



To: Procurement Sub Committee

On: 29th March 2017

Report by:

**Joint Report
by
The Chief Executive and the Chief Officer Renfrewshire Health & Social Care
Partnership**

Heading:

Contract Authorisation Report

**Provision of Residential Care and Nursing Services to Adults under the age of
65 with Physical Impairments (Short title: Provision of YPD Services,
Craigielea)**

1. Summary

- 1.1 The purpose of this report is to seek the approval of the Procurement Sub-Committee to award the Contract for the Provision of Residential Care and Nursing Services to Adults under the age of 65 with Physical Impairments (Short title: Provision of YPD Services, Craigielea) for an initial period of three (3) years, commencing 24 April 2017, with the option to extend the Contract for up to twelve (12) months on two separate occasions.
- 1.2 The scope of the Service falls within the definition of 'Social and Other Specific Services' under The Public Contracts (Scotland) Regulations 2015 and the procurement of the Service complies with Chapter 3 Section 7 of these Regulations. The Service has been developed jointly by Renfrewshire Health

and Social Care Partnership and Tower Bridge Homes Care Limited and, as such, is a bespoke Service for Renfrewshire Council and therefore the procurement has been conducted in accordance with the procedure for a negotiated contract under the Council's Standing Orders Relating to Contracts 2016.

- 1.3 A Request to Negotiate was approved by the Strategic Commercial and Procurement Manager in September 2016.
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2. Recommendations

- 2.1 It is recommended that the Procurement Sub-Committee authorise:

- 2.1.1 the Head of Corporate Governance to award the Contract for the Provision of Residential Care and Nursing Services to Adults under the age of 65 with Physical Impairments (Short title: Provision of YPD Services, Craigielea) to Tower Bridge Homes Care Limited,

- 2.1.2 the Contract value, including the maximum option period, will be £1,800,000.00 excluding VAT,

- 2.1.3 The Contract will commence on 24 April 2017 for a period of three (3) years with the Council's option to extend the Contract for one (1) year on two separate occasions to no later than 23 April 2021.

3. Background

- 3.1 The YPD unit at Craigielea Care Home in Renfrew is the only care service of its kind in the Renfrewshire area and provides specialist care and support services to adults under the age of 65 with complex needs. The Service, providing care and nursing services to adults under the age of 65 with long term and complex physical impairments is currently delivered under the terms of the National Care Home Contract (NCHC). Holmes Care Group Limited, the parent company of Tower Bridge Homes Care Limited requested the Council and the Health and Social Care Partnership negotiate a new Contract for the care services provided in the Young People with Disabilities (YPD) Unit as the NCHC rates do not reflect the level of care and support required by Service Users.
- 3.2 For the purposes of the Public Contracts (Scotland) Regulations 2015, the scope of the Service to be provided falls within the definition of 'Social and Other Specific Services' and the procurement of the Services complies with Chapter 3 Section 7 of these Regulations. The procurement of the services complies with Renfrewshire Council's Standing Orders Relating to Contracts 2016.

- 3.3 Approval to enter into a Negotiated contract with Tower Bridge Homes Care Limited for the provision of the Services was given in September 2016. The justification for a request to negotiate was stated as follows:

The services provided by Tower Bridge Homes Care Limited at the YPD Unit in Craigielea Care Home fall within the description of CPV Code 85144100 – Residential Nursing Care Services, and under the criteria of Chapter 3 – Particular Procurement Regimes, Section 7 – Social and Other Specific Services of the Public Contracts (Scotland) Regulations 2015.

Chapter 3, Section 7 of the Regulations note that:

76.—(1) A contracting authority must determine the procedure that is to be applied in connection with the award of a contract or framework subject to this Section and may take into account:

- (a) the specificities of the services in question; and
- (b) the requirements and needs of users.

(2) The procedure must be at least sufficient to ensure compliance with the principles of transparency and equal treatment of economic operators.

- 3.4 Invitation to Tender documentation was issued to Holmes Care Group Limited, the parent company of Tower Bridge Homes Care Limited through the Public Contract Scotland portal on 1 November 2016 and their tender submission was received on 23 November 2016.
- 3.5 The Tender submission was assessed by representatives from the Corporate Procurement Unit and Renfrewshire Health and Social Care Partnership and, following clarifications and revision, was considered acceptable on both technical and commercial grounds.
- 3.6 The following community benefits will be delivered by the Provider under this Contract:
- training placements for nursing students from the University of West of Scotland and 3rd year and Masters OT students from Glasgow Caledonian University;
 - Work experience opportunities for students and pupils of the local Secondary schools

Implications of the Report

1. **Financial** - The financial status of the recommended Provider has been assessed and satisfies the Council's requirements

2. **HR & Organisational Development** – None to the Council as this is a new Contract with the incumbent provider. In the circumstances there are no TUPE issues.
3. **Community Planning** - see details of Community Benefits associated with the delivery of this contract at paragraph 3.6 above.

Young Adults in Renfrewshire – the Service will provide specialised care and support services to adults with long term physical impairments.

Community Care, Health & Well-being – the Service will enhance Service Users quality of life.

4. **Legal** - The procurement procedures were in accordance with Renfrewshire Council's Standing orders Relating to Contracts and the requirements of the Public Contracts Regulations 2015 for Social and Other Specific Services.
5. **Property Assets** - None
6. **Information Technology** – None.
7. **Equality & Human Rights** - The Recommendations contained within this report have been assessed in relation to their impact on equalities and human rights. No negative impacts on equality groups or potential for infringement of individuals' human rights have been identified arising from the recommendations contained in the report because for example it is for noting only. If required following implementation, the actual impact of the recommendations and the mitigating actions will be reviewed and monitored, and the results of the assessment will be published on the Council's website.
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8. **Health & Safety** – the submission received was assessed by Renfrewshire Council's Health and Safety Officers. The recommended Provider's Health and Safety policy and procedures are considered to meet the necessary requirements.
9. **Procurement** – The procurement procedures outlined within this report ensure that the Council meets its statutory requirements in respect of procurement procedures, efficiency and modern Government
10. **Risk** – Tower Bridge Home Care Limited's submission was assessed by Renfrewshire Council's Risk Officer and meets the necessary requirements.
11. **Privacy Impact** – In consultation with the Council's Information Governance Officers, Tower Bridge Homes Care Limited confirmed compliance with the relevant procedures.

List of background papers - None

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