April 2016 to 30 September 2016. Nottinghamshire County Council has already increased their financial contribution. |
| Other Options Considered: | Not to meet the increased demand placed on the advocacy service. This is not an option as Nottingham City Council would be not compliant with legislation. |
| Background Papers: | None. |

Published Works: Advocacy Provision - contract extension and variation, delegated decision reference number 1881.
Advocacy Extension, delegated decision reference number 2163.

Affected Wards: Citywide

Colleague / Councillor Interests: None.

Any Information Exempt from publication: Yes

Exempt Information:

Description of what is exempt: Financial background information to this decision is exempt.

An appendix (or appendices) to this decision is exempt from publication under the following paragraph(s) of Schedule 12A of the Local Government Act 1972

3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information). The public interest in maintaining the exemption outweighs the public interest in disclosing the information because it contains sensitive commercial information.

Documents exempt from publication: Advocacy Exempt Information June.docx

Consultations:
Date: 09/03/2016
Ward Councillors: Alex Norris
Discussion with the Portfolio Holder for for Adults and Health regarding the increased demand being placed on the current advocacy service which is currently unable to meet fully the need due to lack of sufficient resources.

Date: 09/03/2016
Other: Head of Specialist Services - Oliver Bolam

Discussion with the Head of Specialist Services (Adults) regarding the increased demand being placed on the current advocacy service which is currently unable to meet fully the need due to lack of sufficient resources.

Those not consulted are not directly affected by the decision.

Crime and Disorder Implications:

Not applicable.

Equality:

EIA not required. Reasons: This decision does not seek to change the nature of the provision that has previously been authorised. The decision relates to an increase in funding to fully meet the needs of people seeking statutory advocacy.

Social Value Considerations:

Not applicable.

Decision Type:

Officer

Executive Decision?

Yes

Scheme of Delegation Reference Number or Other Source of Delegation:

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Subject to Call In:

No
The call-in procedure does not apply to the proposed decision because the delay likely to be caused by the call in process would seriously prejudice the Council's or the public's interests. The Chair of the Overview and Scrutiny Committee (or Vice-Chair) in his/her absence has been consulted and agreed both that the decision proposed is reasonable in all circumstances and that it should be treated as a matter of urgency.

Person Consulted:
Consultation Date: 01/01/0001

Advice Sought:

Finance, Procurement

Finance Advice:

Approval for the commissioning of an advocacy service jointly with Nottinghamshire County Council from October 2016 was agreed at Commissioning and Procurement Sub-Committee on 10 February 2016, the funding envelope including provision for this additional demand. This decision is seeking additional funding for the period before this new contract commences (April 2016 to September 2016) to meet costs arising from the implications of recent Supreme Court judgements. This cost will be met from non-recurrent Adult Social Care Transformation funding released through the maximisation of Social Care Care Act funding.

Advice provided by Darren Revill (Finance Analyst) on 01/04/2016.

Procurement Advice:

The Council has a statutory duty to deliver an advocacy service and meet demand for the service. The increase in demand could not have been foreseen when the service was originally tendered. This proposal therefore aims to address this unforeseen demand and ensure the Council continues to meet its statutory duty. The contract for the service is led by Nottinghamshire county council who are also increasing their contribution. This proposal raises no procurement issues.

Advice provided by Kate Lowman (Lead Procurement Officer) on 01/04/2016.

Signatures:

Alison (Corporate Director Childrens and Families)
SIGNED and Dated: 20/04/2016