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Tender

## **Mental Health Treatment Requirements (MHTRs) in Avon on behalf of NHS England and NHS Improvement (NHSE/I) South West**

The NHS Commissioning Board operating as NHS England

F21: Social and other specific services – public contracts

Contract notice

Notice identifier: 2021/S 000-030584

Procurement identifier (OCID): ocds-h6vhtk-02feef

Published 8 December 2021, 5:04pm

### **Section I: Contracting authority**

#### **I.1) Name and addresses**

The NHS Commissioning Board operating as NHS England

South Plaza, Marlborough Street

BRISTOL

BS13NX

#### **Contact**

Evan Williams

#### **Email**

[Scwcsu.procurement@nhs.net](mailto:Scwcsu.procurement@nhs.net)

#### **Country**

United Kingdom

**NUTS code**

UKK11 - Bristol, City of

**Internet address(es)**

Main address

<https://in-tendhost.co.uk/scwcsu.aspx/ProjectManage/1431>

Buyer's address

<https://in-tendhost.co.uk/scwcsu.aspx/ProjectManage/1431>

**I.3) Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://in-tendhost.co.uk/scwcsu.aspx/ProjectManage/1431>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://in-tendhost.co.uk/scwcsu.aspx/ProjectManage/1431>

**I.4) Type of the contracting authority**

Body governed by public law

**I.5) Main activity**

Health

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## **Section II: Object**

### **II.1) Scope of the procurement**

#### **II.1.1) Title**

Mental Health Treatment Requirements (MHTRs) in Avon on behalf of NHS England and NHS Improvement (NHSE/I) South West

Reference number

WA12103

#### **II.1.2) Main CPV code**

- 85100000 - Health services

#### **II.1.3) Type of contract**

Services

#### **II.1.4) Short description**

NHS England and NHS Improvement South East (the Commissioner) seeks to commission Mental Health Treatment Requirements (MHTRs) Services in Avon.

Initially, the commissioner is seeking a provider who can deliver MHTRs focussing on Bristol Magistrates Court.

MHTRs form part of the wider Community Sentence Treatment Requirements (CSTRs) Programme which is a partnership between the Ministry of Justice (MoJ), Department of Health and Social Care (DHSC), NHS England and NHS Improvement (NHSE/I), Public Health England (PHE) and Her Majesty's Prison and Probation Service (HMPPS).

MHTR in the context of the CSTR programme is intended for the sentencing of individuals convicted of an offence(s) which has crossed the community order sentencing threshold and may be used as an alternative to short custodial sentences for individuals who may have range of mental health, personality disorder and psychological issues/vulnerabilities which do not require forensic or secondary care treatment.

The financial envelope outlined in this notice relates to delivering MHTRs primarily to Bristol Magistrates Court only.

During the life of the contract, it is likely that the Commissioner will wish to work with the successful provider to 'scale up' the service in order to deliver MHTRs to other

Magistrates and Crown Courts across Avon. The additional activity is not guaranteed at this time.

The timing and funding for the scale up will be agreed with the provider based on operational capacity and subject to availability of funding.

This procurement is being carried out by NHS South, Central and West Commissioning Support Unit (SCW) on behalf of the Commissioners.

#### **II.1.5) Estimated total value**

Value excluding VAT: £780,000

#### **II.1.6) Information about lots**

This contract is divided into lots: No

### **II.2) Description**

#### **II.2.2) Additional CPV code(s)**

- 85100000 - Health services

#### **II.2.3) Place of performance**

NUTS codes

- UKK - South West (England)

#### **II.2.4) Description of the procurement**

NHS England and NHS Improvement South East (the Commissioner) seeks to commission Mental Health Treatment Requirements (MHTRs) Services in Avon.

Initially, the commissioner is seeking a provider who can deliver MHTRs focussing on Bristol Magistrates Court.

MHTRs form part of the wider Community Sentence Treatment Requirements (CSTRs) Programme which is a partnership between the Ministry of Justice (MoJ), Department of Health and Social Care (DHSC), NHS England and NHS Improvement (NHSE/I), Public Health England (PHE) and Her Majesty's Prison and Probation Service (HMPPS).

