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Tender

## **Mental Health Treatment Requirements (MHTRs) in the South East on behalf of NHS England South East**

The NHS Commissioning Board operating as NHS England

F21: Social and other specific services – public contracts

Contract notice

Notice identifier: 2022/S 000-031302

Procurement identifier (OCID): ocids-h6vhtk-037f5e

Published 4 November 2022, 4:38pm

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

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

The NHS Commissioning Board operating as NHS England

Premier House, 60 Caversham Road

Reading

RG1 7EB

#### **Contact**

Evan Williams

#### **Email**

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

#### **Country**

United Kingdom

**Region code**

UKJ11 - Berkshire

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

<https://health-family.force.com/s/Welcome>

**I.3) Communication**

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

<https://health-family.force.com/s/Welcome>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://health-family.force.com/s/Welcome>

**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 the South East on behalf of NHS England South East

Reference number

C106817

#### II.1.2) Main CPV code

- 85000000 - Health and social work services

#### II.1.3) Type of contract

Services

#### II.1.4) Short description

NHS England South East (the Commissioner) seeks to commission Mental Health Treatment Requirements (MHTRs) Services across the South East. This forms 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 (NHSE), Public Health England (PHE) and His 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.

Contracts will be for an initial term of 3 years, with a possible extension of a further three years, as defined and at the discretion of the Commissioner. Services are planned to commence on 01 July 2023.

The procurement exercise is split into 4 Lots with the corresponding 3 year initial term maximum contract values.

Lot 1: Southampton Courts (Crown and Magistrates Court) & Portsmouth Combined Court Centre (Crown and Magistrates Court) - £1,395,000

Lot 2: High Wycombe Magistrates Court - £615,000

Lot 3: Guildford Courts (Crown and Magistrates Court) - £900,000

Lot 4: Brighton Magistrates Court - £1,290,000

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

Value excluding VAT: £8,400,000

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

This contract is divided into lots: Yes

Tenders may be submitted for all lots

## **II.2) Description**

### **II.2.1) Title**

Mental Health Treatment Requirements (MHTRs) for Southampton Courts (Crown and Magistrates Court) & Portsmouth Combined Court Centre (Crown and Magistrates Court)

Lot No

1

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

- 85000000 - Health and social work services

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

NUTS codes

- UKJ3 - Hampshire and Isle of Wight

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

NHS England South East (the Commissioner) seeks to commission Mental Health Treatment

Requirements (MHTRs) Services for Southampton Courts (Crown and Magistrates Court) & Portsmouth Combined Court Centre (Crown and Magistrates Court). This forms 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 (NHSE), 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 the South East 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.

Secondary MHTRs are outside the scope of this service specification and should be provided through locally commissioned frameworks for secondary care. Primary MHTRs are the sole focus of this service specification. Treatment should thereby be provided by a suitable

trained and experienced team of practitioners, for individuals who do not meet the criteria for secondary mental health treatment.

Contracts will be for an initial term of 3 years, with a possible extension of a further three years, as defined and at the discretion of the Commissioner. Services are planned to commence on 01 July 2023.

The 3 year initial term maximum contract value for this Lot is £1,395,000.

Interested providers will be able to view this opportunity via the 'Live Opportunities' list on the e-procurement system, Atamis, available on the following link: <https://health-family.force.com/s/Welcome>

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

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

Value excluding VAT: £2,790,000

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

Duration in months

72

## **II.2.14) Additional information**

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).

## **II.2) Description**

### **II.2.1) Title**

Mental Health Treatment Requirements (MHTR) for High Wycombe Magistrates Court

Lot No

2

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

- 85000000 - Health and social work services

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

NUTS codes

- UKJ13 - Buckinghamshire CC

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

NHS England and NHS Improvement South East (the Commissioner) seeks to commission NHS England South East (the Commissioner) seeks to commission Mental Health Treatment Requirements (MHTRs) Services for High Wycombe Magistrates Court. This forms 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 (NHSE), 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 the South East 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.

Secondary MHTRs are outside the scope of this service specification and should be provided through locally commissioned frameworks for secondary care. Primary MHTRs are the sole focus of this service specification. Treatment should thereby be provided by a suitable trained and experienced team of practitioners, for individuals who do not meet the criteria for secondary mental health treatment.

Contracts will be for an initial term of 3 years, with a possible extension of a further three years, as defined and at the discretion of the Commissioner. Services are planned to commence on 01 July 2023.

The 3 year initial term maximum contract value for this Lot is £615,000.

Interested providers will be able to view this opportunity via the 'Live Opportunities' list on the e-procurement system, Atamis, available on the following link: <https://health-family.force.com/s/Welcome>

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

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

Value excluding VAT: £1,230,000

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

Duration in months

72

## **II.2.14) Additional information**

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).



## **II.2) Description**

### **II.2.1) Title**

Mental Health Treatment Requirements (MHTR) for Guildford Courts (Crown and Magistrates Court)

Lot No

3

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

- 85000000 - Health and social work services

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

NUTS codes

- UKJ25 - West Surrey

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

NHS England South East (the Commissioner) seeks to commission Mental Health Treatment Requirements (MHTRs) Services for Guildford Courts (Crown and Magistrates Court). This forms 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 (NHSE), 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 the South East 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.

Secondary MHTRs are outside the scope of this service specification and should be provided through locally commissioned frameworks for secondary care. Primary MHTRs are the sole focus of this service specification. Treatment should thereby be provided by a suitable trained and experienced team of practitioners, for individuals who do not meet the criteria for secondary mental health treatment.

Contracts will be for an initial term of 3 years, with a possible extension of a further three years, as defined and at the discretion of the Commissioner. Services are planned to commence on 01 July 2023.

The 3 year initial term maximum contract value for this Lot is £900,000.

Interested providers will be able to view this opportunity via the 'Live Opportunities' list on the e-procurement system, Atamis, available on the following link: <https://health-family.force.com/s/Welcome>

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

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

Value excluding VAT: £1,800,000

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

Duration in months

72

## **II.2.14) Additional information**

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).

## **II.2) Description**

### **II.2.1) Title**

Mental Health Treatment Requirements (MHTR) for Brighton Magistrates Court

Lot No

4

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

- 85000000 - Health and social work services

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

NUTS codes

- UKJ21 - Brighton and Hove

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

NHS England South East (the Commissioner) seeks to commission Mental Health Treatment Requirements (MHTRs) Services for Brighton Magistrates Court. This forms 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 (NHSE), 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 the South East 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.

Secondary MHTRs are outside the scope of this service specification and should be provided through locally commissioned frameworks for secondary care. Primary MHTRs are the sole focus of this service specification. Treatment should thereby be provided by a suitable trained and experienced team of practitioners, for individuals who do not meet the criteria for secondary mental health treatment.

Contracts will be for an initial term of 3 years, with a possible extension of a further three years, as defined and at the discretion of the Commissioner. Services are planned to commence on 01 July 2023.

The 3 year initial term maximum contract value for this Lot is £1,290,000.

Interested providers will be able to view this opportunity via the 'Live Opportunities' list on

the e-procurement system, Atamis, available on the following link: <https://health-family.force.com/s/Welcome>

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

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

Value excluding VAT: £2,580,000

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

Duration in months

72

#### **II.2.14) Additional information**

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).

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## **Section IV. Procedure**

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

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

Open procedure

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

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

Date

12 December 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**

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