

Note to Executive 22nd June 2021

Report Title	Notification of an urgent decision taken to enable a procurement exercise to commence for the Residential Care and Nursing Care framework and Dynamic Purchasing System
Decision Maker	Special Urgency Decision
Executive member with lead responsibility	Councillor Jason Smithers Leader of the Council
Wards affected	All Wards
Accountable Director	David Watts Executive Director – Adults, Communities & Wellbeing
Originating Service	Commissioning and Performance
Accountable employee	Tracy Lockwood Interim Assistant Director – Commissioning & Performance
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1. Recommendation(s) for noting:

- 1.1 The Executive are recommended to note the urgent decision taken by the Leader of the Council and the Chair of Scrutiny Commission, in consultation with the Portfolio Lead for Adults, Health and Wellbeing and underwritten advisement from the Chief Executive, Monitoring Officer or S151 officer, using their powers under the special urgency provisions at section 6 of the Council's Constitution, in order to:
 - a) Approve the described approach to procure the Older Person's Residential and Nursing Care Dynamic Purchasing System (DPS) for a period of 1 year from 01 September 2021 until 31 August 2022 using the Light Touch Regime (CPR 2015); and

b) Delegate this activity to the Executive Director for Adults, Communities and Wellbeing in consultation with the Portfolio Lead for Adults, Health and Wellbeing

2. Purpose

2.1. To notify the Executive of the urgent decision taken in order to enable the commencement of procurement exercise to re-tender a short-term Dynamic Purchasing System DPS due to exceedingly tight timescales that meant it was not possible to bring the decision to the first formal Executive meeting of the new council.

3. Background

3.1. Full detail of the decision and rationale is attached within the urgent decision report.

3.2. The decision took place on 27 May 2021, in order for the procurement exercise to commence on 01 June 2021.

3.3. The decision was taken during a Teams virtual meeting space and included the following:

- Cllr Jason Smithers, Leader of the Council
- Cllr Wendy Brackenbury, Chair of Scrutiny Commission
- Cllr Helen Harrison, Portfolio Lead for Adults Health and Wellbeing
- Rob Bridge, Chief Executive
- David Watts (**presenting**), Executive Director for Adults, Communities and Wellbeing

3.4. **Outcome:** The decisions, following presentation and discussion, were unanimously agreed.

4. Reasons for Special Urgency

4.1. A full rationale is set out in the attached report, however in summary the decision was required as the first formal of the meeting of the Executive was not taking place until 16 June 2021 and the procurement exercise needed to commence on 01 June 2021 to enable the procurement to be concluded with sufficient time to implement the short term DPS from 01 September 2021.

5. Evaluation of alternative options

5.1. As detailed in the attached report

6. Financial implications

6.1. As detailed in the attached report

7. Legal Implications

7.1. As detailed in the attached report

8. Background papers

8.1. NNC Special Urgency decision report (attached)