The CSTR Programme aims to develop pathways to enable and facilitate the increased use of all three treatment requirements:

- Mental Health Treatment Requirements (MHTRs)

- Drug Rehabilitation Requirements (DRRs)
- Alcohol Treatment Requirements (ATRs)

ATRs and DRRs in Avon are outside the scope of this procurement, beyond the co-ordination of CSTRs for combined orders. However, there is an expectation that MHTR and ATR & DTR providers will work closely together in the best interests of the service user, especially where it can be identified that a combined order is the best outcome.

MHTR in the context of the CSTR programme is intended for the sentencing of individuals convicted of an offence(s) which has crossed the community order sentencing threshold and may be used as an alternative to short custodial sentences for individuals who may have range of mental health, personality disorder and psychological issues/vulnerabilities which do not require forensic or secondary care treatment.

The aims of the service are to:

- Increase the proportion of offenders with mental health issues for whom an effective mental health treatment plan is in place.
- Reduce re-offending by addressing the underlying causes of offending behaviour.
- Prevent custodial sentences (especially short ones), by offering robust community treatment options.
- Provide tailored mental health support to the most vulnerable offenders. Individuals supported by pilot sites included those who suffered from post-traumatic stress, trauma, bipolar, personality and phobia disorders, psychosis and ASD.

Contracts will be for an initial term of 2 years, with a possible extension of a further one year, as defined and at the discretion of the Commissioner.

The substantive/initial financial envelope relates to delivering an indicative volume of 160 MHTRs annually, primarily to Bristol Magistrates Court.

The Commissioner has a maximum financial envelope of £162,500 per annum for this element.

Services are planned to commence on 01 August 2022.

During the life of the contract, it is likely that the Commissioner will wish to work with the successful provider to 'scale up' the service in order to deliver MHTRs to other Magistrates and Crown Courts across Avon. The additional activity is not guaranteed at this time.

The timing and funding for the scale up will be agreed with the provider based on operational capacity and availability of partnership funding.

The total potential maximum contract value for the 3 year contract (including 1 year extension option and potential scale up) is £780,000.

Further information in regard to the potential 'scale up' of delivery, including indicative activity and budgets, is detailed within the Invitation to Tender document.

#### **II.2.6) Estimated value**

Value excluding VAT: £780,000

#### **II.2.7) Duration of the contract or the framework agreement**

Duration in months

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## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Form of procedure**

Open procedure

#### **IV.1.11) Main features of the award procedure**

Most Economically Advantages Tender

### **IV.2) Administrative information**

#### **IV.2.2) Time limit for receipt of tenders or requests to participate**

Date

21 January 2022

Local time

12:00pm

#### **IV.2.4) Languages in which tenders or requests to participate may be submitted**

English

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## **Section VI. Complementary information**

### **VI.3) Additional information**

Interested providers will be able to view this notice via the 'current tenders' list on the e-procurement system In-Tend, available on the following link: <https://in-tendhost.co.uk/scwcsu/aspx/ProjectManage/1431>

In order to submit a bid, you will need to be registered on the e-procurement system, 'express an interest' and 'Opt in', then complete a response as specified within the procurement documents.

On registration, please include at least two contacts to allow for access to the system in times of absence.

The services are healthcare services falling within Schedule 3 to the Public Contracts

Regulations 2015 ("the Regulations"), which are not subject to the full regime of the Regulations, but are instead governed by the "Light Touch Regime" contained within Chapter 3, Section 7 of the Regulations (Regulations 74 to 77).

The tendering process will be conducted in accordance with the requirements and flexibilities provided by Articles 74 to 76 of the Directive, and Regulations 74 to 76 of the Regulations. The Authority will run a transparent tender process, treating all Bidders equally. For the avoidance of doubt, the Authority will not be bound by the Regulations or any other regulations or legislation except for the specific parts or circumstances that apply to the procurement of these Services.

Neither the inclusion of a Bidder selection stage, nor the use of any language or terms found in the Directive or Regulations, nor the description of the procedure voluntarily adopted by the Authority ("Open", "Restricted", "Competitive Procedure with Negotiation", "Competitive Dialogue" or any other description), nor any other indication, shall be taken to mean that the Authority intends to hold itself bound by the Directive or Regulations, save by the provisions applicable to services coming within the scope of Annex XIV of the Directive / Schedule 3 of the Regulations.

The Contracting Authority intends to voluntarily observe the award decision notices provisions and 10 day standstill period described in Regulation 86 of the Regulations.

## **VI.4) Procedures for review**

### **VI.4.1) Review body**

High Court in London

London

Country

United Kingdom