

Croydon Council

REPORT TO:	CABINET 16 DECEMBER 2019
SUBJECT:	INVESTING IN OUR BOROUGH
LEAD OFFICER:	SARAH WARMAN, DIRECTOR OF COMMISSIONING & PROCUREMENT JACQUELINE HARRIS-BAKER, EXECUTIVE DIRECTOR RESOURCES
CABINET MEMBER:	COUNCILLOR SIMON HALL CABINET MEMBER FOR FINANCE AND RESOURCES
WARDS:	ALL
CORPORATE PRIORITY/POLICY CONTEXT/AMBITIOUS FOR CROYDON: Effective outcome based commissioning and prudent financial transactions contribute to all corporate priorities. The Council's Commissioning Framework (2019 – 2023) sets out the approach to commissioning and procurement and puts delivery of outcomes at the heart of the decision making process. As the Council develops more diverse service delivery models, it is important to ensure that our contractual and partnership relationships are not only aligned to our corporate priorities but also represent value for money for citizens and taxpayers, contributing to the growth agenda for Croydon.	
FINANCIAL SUMMARY: There are no direct costs arising from this report.	
KEY DECISION REFERENCE NO.: There are key decisions mentioned in this report, but approval of the Recommendations would not constitute a key decision.	

The Leader of the Council has delegated to the Cabinet the power to make the decisions set out in the recommendations below

1. RECOMMENDATIONS

1.1. The Cabinet is requested to note:

1.1.1. The list of delegated award decisions made by the Director of Commissioning and Procurement, between 17/10/2019 – 15/11/2019.

1.2. The Cabinet is requested to approve:

1.2.1. The Leader be recommended to delegate authority to the Cabinet Member for Families, Health & Social Care in consultation with the Cabinet Member for Finance and Resources to:

1.2.1.1 Approve the establishment of the Adult and Young People Social Care Dynamic Purchasing Systems (DPS) and the award of contracts to providers to be initially appointed to the DPS.

1.2.1.2 Delegate authority to approve the future appointments to the DPS and award of individual call off contracts to providers for reasons set out in paragraph 4.2. These awards will be in line with the strategy approved by Cabinet on 10th July 2019 (ref: CCB1498/19-20) and any awards made under this delegation will be notified in the standard contracts report at future Cabinet meetings.

2 EXECUTIVE SUMMARY

2.1 This is a standard report which is presented to the Cabinet, for information, at every scheduled Cabinet meeting to update Members on:

- Delegated contract award decisions made by the Director of Commissioning and Procurement 17/10/2019 – 15/11/2019;
- Property lettings, acquisitions and disposals agreed by the Cabinet Member for Finance and Resources in consultation with the Leader since the last meeting of Cabinet;
[As at the date of this report there are none].
- Contracts anticipated to be awarded under delegated authority from the Leader by the nominated Cabinet Member, in consultation with the Cabinet Member for Finance and Resources and with the Leader in certain circumstances, before the next meeting of Cabinet;
[As at the date of this report there are none].
- Contract awards and strategies to be agreed by the Cabinet at this meeting which are the subject of a separate agenda item;
[As at the date of this report there are none].
- Delegated contract award decisions under delegated authority from the Leader by the Nominated Cabinet Members for Finance and Resources & for Children, Young People & Learning related to the new Addington Valley SEN School;
[As at the date of this report there are none].
- Delegated contract award decisions under delegated authority from the Leader by the Nominated Cabinet Member for Safer Croydon & Communities or Cabinet Member for Families, Health & Social Care in consultation with the Cabinet Member for Finance & Resources related to the Community Fund Commissioning Programme;
[As at the date of this report there are none].
- Partnership arrangements to be agreed by the Cabinet at this meeting which are the subject of a separate agenda item.
[As at the date of this report there are none].

3 DETAIL

- 3.1 Section 4.1.1 of this report lists the delegated award decisions made by the Director of Commissioning and Procurement, between 17/10/2019 – 15/11/2019.
- 3.2 Section 4.2 of this report outlines the rationale for the delegation being requested for the Adult and Young People Social Care Dynamic Purchasing Systems (DPS) for delivering the strategy approved by CCB (ref: CCB1498/19-20).
- 3.3 The Council's Procurement Strategy and Tender & Contracts Regulations are accessible under the Freedom of Information Act 2000 as part of the Council's Publication Scheme. Information requested under that Act about a specific procurement exercise or contract held internally or supplied by external organisations, will be accessible subject to legal advice as to its commercial confidentiality, or other applicable exemption, and whether or not it is in the public interest to do so.

