
Report To:	Policy & Resources Committee	Date: 16 August 2011
Report By:	Corporate Director Regeneration & Environment	Report No: SL/LA/724/11
Contact Officer:	Sharon Lang	Contact No: 01475 712112
Subject:	Use of Powers Delegated to the Chief Executive	

1.0 PURPOSE OF THE REPORT

- 1.1 The purpose of this report is to notify the Committee of all decisions taken under the powers delegated to the Chief Executive since the last ordinary meeting of the Committee.

2.0 LIST OF DECISIONS

- 2.1 The individual reports setting out details of each use of the Chief Executive's delegated powers form Appendices to this report and are summarised as follows:-

**APPENDICES
A to F**

<u>Originator</u>	<u>Subject</u>
Corporate Director Community Health & Care Partnership	Supported Living Services – Collaborative Procurement Exercise with Renfrewshire Council
Head of Organisational Development, HR & Performance	Changes to Working Practices (Local Environmental Teams and Foremen)
Head of Legal & Democratic Services	Appointment of External Officer – Disciplinary Procedures
Chief Financial Officer	Appointment of Consultants – Operating Model Review
Corporate Director Regeneration & Environment	Building Services – RCH Internal Refurbishment Contract Tender – TUPE Transfer Issues
Corporate Director Regeneration & Environment	Sail Inverclyde – Provision of Advance Funding

3.0 RECOMMENDATION

- 3.1 The Committee is asked to note the use of the powers delegated to the Chief Executive as summarised in this report.

Sharon Lang
Legal & Democratic Services

Report To:	Policy and Resources Committee	Date:	16th August 2011
Report By:	Chief Financial Officer	Report No:	FIN/72/AP/BH
Contact Officer:	Brendan Hurrell	Contact No:	Ext 2654
Subject:	Use of emergency powers to enter into a collaborative tender with Renfrewshire Council for Supported Living Services		

1.0 PURPOSE

- 1.1 To advise Committee of the use of emergency powers to participate in a collaborative procurement exercise with Renfrewshire Council for Supported Living Services.

2.0 SUMMARY

- 2.1 Renfrewshire Council have invited Inverclyde Council to participate in a tender exercise leading to a Framework for the provision of a range of Supported Living Services. These include, care and housing support within people's own homes as well as supported accommodation across the Renfrewshire Council and Inverclyde Council areas
- 2.2 At present Inverclyde Council have 13 suppliers on a framework agreement, spending a total of £5.5m per annum.. The majority of Supplier Contracts awarded under the Framework conclude in February and March 2012.
- 2.3 Renfrewshire Council spend £12.75M per annum with a similar number of suppliers. A benchmarking exercise has been completed to compare costs across the common provider to each Council and shows that Renfrewshire Council rates tend to be lower for the same service and provider in instances where spend is common to both Councils. It is hoped that providers will agree to a more competitive common rate for both Councils.
- 2.4 Renfrewshire Council are willing to lead the tender exercise which will save on the time invested by Inverclyde Council officers if this was dealt with via a standalone exercise.
- 2.5 A key consideration for social care procurement is the need for service continuity. This has been taken into account within the service analyses process in accordance with the Joint Improvement Team and Scottish Government guidance for the procurement of care and support services.
There are a limited number of capable service providers who are able to operate and deliver services within the market and this mitigates the risk in terms of change of provision. The existing framework agreements operated by Inverclyde and Renfrewshire have not had an impact on service continuity.
- 2.6 The outcome of the tendering exercise will be reported to the CHCP Sub-Committee for approval prior to any legal commitments being entered into.
- 2.7 Contract Standing Order 3.4 requires Committee approval for all collaborative contracts (Outside of Scotland Excel and Procurement Scotland) that officers propose the Council enters into. Given that Renfrewshire Council were looking to advertise the tender before Committee approval could be requested, emergency approval was required in order for Inverclyde Council to participate.

3.0 RECOMMENDATION

- 3.1 That the use of emergency powers to enter into a collaborative procurement exercise with Renfrewshire Council for Supported Living Services be noted.

Alan Puckrin
Chief Financial Officer

4.0 BACKGROUND

- 4.1 Supported Living services are currently commissioned and purchased by Social Work through a Framework Agreement established in early 2010 with 13 national and local community care service providers. This framework agreement is due to end in February/March 2012 and requires to be replaced.
- 4.2 Currently large numbers of service users, many with complex needs arising from a range of circumstances, receive support services (personal care, housing support & personal support) in their own homes through individual service contracts. It is a vital outcome of this exercise, in order to promote service user well being, that there is no sudden changes to service arrangements.
- 4.3 Renfrewshire Council's intention is to re-tender through open competition the opportunity for inclusion in a new four year framework which will cover current and any new services. All current contracts let under the current framework end under the terms of the present framework agreement at its termination.
- 4.4 Through this transition, care packages will remain, where appropriate, with the providers currently providing the individual service contract assuming they can pass bid selection criteria. Any subsequent and necessary re-provisioning of services can be managed through mini competition or by the application of direct award.
- 4.5 The framework agreement will allow commissioners to purchase support services from suitably contracted service providers in compliance with standing orders. These services will meet the high level strategic aims of Social Work to change lives, promote independent living and protect vulnerable people.
- 4.6 These objectives are in line with national policy agendas such as "Changing Lives: Report of the 21st Century Social Work Review" and "Same as You".
- 4.7 The proposed collaborative framework agreement will allow commissioners to purchase support services from suitably contracted service providers in compliance with standing orders. These services will meet the high level strategic aims of Social Work.

5.0 CONSULTATIONS

- 5.1 Consultations have taken place with the Head of Legal and Democratic Services, the Corporate Procurement Manager, the Corporate Director of the Community Health and Care Partnership and the Chief Executive, all of whom have agreed with the actions within this report.

6.0 IMPLICATIONS

6.1 Ongoing Financial Implications

Cost Centre	Budget Heading	With Effect from	Annual Impact	Virement	Comments
Housing Support	Payments to Providers	2012/13	£5.5 million		Spend will be contained in existing budgets

7.0 USE OF EMERGENCY POWERS

- 7.1 The use of emergency powers was requested in order that the tender advert could be submitted within the necessary timescale.
- 7.2 Approval was received from Councillors McKenzie, Clocherty and Brooks and the Corporate Director Education & Communities (in the absence of the Chief Executive). Subsequently the tender was advertised.