

Decision Maker: **EXECUTIVE**
FOR PRE-DECISION SCRUTINY FROM ADULT, CARE & HEALTH POLICY
DEVELOPMENT AND SCRUTINY COMMITTEE ON 7 SEPTEMBER 2022

Date: **6 October 2022**

Decision Type: Non-Urgent Executive Key

Title: **PROCEED TO CONTRACT AWARD FOR THE BROMLEY**
INTEGRATED SEXUAL HEALTH SERVICE

Contact Officer: Mimi Morris Cotterill, Assistant Director
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Chief Officer: Dr Nada Lemic, Director of Public Health

Ward: All Wards

1. REASON FOR REPORT

- 1.1 The Executive agreed on 24th November 2021 (Report ACH21-051) to proceed to procurement for the Bromley Integrated Sexual Health Service. This report, details the outcome of the tender process and recommends contract award.

1. RECOMMENDATIONS

- 1.1 The Executive is recommended to approve:
- Award of contract for the Bromley Integrated Sexual Health Service to the Service Provider named in the Part 2 Report, commencing 1st April 2023 for 5 years with an option to extend for up to a further two years at an estimated contract value as detailed in the Part Two report.
 - Delegate authority to the Chief Officer in consultation with the Portfolio Holder following agreement from the Assistant Director Governance & Contracts, the Director of Finance and Director of Corporate Services to the extension period and to authorise any variation to the scope of the contract.

Impact on Vulnerable Adults and Children

1. Summary of Impact: Public Health Programmes protect and build resilience of young people and vulnerable adults.
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Corporate Policy

1. Policy Status: Existing Policy
 2. BBB Priority: Making Bromely Even Better Priorities: Healthy and Safe Lives, Living Well
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Financial

1. Cost of proposal: Estimated Cost Please refer to the Part Two report.
 2. Ongoing costs: Recurring Cost Please refer to the Part Two report
 3. Budget head/performance centre: Public Health Sexual Health
 4. Total current budget for this head: £3,188k
 5. Source of funding: Public Health Grant
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Personnel

1. Number of staff (current and additional): N/A
 2. If from existing staff resources, number of staff hours: N/A
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Legal

1. Legal Requirement: Statutory Requirement
 2. Call-in: Applicable
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Procurement

1. Summary of Procurement Implications:
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Customer Impact

1. Estimated number of users/beneficiaries (current and projected): Borough wide
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Ward Councillor Views

1. Have Ward Councillors been asked for comments? Not Applicable
2. Summary of Ward Councillors comments: N/A

3. COMMENTARY

- 3.1 The London Borough of Bromley has a statutory duty to improve the health of the population and to provide local public health services. The specific responsibilities are set out in the Health and Social Care Act 2012 and associated regulations and include a mandated requirement for local authorities to provide or make arrangements to secure the provision of comprehensive open access sexual health services.
- 3.2 On 24/11/21, the Executive agreed to proceed to a competitive tender process (Report Number ACH21-051) to commission an Integrated Sexual Health Service (according to the national specification), bringing together sexual health and contraception services previously provided by two providers as detailed above.
- 3.3 The new integrated service will provide sexual and reproductive health services in clinic to address both the sexually transmitted infections (STI) and contraception requirements of service users. Pre-booked appointments will be available as well as walk-in appointments and a dedicated young people's clinic. Testing and treatment for all STIs including HIV will be provided as well as partner notification. Work around blood borne viruses will include vaccination for hepatitis. The full range of contraception will be available as well as pregnancy testing and referral for abortion services and antenatal care. The HIV Specialist Nursing Service will support complex patients and work with partners to support the early detection of infection.
- 3.4 A community programme will also be delivered. This will include targeted outreach interventions for specific groups in the community at risk of STIs and pregnancy. The service will help to improve access to clinics and raise awareness of sexual health. A campaigns programme will raise awareness to the wider community and bite size education sessions will be delivered at regular intervals to specific groups throughout the year.
- 3.5 There is a specific offer for young people, which will be delivered through pharmacies (to increase access) which will address preventing unplanned pregnancy as well as sexually transmitted infections. This will be delivered in addition to the National Chlamydia Screening Programme (NCSP) and the London C- Card condom scheme.
- 3.6 The service will be underpinned by digital innovation to enhance service delivery. This includes an electronic patient management system and a focus on self-managed care. The recommended Service Provider has a proven track record and was the first organisation in the UK to develop an integrated sexual and reproductive health service in 2007.
- 3.7 The service will be monitored quarterly in line with LBB procedures. Key Performance Indicators are wide ranging and are categorised according to the service areas. These include in clinic sexual health and contraception activity for adults and young people, HIV community nursing, the community programme of targeted outreach, campaigns and bite sized education, the young people's programme delivered in pharmacy and the digital offer. Individual indicators will be defined and confirmed with the Provider during mobilisation.
- 3.8 The mobilisation period will commence from contract award, October 2022 until contract start (1st April 2023).

4. CONTRACT AWARD RECOMMENDATION

4.1 Recommended Provider

The recommended Service Provider is detailed in the Part Two Report.

