

**REPORT OF THE DEPUTY LEADER, AND CHAIR OF THE
NOTTINGHAMSHIRE HEALTH AND WELLBEING BOARD****SUBSTANCE MISUSE SERVICES IN HMP WHATTON & HMP RANBY****Purpose of the Report**

1. The purpose of this report is to request the Policy Committee to approve the award of a contract to Bidder A for the provision of Integrated Substance Misuse Recovery Services for Lot 1: HMP Whatton and Lot 2: HMP Ranby.

Information and Advice

2. Some information relating to this report is not for publication by virtue of the provisions of Schedule 12A of the Local Government Act 1972 relating to financial or business affairs and information relating to individuals. Having regard to all the circumstances, on balance the public interest in disclosing the information does not outweigh the reason for exemption because the information would add a limited amount to public understanding of the issues but would significantly damage the Council's commercial position and the commercial position of those who submitted tenders. Some information in the exempt appendix relates to individuals; the public interest in disclosing the information does not outweigh individuals' right to privacy. The exempt information is set out in the Exempt Appendix.
3. In the context of this report, the term 'Substance Misuse' is used to refer to alcohol and/or drug misuse. The term 'drugs' extends beyond illegal drugs such as heroin, cocaine, amphetamines, to the misuse of other drugs, prescription only medicines such as anabolic steroids and benzodiazepines, over the counter medicines such as preparations containing codeine.
4. Many of the prisoners within the Nottinghamshire prison setting suffer from substance misuse. In order to improve the health and wellbeing of prisoners and reduce the risk of reoffending it is important that this group is able to access cost effective recovery orientated substance misuse services.
5. Currently the responsibility for commissioning these prison services resides with the Public Health team. As a result of the Health and Social Care Act from April 2013 Nottinghamshire County Council will become the responsible commissioner for community-based substance misuse services. The NHS Commissioning Board will have responsibility for all offender-related health activity, including substance misuse. However, recommendation 3 from the Patel Report placed a strong emphasis on commissioning integrated prison and community services and so it

is considered good practice for Public Health to take this responsibility with them into the Local Authority. This approach is supported locally by the Nottinghamshire prisons, the two NHS Commissioning Board Local Areas Teams and the local substance misuse partnership.

6. During 2011 a needs assessment for both HMP Ranby and HMP Whatton prisons was completed. These assessments supported the commissioning intentions of the Nottinghamshire prisons, the two NHS Commissioning Board Local Areas Teams and the local substance misuse partnership.
7. A procurement exercise took place for HMP Ranby and HMP Whatton, with the intention of commencement of contract for new services being in place for 1st April 2013. Three bids were accepted for final evaluation with Quality weighted at 60% and Financial weighted at 40%. The final moderated score of this evaluation and further information is contained in the **Exempt Section**. Funding will be formally transferred via a Section 75 Agreement annually, therefore the award of contract will be for a total period of three years with 12 month break clauses incorporated.
8. The funding for the prison-based substance misuse services will be received annually from the NHS Commissioning Board via a Section 75 agreement with Nottinghamshire County Council. The NHS Commissioning Board have committed to this transfer to Public Health and the money will be 'ring fenced' and easily identifiable for this purpose. This funding will be in addition to the Public Health grant that the LA will receive from April 2013 onwards. The 2012/13 allocation for this purpose is shown in the table below. We are advised by the NHS Commissioning Board that the allocation for prison substance misuse services for 2013/14 will be announced at the same time as the Public Health grant, and is expected to be at least at the current level of funding identified in Table 1 below.

Prison	Substance misuse allocation in 2012/13
HMP Whatton	£246,757
HMP Ranby	£1,154,948
Total	£1,401,705

Table 1 2012/2013 funding

9. The Procurement process was concluded on 6th December 2012.

Other Options Considered

10. Two other options have been considered.
 - a. Both PCTs (i.e. County and Bassetlaw) procure the services and these contracts then transfer to the two separate NHS Commissioning Body Local Area Teams in April 2013. This would fail to achieve integration with community substance misuse services as Public Health in Local Authority setting.
 - b. Both PCTs (i.e. County and Bassetlaw) procure the services and these contracts then transfer to Nottinghamshire County Council in April 2013. Nottinghamshire County Council would then inherit newly commissioned services having had no involvement in the procurement process.

Reason/s for Recommendation/s

11. The winning bidder has been identified following a formal procurement process for both Lot 1 HMP Whatton and Lot 2 HMP Ranby. The Evaluation Report and overview of the tender process is submitted as an '**Exempt**' **Appendix 1**. Bidder A was successful in receiving the highest score for both Lot 1 HMP Whatton and Lot 2 HMP Ranby. The substance misuse model submitted for both prisons harmonises services across the prison and community setting allowing for greater efficiencies in client treatment and recovery which in turn support value for money opportunities throughout the recovery pathway.

Statutory and Policy Implications

12. This report has been compiled after consideration of implications in respect of finance, equal opportunities, human resources, crime and disorder, human rights, the safeguarding of children, sustainability and the environment and those using the service and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Implications for Service Users

13. Improved access to Substance Misuse treatment and recovery services by prisoners transferred from other prisons or entering the environment from the community as well as a continuity of service treatment and recovery in the community setting upon release.

Financial Implications

14. The substance misuse model offered aims to reduce inefficiencies in service delivery through to recovery. Harmonised services will allow for greater efficiencies throughout the recovery pathway i.e. continuity of care from initial diagnosis through release from prison to community to full recovery.

Equalities Implications

15. All prisoners are treated with dignity and respect through equal access to substance misuse services.

Crime and Disorder Implications

16. The service model aims to reduce drug and alcohol related offending behaviour through integrated pathways with the prison Offender Management Unit.

Safeguarding Adults and Children Implications

17. To ensure that robust clinical governance systems are in place to support the safeguarding of vulnerable Adults and Children affected by Substance Misusers in the prison and community setting.

RECOMMENDATION/S

1) The Policy Committee is asked to approve the award of contracts to Bidder A as identified in the **Exempt Section** of this paper for Lot 1: HMP Whatton and Lot 2 HMP Ranby.

COUNCILLOR M SUTHERS

Deputy Leader and Chair of the Nottinghamshire Health And Wellbeing Board

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Constitutional Comments (SLB 04/01/2013)

17. Policy Committee is the appropriate committee to consider the content of this report.

Financial Comments (SG 02/01/2013)

18. The full value for these contracts will be formally transferred on an annual basis for three years via a Section 75 agreement between the NHS Commissioning Board and Nottinghamshire County Council.

19. The monies allocated to these contracts are contained within the allocation to the NHS Commissioning Board and will transfer to Nottinghamshire County Council via the formal Section 75 agreement that will be put in place.

20. The Policy Committee have confirmed the monies under this Section 75 Agreement are 'ringfenced' in their meeting of 14th November 2012. For the financial year 2013/2014 there is an identified underspend of £169,061 which will be allocated by Public Health specifically to the HMP Ranby and HMP Whatton Substance Misuse Services.

Background Papers

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

Report to the Policy Committee, 14th November 2012

Attached Appendix 1 "Extract of the Patel Report", 14th November 2012

Electoral Division(s) and Member(s) Affected

All