

WEST DUNBARTONSHIRE COUNCIL**Report by Strategic Director – Transformation & Public Sector Reform****Tendering Committee: 4 December 2019**

Subject: Contract Authorisation Report: Accommodation Based Services for People with Learning Difficulties

1. Purpose

- 1.1** The purpose of this report is to seek approval from the Tendering Committee to authorise the Strategic Lead - Regulatory to conclude Direct Award contracts for Accommodation Based Services for People with Learning Difficulties.

2. Recommendations

- 2.1** It is recommended that the Tendering Committee:

- a) Authorise the Strategic Lead Regulatory, to conclude the 106 direct award contracts on behalf of West Dunbartonshire Health and Social Care Partnership (WD HSCP), to Key Housing Association detailed within Appendix 1, for Accommodation Based Services for People with Learning Difficulties; and
- b) The estimated value will be £3,303,492.40 (excluding VAT), for a period of 12 months. It should be noted the values may be subject to change as care needs change over the contract period. The commencement dates of the contracts will be no later than 23 December 2019.

3. Background

- 3.1** WD HSCP has a legislative requirement to provide and deliver Accommodation Based Services for service users with varying support needs. These services can be provided using various models of support including:

- 1:1 or 2:1 care at home and / or housing support (up to and including 24/7 care packages);
- Waking night, sleepover or on-call responder service;
- Responsive service for potential crisis outwith a service user's established care plan agreement; and
- 1:1 and / or collective group day support and / or day care.

- 3.2** On the 8th May 2019, the WD HSCP Board approved the procurements for the provision of Accommodation Based Services for People with Learning Difficulties.

- 3.3** A Contract Strategy document was also approved by the Procurement Manager on 20 November 2019.

4. Main Issues

- 4.1** The Contract Strategy identified that the care provided to service users would be best met by the incumbent provider because any change in service provision or provider would impact the continuity of care for service users who are placed in care and their carers' and families.
- 4.2** The *Procurement Reform Act 2014* permits a public body to award a contract for health or social care services without seeking offers in relation to the proposed contract) up to a maximum of £615,278 per contract. The strategic objective of adopting the 'Light Touch Regime' approach is to ensure robust contractual arrangements are in place, that appropriate procurement due diligence procedures have been followed and promote the analysis of credible market intelligence allowing greater insight into future service developments., This includes the development of a national framework agreement for the purchase of care at home and supported living services, collectively defined as care and support services.
- 4.3** It is anticipated that the framework will be open to all Scottish Local Authorities' and Health and Social Care Partnerships (HSCPs) from April 2020. The CPU and the WD HSCP will undertake an appraisal of the framework to determine best value including; reviewing incumbent providers against the awarded framework providers, their availability and the control of costs through stabilised fees and charges and the development of a local implementation plan.
- 4.4** The direct award is offered subject to the final compliance documents being reviewed and signed off in accordance with the terms of the contract.

5. People Implications

- 5.1** There are no people implications.

6. Financial and Procurement Implications

- 6.1** Financial costs in respect of these contracts will be met from the WD HSCP budget for Accommodation Based Services for People with Learning Difficulties. The estimated value of these contracts is £3,303,492.40 (excluding VAT). It should be noted the values may be subject to change as care needs change over the contract period.
- 6.2** This procurement exercise will be conducted in accordance with the agreed Contract Strategy produced by the Corporate Procurement Unit in consultation with WD HSCP officers and the provisions of the Council's Standing Orders, Financial Regulations and the *Public Contracts (Scotland) Regulations 2016*.

7. Risk Analysis

- 7.1** The Corporate Procurement Unit will ensure that the provider has no known links to Serious and Organised Crime which would have significant political and reputational ramifications for the Council and WD HSCP.

8. Equalities Impact Assessment (EIA)

- 8.1** The equality screening process carried out for the purpose of this procurement is reflected in the WD HSCP Board report approved on 8 May 2019.

9. Strategic Assessment

- 9.1** The approval of the direct award contracts would support the following Council strategic priorities:

- Efficient and effective frontline services that improve the everyday lives of residents.

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Date: 4 December 2019

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Background Papers: The Contract Strategy
EIA Screening

Wards Affected: All

Appendix 1

Service	Total Expenditure (per annum)	Care Package Placements
Day Care/Day Support (Including College Support)	£353,215.20	27
Housing Support	£2,491,187.40	57
Sleepover	£324,792.00	12
Waking Night	£134,297.80	10
Total	£3,303,492.40	106