

Nottingham City Council Delegated Decision



Nottingham
City Council

Reference Number:	3156
Author:	Tracy Lyon
Department:	Strategy and Resources
Contact:	Tracy Lyon (Job Title: Strategy and Commissioning Officer, Email: tracy.lyon@nottinghamcity.gov.uk, Phone: 65724)
Subject:	CDP approval to direct award inpatient detoxification contract
Total Value:	£236,958 over 10 months (Type: Revenue)
Decision Being Taken:	To approve dispensation from contract procedure rules 5.1.2 in accordance with financial regulation 3.29 (operational issues) for the direct award of the inpatient detoxification provision contract to the existing provider of the Integrated Substance Misuse Treatment Service. The direct award will be for a period of 10 months.
Reasons for the Decision(s)	<p>The current contract for Substance Misuse Inpatient Detoxification is due to cease on 31st May 2018 due to Nottinghamshire Healthcare Foundation Trust announcing the permanent closure of The Woodlands facility at Highbury Hospital.</p> <p>The specific decision to be taken is to directly award a 10 month contract from 1st June 2018 until 31st March 2019 to Framework, the existing provider of the Integrated Substance Misuse Services in Nottingham.</p> <p>The direct award of a 10 month contract is required to ensure there is no loss in service following the closure of the current provision, The Woodlands. This initial 10 month period is to allow for a competitive tender to take place for drug and alcohol inpatient services during 2018/19, with a new contract to commence 1st April 2019.</p> <p>An Inpatient facility for the detoxification from drugs and alcohol is an important intervention within an integrated treatment system to support successful recovery from substance misuse for those who are unable to safely detox within the community.</p> <p>The Health Scrutiny Committee has been keen to retain local access to inpatient detox for Nottingham citizens and welcome the proposal to directly award provision to Framework whilst a competitive tender is undertaken.</p> <p>NHFT will be a partner with Framework in delivery of the service and provision will be in line with NICE guidance and Department of Health Clinical Guidelines.</p> <p>Framework is able to provide the service at a lower occupied bed rate while delivering a comparable standard of service. This will deliver a strategic saving of circa £99,000 over the period.</p>

Other Options Considered: 1) To not provide access to inpatient detox for Nottingham citizens. This would result in all detoxification being done in the community which poses additional difficulties for vulnerable people in their journey of recovery. This option is considered high risk due to the potential adverse impact on service users including a potential increase in drug related mortality and morbidity; potential increase in hospital admissions; potential reduction of the numbers recovering and increase in relapses; it goes against national clinical guidelines.

2) To spot purchase from out of area provision. This would pose difficulties in the accessibility for vulnerable adults from Nottingham. There are a limited number of facilities left offering inpatient detoxification across the country so spot purchasing may be difficult in terms of availability as well as location. The Health Scrutiny Committee was keen to retain local provision where possible.

Background Papers: None

Published Works: None

Affected Wards: Citywide

Colleague / Councillor Interests: None

Dispensation from Financial Regulations: Yes

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

Crime and Disorder Implications: The Crime and Drugs Partnership is required to produce an annual Strategic Assessment and Partnership Plan to consider Crime, anti-social behaviour, substance misuse and reoffending in the city. The plan for 2017/18 was agreed by the Partnership Board in March 2017. Reducing drug related harm is a key part of the partnership's plan. The consideration to directly award the contract forms part of the partnership plan and council plan by continuation of the current provision.

Equality: Please login to the system to view the EIA document: Drug Alcohol Inpatient Detox EIA Dec 2017 V4.doc

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:

Yes

Call In Expiry date:

24/05/2018

Advice Sought:

Legal, Finance, Procurement, Equality and Diversity

Legal Advice:

This report does not raise significant legal issues. The contract may be directly awarded to Framework as a modification to its existing contract with the City Council without a tender as the financial values meet the requirements of Regulation 72 (5) of the Public Contracts Regulations 2015. Advice provided by Andrew James (Team Leader Contracts and Commercial) on 30/04/2018.

Finance Advice:

This decision seeks approval to direct award the inpatient detoxification contract to the current provider of the Integrated Substance Misuse Treatment service for a period of 10 months from 01st June 2018.

The total cost of this decision is £236,958. There is sufficient budget within the CDP for this spend.

Value for money in the medium to long term will be secured through the full tender process for the contract commencing 01st April 2019.

All current MTFP savings attributable to the CDP have been achieved by retendering services and delivering efficiencies. Further budget reductions are expected in future years due to Public Health grant cuts and potential reductions in partner contributions and this will need to be considered in the tender exercise.

This decision seeks dispensation from Contract Procedure Rule 5.1.2 in accordance with Financial Regulation 3.29, and given the reasons detailed by the report author, is deemed appropriate. Advice provided by Hayley Mason (Strategic Finance Business Partner) on 26/04/2018.

Equality and Diversity Advice:

The proposal offers vulnerable citizens an accessible local service in the interim period prior to retendering and a new service being commissioned in 2019. Equality concerns are suitably mitigated by the holding contract. Advice provided by Adisa Djan (Equalities and Diversity Consultant) on 18/04/2018.

Procurement Advice:

The proposed direct award of the Inpatient Detoxification provision to the existing provider of the Integrated Substance Misuse Treatment service for a 10 month period from 1st June 2018 is considered justified as this will enable a procurement for Inpatient provision to be completed and will enable the continuity of services to this vulnerable client group during this process and any service transition. This proposal will deliver a saving of approx. £99,000 over the 10 month period due to a lower occupied bed rate. For these reasons, dispensation from Contract Procedure Rule 5.1.2 in accordance with Financial Regulation 3.29 is supported from a procurement perspective.

Advice provided by Julie Herrod (Procurement Officer) on 18/04/2018.

Signatures

Sam Webster (PH for Adult Social Care and Health)
SIGNED and Dated: 17/05/2018
Candida Brudenell (Corporate Director for Strategy and Resources)
SIGNED and Dated: 17/05/2018
Laura Pattman (Strategic Director of Finance) - Dispensation from Financial Regulations
SIGNED and Dated: 10/05/2018
Chief Finance Officer's Comments: