

Appendix 2

Exceptions to the requirement to seek quotations and tenders for the procurement of goods and services that were above £25,000.

Waiver Ref	Requesting Department	Value	Description of Contract	Summary of Decision
SPECIFICATION RELATED WAIVERS				
101	E&R	£778k	Modifications to Stapleford Library	This was a relatively late and specialist addition to the works. This was due to the client making additional funding available at a late stage in the design and tender phase of the project. It was decided to include the change and associated works as a result of the additional funding.
93	E&R	£172k	Provision of multihogs with high visibility flail mower and interchangeable gritter and snowplough attachments.	Highway Services have taken back the agency from the MOP's for grass and verge cutting maintenance and weed spraying. The machinery used by the Districts stayed in their ownership which meant that the Council had to purchase/lease its own. The timing of the contract meant that there was insufficient time to perform a full procurement. These machines were bought because they are extensively used by other Councils and are multi-purpose so can be used 12 months of the year.
95	ASCHPP	£120k	Soft furnishings for Care & Support Centres (Older Adults – Retained Homes)	<p>This is a one off purchase for essential items to support Nottinghamshire County Council's statutory responsibility to support vulnerable adults as required by the National Assistance Act 1948.</p> <p>The request is for the Authority to waive financial regulations for the purchase of items of soft furnishings and furniture to replace poor standard items in bedrooms and some communal areas and allow single sourcing from the identified provider. Alternatives were researched but none could provide the full range of items required as a package for six homes.</p>
94	E&R	£99k	Contract for thorough inspection of plant and equipment	The contract was originally negotiated by NCC's Risk and Insurance Management Section. Responsibility for the contract was transferred over to the Health and Safety Team in 2012 and a request was made to extend this until 31/10/13. This will allow time to put together a specification/ more complete list of equipment requiring inspection and go out to competitive tender.

78	E&R	£78k	1 year extension to software renewal of Nottinghamshire's Highway Asset Management System.	The 1 year extension allows the highways division to develop improvements identified for highway services review, roll out improved mobile working and identify requirements managing new 'Term Service Contract' (TSC) before committing to longer term software contracts.
99	E&R	£54k	Financial Payment Analysis	Investigation of the market has identified only one software product available that would meet the Authority's business requirements of both preventing duplicate payments and great range of additional checks of payments to avoid errors.
59	E&R	£38k	Commissioning Consultant Support	In February 2012 full Council agreed to use the Midland Highways Alliance common form of contract. This waiver is a single source justification to use a specific supplier to support the Highways term service contract procurement as they drafted the contract template for MHA.
68	ASCHPP	£31k	Care and Support Centres (Older Adults) (Retained Homes)	<p>NCC has six retained homes for older adults which were not sold as the result of the 2011 tendering exercise. These units (now renamed Care and Support Centres) are now incorporated into the NCC Living at Home Programme and are undergoing a process of member approved refurbishment and a programme of strategic change leading towards an increased focus of short stay and local community support.</p> <p>This is a one off purchases for 2 baths at a cost of £13,200 from one supplier and 3 baths from another at a cost of £20,589. Other suppliers have been considered but none able to provide competitive quotes for the specific equipment required.</p>
72	ASCHPP	£31k	Care assessments	<p>There is a national target expectation that Councils complete assessments for new service users within 28 days. This is a key local target for Nottinghamshire County Council. Currently less than 70% of people receive an assessment in the required timescale against a target of 80%.</p> <p>An alternative model used in a small number of Councils was to appoint a specialist OT agency. The Health and Social Care Committee have given approval and authorised funding to appoint an independent agency.</p> <p>From discussion and research this supplier offers a unique end</p>

to end process and are familiar with how to use framework, NCC's social care record system. No other provider was identified who could undertake this work.

83	ASCHPP	£30k	Membership of Institute of Public Care (IPC) Oxford Brookes University – Network Partnership Programme	We have already undertaken valuable preliminary analysis and evaluation with IPC and feel that between us we have identified some key areas where they can help us to make the transformation and savings required.
----	--------	------	--	---

The IPC is a well-respected organisation with consultants that specialise and have a wealth of experience in social care so they understand the issues and the current landscape. They are prepared to work with us on a year by year basis as we require (normally sign up to the programme would be for 3 years) and are offering the first year at £30,000, since we have already joined the IPC Network. One year membership would normally be £32,500 (50 days at £650 per day).

PLANNING RELATED WAIVERS

80	ASCHPP	£880k	Framework Accommodation Based Services	This supplier is both the landlord and the provider of support services in the supplier's property. There are aspects of the accommodation which consist of communal facilities which would be required for use by alternative support providers.
----	--------	-------	--	---

Before any procurement process can commence approval would need to be given by this supplier for the use of their accommodation for these services whether they are successful in the tender process as the preferred provider of support services. If the supplier was not successful in the award of the support contracts they may levy a charge to the support provider for the use of the communal facilities as a means of rental income. This may prevent other potential providers submitting a bid because the rental charges are prohibitive.

This has already been the case with one of the existing services, Elizabeth House for which the supplier was the only bidder when the service was tendered in 2008-09.

The legal advice was that a consultation exercise should be undertaken on this preferred option. Consultation would commence in early 2013-14 to inform the procurement which would need to commence in September 2013.

81	ASCHPP	£300k	Contract extension for a service funded by Supporting People	An extension for a service delivered under contract by Places for People. The contract expired on the 12th May 2012. Large scale tenders for mental health, domestic violence and homeless prevention services are all currently underway. The reconfiguration of these service areas has taken priority over this individual service. A paper will be presented to a future ASCH Committee to recommend the outsourcing of the Dual Sensory Impairment services. If this recommendation is approved, the deaf floating support service will be tendered in conjunction with the dual sensory impairment services to ensure maximum efficiency.
100	ASCHPP	£153k	Stonham Quick Access Service	It is the intention to consult on a new approach to contracting for Supporting People accommodation based services. The contract for Stonham has already been extended and therefore cannot be extended again though option 1. Therefore, it is necessary to extend the contract with the existing provider whilst the consultation and following tender process is conducted.
98	PPCS	£96k	Increasing the capacity of the contract to ensure that pre-procurement, procurement and post-procurement phase of the broadband plan is sufficiently sourced.	<p>The supplier was successfully awarded the technical support contract after a competitive procurement process in June 2012. At the time of that procurement, it was impossible to predict the nature, scale and complexity of the tasks required to successfully navigate the BDUK procurement process. There is no in-house expertise to undertake these tasks outlined in the waiver requests.</p> <p>Revenue funding to support project delivery up to a total value of £400K was approved by Full Council in December 2011. To date, expenditure of £37,000 has been incurred.</p>
73	E&R	£69k	Gedling Country Park Provision of Professional Services in Respect of Redevelopment Planning of the site to allow construction of country park.	NCC Landscape and Reclamation team were commissioned by Gedling Borough Council to provide master planning and environmental due diligence services in relation to Gedling's acquisition and future development of the Gedling Colliery Spoil Tip as a country park. Sub-consultants were appointed for phase 1 following a best value tender process. Gedling have instructed NCC to retain the same consultants for Phase 2 as the most cost-effective way of delivering the service.
96	CFCS	£50k	Troubled Families Programme – Interim	The DoE announced in February 2013 additional requirements for

Intensive Family Support

the grant given for the Troubled Families Programme. This meant that services were urgently needed to maintain the immediate functioning of a public service for which the Council is responsible. The contract will only last as long as is reasonably necessary to complete a full legal tender.

57	CFCS	£35k	Appointment of a technical partner to identify and report on property information and terms of transfer required in the academy transfers for school sites
----	------	------	--

The Council requires the work to be undertaken in order to meet an urgent need to comply with DfE requirements. The timescale to satisfy the requirement is such that going to tender would preclude the Authority from meeting the deadlines as set out above. The Council is achieving Best Value in this matter because the proposed cost is below that of employing agency staff or using the EMPA framework as previously agreed.

PILOT RELATED WAIVERS

67	ASCHPP	£348k	Pilot to develop supported living for vulnerable adults
----	--------	-------	---

The council has a consistent requirement to work with service users who are vulnerable but who do not fit into any of the existing service areas e.g. learning disability. A pilot will be undertaken with approved providers under the Care, Support and Enablement contract and with landlords to develop value-for-money alternatives to residential care for service users requiring housing in the next 12 months.

82	ASCHPP	£168k	Pilot 24 Hour Telecare Response Service
----	--------	-------	---

Some vulnerable service users are unable to utilise the telecare night response service to keep them independent in their own home because they do not have access to a similar emergency response during the daytime. To evaluate this gap in service provision, short term reablement funding has been secured for a six month period to expand the operating hours of the current night response service on a pilot basis, so that it can be accessed 24 hours a day. If the pilot is a success then the on-going requirement will be included in the homecare contract tender.

64	ASCHPP	£63k	Hospital discharges
----	--------	------	---------------------

To award a six month contract to a supplier to provide an immediate response to delayed hospital discharges – this is to ensure that patients can be discharged home earlier and more speedily so that much needed hospital beds are released.

It is proposed this service would be a piloted for six months to establish what works and what doesn't to inform the forthcoming Home Based Services Tender. It is anticipated that the service

would release 10-14 bed delays per week at a saving of £450 a day for each bed.

CALL-OFF RELATED WAIVERS

91	ASCHPP	£112k	Purchase Of Just Checking Dementia Assessment System
79	ASCHPP	£57k	Web based directory – Choose My Support

The Just Checking system will be purchased from the Government Procurement Service framework agreement for Telecare, Telehealth and Telecoaching (Agreement Reference number: RM784). This framework agreement has been established following a process which fully complies with EU and UK procurement rules.

Choose My Support is a regional consortium that would enable Nottinghamshire County Council to become involved in a local initiative for the benefit of members of Nottinghamshire and Nottingham city. One system could be used across four local authorities making it easier for users and more effective and credible for providers.

There has already been a robust procurement process carried out by Leicestershire County Council on behalf of the consortium (i.e. Leicestershire County Council and Leicester City Council), who originally procured Systems Associates through open tender with ESPO (the Eastern Shires Purchasing Association).