

Nottingham City Council Delegated Decision



Nottingham
City Council

Reference Number:

2661

Author:

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Department:

Resources

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Subject:

Sexual Health element of the Specialist Needle Exchange & Sexual Health Service

Total Value:

£822,615 (Type: Revenue)

Decision Being Taken:

To approve spend of £822,615 for a 5 year contract (an annual cost of £164,523) to cover costs related to the Sexual Health Service element of the Specialist Needle Exchange and Sexual Health Service contract

Reasons for the Decision(s)

In March 2016 a report to the Commissioning and Procurement Sub-Committee was submitted which requested and received permission for the funding of various Crime and Drugs Partnership (CDP) led contracts including the Specialist Needle Exchange & Sexual Health Service (Lot 2). Unfortunately there was an error in that the budget amount included in the report of £150,000 quoted for 2016/17 annual contract value is only the Needle Exchange element of contract and didn't include the Sexual Health side of the service. The total annual contract value for the Specialist Needle Exchange and Sexual Health Service (Lot 2) in 2016/17 (due to covering a 9 month period only since the contract started on 01/07/16) should have been listed as £273,392. This would include the Needle Exchange element of £150,000 and the Sexual Health service of £123,392 for 2016/17.

The 2016/17 budget for the Sexual Health element of the Specialist Needle Exchange and Sexual Health Service (Lot 2) was already agreed by the Director of Public Health and there was approval in place for the procurement of this joint service, however, the report only included the CDP's contribution and this was not highlighted at the time.

The contract was awarded and the service was implemented on 01/07/2016 based on the understanding that all financial protocol was in place. The provider is now submitting invoices for payments.

The Specialist Needle Exchange and Sexual Health Service is single sexual health and the substance misuse service, commissioned jointly with the CDP, that provides a valuable service to Nottingham's most vulnerable citizens.

The aim of the service is to provide an integrated sexual health and needle exchange service provided within one management structure, as opposed to one that is simply co-located. The service represents an essential part of both the local sexual health and substance misuse systems, ensuring integrated working with close co-ordination and cooperation with various other providers of sexual health and substance misuse services.

Other Options Considered:

Not approving the spend was rejected as the contract has been awarded and without authorisation the invoices will not be paid and Nottingham City Council will default on the contract which is already in place.

Background Papers:

None

Published Works:

Crime and Drugs Partnership Contract Approval 2016/17 - Commissioning and Procurement Sub Committee - 10 March 2016

Affected Wards:

Citywide

Colleague / Councillor Interests:

N/A

Consultations: Those not consulted are not directly affected by the decision.

Crime and Disorder Implications: N/A

Equality: EIA not required. Reasons: This is a continuation of existing activities, so there will be no adverse impact on citizens

Social Value Considerations: N/A

Regard for NHS Constitution: 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 this decision relating to public health functions, we have properly considered the NHS Constitution where applicable and have taken into account how it can be applied in order to commission services to improve the health of the local community.

Decision Type: Portfolio Holder

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: N/A
Consultation Date: 09/11/2016
This decision hasn't been exempted from call-in under the urgency procedure, but is a retrospective decision therefore call-in does not apply

Advice Sought: Legal, Finance, Procurement

Legal Advice: This decision raises no significant legal issues as it is understood from discussions with Procurement and the decision author that the correct contract value was included in the procurement and contract documents. Advice provided by Andrew James (Team Leader Contracts and Commercial) on 07/11/2016.

Finance Advice:

This contract has already been awarded as part of the Specialist Needle Exchange & Sexual Health Service contract. The section of the contract subject to this approval is the Sexual Health Service element, the value of which is £164,523 annually over a 5 year period, with a total contract value of £822,615.

The size of the annual budget for this contract is £164,523, this is the same as the current budget for the existing contracts, and it will be funded from grants received by Public Health England.

The Public Health grant is not guaranteed therefore the contract has a 6 month termination clause to mitigate the risk of reducing budgets.

Currently this decision will not impact on MTFP savings.

Liesa Sisson, Senior Commercial Business Partner, 09/11/16

Procurement Advice:

The procurement of the Specialist Needle Exchange & Sexual Health Service followed a compliant process, managed by the procurement team. A contract was awarded and the service commenced on 1st July 2016. There are no further procurement considerations required, and therefore this decision is agreed from a procurement perspective. Advice provided by Julie Herrod (Procurement Officer) on 01/11/2016.

Signatures

Alex Norris (Portfolio Holder for Adults and Health)
SIGNED and Dated: 17/11/2016
Alison Challenger (Director of Public Health)
SIGNED and Dated: 14/11/2016