4 FINANCIAL AND RISK ASSESSMENT CONSIDERATIONS

4.1 Contract Awards

- 4.1.1 Revenue and Capital consequences of delegated decisions made by the Director of Commissioning and Procurement for contract awards (Regs. 19, 28.3 a & b) between £100,000 & £500,000 and contract extension(s) previously approved as part of the original contract award recommendation (Reg. 28.4 d) and contract variations (Reg.30).

CONTRACT VARIATIONS & EXTENSIONS					
Contract Title	Value of Contract to Date	Value of Extension Term	Total Revenue value including extension term	Contract Capital Budget	Dept/Cabinet Member
Live Well Programme	£420,000	£57,265 (1 year extension)	£477,265		Families, Health and Social Care / Cllr Avis
Children Looked After (CLA): Personal Education Plans (PEPs) Contract Extension	£91,000	£66,667 (20 months extension)		£157,667	Children, Families and Learning / Cllr Flemming

CONTRACT VARIATIONS & EXTENSIONS					
Contract Title	Value of Contract to Date	Value of Extension Term	Total Revenue value including extension term	Contract Capital Budget	Dept/Cabinet Member
Education Monitoring Contract Extension	£130,044	£0 (12 months extension)		£130,044	Children, Families and Learning / Cllr Flemming
Appropriate Adults Service	£146,575	£53,300 (6 months extension)	£199,875		Children, Families and Learning / Cllr Flemming

4.2 Contract Award Delegation Request

- 4.2.1 The Council proposes to establish the Adult and Young People Social Care Dynamic Purchasing Systems (DPS) to enable a quick route to the market for the commissioning and procurement of the health and social care services for Croydon residents.
- 4.2.2 It is proposed that the Council allows access to these DPS's to our health partners in Croydon including the Croydon One Alliance, the CCG, and SLAM.
- 4.2.3 The delegation of contract award decisions will provide the flexibility required and ensure timely decisions can be made for the project to be delivered to the required timescales.

Approved by: Ian Geary, Head of Finance - Resources on behalf of Lisa Taylor, Director of Finance, Investment and Risk and Section 151 Officer.

5 LEGAL CONSIDERATIONS

- 5.1 The Director of Law and Governance comments that the information contained within this report is required to be reported to Members in accordance with the Council's Tenders and Contracts Regulations and the council's Financial Regulations in relation to the acquisition or disposal of assets.

Approved by: Sean Murphy, Director of Law and Governance and Deputy Monitoring Officer.

6 HUMAN RESOURCES IMPACT

- 6.1 There are no immediate HR issues that arise from the strategic recommendations in this report for LBC staff. Any specific contracts that arise as a result of this report should have their HR implications independently assessed by a senior HR professional.

Approved by: Sue Moorman, Director of Human Resources

7 EQUALITY IMPACT

- 7.1 An Equality Analysis process has been used to assess the actual or likely impact of the decisions related to contracts mentioned in this report and mitigating actions have been defined where appropriate.
- 7..2 The equality analysis for the contracts mentioned in this report will enable the Council to ensure that it meets the statutory obligation in the exercise of its functions to address the Public Sector equality duty (PSED). This requires public bodies to ensure due regard to the need to advance equality of opportunity; foster good relations between people who share a “protected characteristic” and those who do not and take action to eliminate the potential of discrimination in the provision of services.
- 7..3 Any issues identified through the equality analysis will be given full consideration and agreed mitigating actions will be delivered through the standard contract delivery and reporting mechanisms.

Approved by Yvonne Okiyo, Equalities Manager

8 ENVIRONMENTAL IMPACT

- 8.1 Any issues emerging in reports to the relevant Cabinet member will require these considerations to be included as part of the standard reporting requirements, and will not proceed without full consideration of any issues identified.

9 CRIME AND DISORDER REDUCTION IMPACT

- 9.1 Any issues emerging in reports to the relevant Cabinet Member will require these considerations to be included as part of the standard reporting requirements, and will not proceed without full consideration of any issues identified.

10 DATA PROTECTION IMPLICATIONS

10.1 Will the subject of the report involve the processing of 'personal data'?

NO

10.2 Has a Data Protection Impact Assessment (DPIA) been completed?

NO

Data Protection Impact Assessments has been used to assess the actual or likely impact of the decisions related to contracts mentioned in this report and mitigating actions have been defined where appropriate.

Approved by: Sarah Warman, Director of Commissioning & Procurement

CONTACT OFFICER:

Name:	Stephen Hopkins
Post title:	Head of Commissioning and Procurement (Corporate)
Telephone no:	47499

BACKGROUND DOCUMENTS: None