4.2 Estimated Contract Value (annual and whole life):

4.3 The total cost of the contract for the full 5 years is detailed in the Part Two report.

4.5 **Other Associated Costs:** Detailed in the Part Two report

4.6 **Proposed Contract Period:**

The contract will commence on 1st April 2023 for a period of 5 years until 31st March 2028 with the options to extend for a further two years until 31st March 2030.

4.7 The procurement followed LBB procedures. The Evaluation Panel was composed of 6 individuals – 3 from LBB, and three external colleagues with expertise in sexual health. A virtual clarification interview was held with the Evaluation Panel and the recommended Service Provider prior to the agreement of the consensus score which was above average.

5. POLICY CONSIDERATIONS

5.1 This service will meet the Council's Objectives within 'Making Bromley Even Better' by supporting the vision of making Bromley, 'a fantastic place to live and work where everyone can lead healthy, safe and independent lives'.

6. IT AND GDPR CONSIDERATIONS

6.1 The Provider will have processes in place to collect service and service user information and upload/share anonymised individual level data to specified national data collection systems.

6.2 Personal data must be protected in accordance with requirements of the UK General Data Protection Regulation (GDPR) and the Data Protection Act 2018. A data protection impact assessment (DPIA) will be completed.

6.3 As part of the Council's on-going commitment to sustaining a progressive approach to data protection and information management, the following will be evidenced:

- Privacy by design – the DPIA will be undertaken and LBB will manage all residual risk
- The Council will ensure that the contract and information sharing agreements have robust clauses relating to data management
- The Council will ensure that there is an appropriate exit strategy in relation to information retention requirements and transfer with the incumbent provider where necessary.

7. STRATEGIC PROPERTY

7.1 There are no implications for LBB estates or property.

8. PROCUREMENT RULES

8.1 This report seeks to award a contract for the provision of an Integrated Sexual Health Service to the Provider detailed in the Part 2 Report . The contract will commence on 1st April 2023 for a period of five years expiring on 31st March 2028, with the option to extend for a further period of up to two years. The estimated annual value of the Service is detailed in the Part Two report.

8.2 This is a Service contract and is covered by Schedule 2 of the Public Contract Regulations 2015, and thus the procurement was undertaken in accordance with the 'Light Touch Regime' (LTR) of these Regulations. A summary of the Consensus scores against the quality criteria are set out in paragraph 4.7 of the Part 2 report.

- 8.3 As detailed in Paragraph 4 of the Part 2 Report, only one compliant tender was received and in accordance with the Council's Contract Procedure Rule 14.4, authorisation was obtained from the Assistant Director Governance & Contracts, Director of Finance, Director of Corporate Services and Director of Public Health to proceed with the one compliant bid.
- 8.4 The tender process was carried out in line with the requirements of the Public Contract Regulations 2015, and the Council's Contract Procedure rule 8.2.1.
- 8.5 The Council's requirements for authorising an award of contract are covered in Contract Procedure Rule 16. For a Contract of the value set out in the Part 2 report, the Approval of Executive, following Agreement by the Portfolio Holder, Chief Officer, the Assistant Director of Governance & Contracts, the Director of Corporate Services and the Director of Finance.
- 8.6 In accordance with Contract Procedure Rule 2.1.2, Officers must take all necessary professional advice.
- 8.7 Following the decision, a Find A Tender Notice will be issued, and as the Contract value is over £25,000, an award notice will be published on Contracts Finder.
- 8.8 A mandatory Standstill Period will be observed in accordance with the Public Contract Regulations 2015.
- 8.9 The actions identified in this report are provided for within the Council's Contract Procedure Rules, and the proposed actions can be completed in compliance with their current content.

9. FINANCIAL CONSIDERATIONS

- 9.1 Please refer to the Part Two report.

10. PERSONNEL CONSIDERATIONS

- 10.1 There are no personnel implications arising from this report, for any employees of the London Borough of Bromley.

11. LEGAL CONSIDERATIONS

- 11.1 This report requests Members to approve the award of a contract for the Bromley Integrated Sexual Health Service to the Service Provider named in the Part Two Report for 5 years with an option to extend for up to a further two years at an estimated contract value as detailed in the Part Two report. It also requests any future contract extension or variation to be delegated to the Chief Officer in consultation with the Portfolio Holder. As the value of the award of this contract is above one million pounds then the approval of the Executive is required. The delegation of authority to the Chief Officer to extend or vary accords with the process established in CPR 23.6.4.
- 11.2 The Health and Social Care Act 2012 requires local authorities to provide access to sexual health services and the award of this contract fulfils this statutory requirement.
- 11.3 Members will note these services have been procured by use of the Light Touch Regime under the Public Contract Regulations 2015, specifically following Regulations 74 to 76. It would appear from the contents of the part 1 and part 2 reports, which set out the evaluation and award details, that the Council have carried out a fully compliant procurement exercise under the LTR. Upon tender evaluation it became evident there was only one compliant tender and the due process was followed in accord with CPR 14.4.

11.4 After contract award, a standstill period should be observed as per the Regulations. Legal Services have been instructed in this procurement and will assist officers in concluding the contractual documentation once the standstill period has expired.

Non-Applicable Sections:	[List non-applicable sections here]
Background Documents: (Access via Contact Officer)	[Title of document and date]