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Award

## **Enhanced Substance Misuse Family Support Service**

Derby City Council

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-034899

Procurement identifier (OCID): ocds-h6vhtk-038c29

Published 9 December 2022, 11:15am

### **Section I: Contracting authority/entity**

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

Derby City Council

Corporation Street

Derby

DE12FS

#### **Contact**

Linda Spiby

#### **Email**

[procurement@derby.gov.uk](mailto:procurement@derby.gov.uk)

#### **Telephone**

+44 1332643274

#### **Country**

United Kingdom

**Region code**

UKF11 - Derby

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

[www.derby.gov.uk](http://www.derby.gov.uk)

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

Regional or local authority

**I.5) Main activity**

General public services

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## **Section II: Object**

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

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

Enhanced Substance Misuse Family Support Service

Reference number

TD1956

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

- 90743200 - Toxic substances rehabilitation services

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

Services

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

Provision of an Enhanced Substance Misuse Family Support Service in Derby.

The Council intends to enter into an agreement to provide the Enhanced Substance Misuse Family Support Service for the period of 3 years with option to extend for 2 years subject to performance and budgetary approval.

500000GBP per annum , Total 2500000GBP over 5 years

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

This contract is divided into lots: No

#### **II.1.7) Total value of the procurement (excluding VAT)**

Value excluding VAT: £2,500,000

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

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

NUTS codes

- UKF11 - Derby

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

The primary purpose of this service is to provide an Enhanced Substance Misuse Family Support Service to families (adults, children and young people) affected by substance misuse who reside in the city of Derby as defined by the catchment area utilised by Derby City Council.

The Substance Misuse Young Person's and Family support model will be embedded within the wider Children and Young Person's offer for the city and is underpinned by robust partnership working and appropriate information sharing. A continuum of family focused interventions will be available to families affected by substance misuse which are strengths based, solution focused, trauma informed and empowering of recovery. These principles will underpin all aspects of service delivery and will aim to:

- Reduce the level of harm caused to children and families as a result of parental substance misuse.
- Improve parenting ability and family functioning to reduce family breakdown and the removal of children from the family home.
- Mitigate against adverse childhood experiences resulting from substance misuse and prevent the escalation of substance misuse in young people.
- Provide expert knowledge and advice linking substance misuse and children's services.
- Deliver high quality and safe care which has a whole family approach, offering personalised opportunities for those using drugs and/or alcohol to move towards sustained recovery.
- Deliver a recovery focused service which supports families to attain a good standard of health and wellbeing and achieve a drug free life and/or achieve abstinence from alcohol or controlled drinking.
- Provide non-judgmental, trauma informed, services that are fair and equitable providing good access to all and delivering a range of interventions which are evidence based, cost-effective and are responsive to client need.
- Engage families from a range of diverse and under-reached communities and deliver interventions which are culturally appropriate and tailored to the specific needs of families.

In addition to the above aims the service will also contribute to the following for Derby City Council:

- Service delivery in line with the conditions of Public Health Grant allocation in respect of substance misuse (section 31(4) of the Local Government Act 2003)
- The duty to improve public health and address inequalities (steps considered appropriate for improving the health of the people in its area) (Health & Social Care Act 2012, s.12)
- Delivery of drug and alcohol treatment as a statutory requirement under the Crime and Disorder Act 1998 (un-repealed) in accordance with the Council's Constitution.
- Delivery of a world-class treatment and recovery system as detailed in the national drug strategy From Harm to Hope: A 10-year drugs plan to cut crime and save lives (H.M. Government 2022) and the Dame Carol Black Independent Review of Drugs part two: prevention, treatment, and recovery.
- Delivery against Joined Up Care Derbyshire and the Health and Wellbeing Boards objectives in respect of reducing alcohol related harm.

#### **II.2.11) Information about options**

Options: Yes

Description of options

Further 2 x 12 month extensions to a maximum contract period of 5 years

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

The Council will observe a 10 day standstill period from the publication of this notice.

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## Section IV. Procedure

### IV.1) Description

#### IV.1.1) Type of procedure

Negotiated without a prior call for competition

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons
- Extreme urgency brought about by events unforeseeable for the contracting authority
- New works/services, constituting a repetition of existing works/services

Explanation:

Negotiated without a prior call for competition

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
  - Cost of change is prohibitive for new providers
- Extreme urgency brought about by events unforeseeable for the contracting authority
- New works/services, constituting a repetition of existing works/services

Explanation:

We are awarding the contract without prior publication under paragraphs 2(b)(ii), 2(c) and 9 of Article 32 of Directive 2014/24/EU.

The technical reason (2(b)(ii)) is that there will be significant cost and inconvenience to the Authority and economic operators associated with tendering for the following reasons:

- The service requires premises within Derby to operate from that have sufficient capacity to allow for 1:1 counselling sessions and group activities simultaneously
- These premises must also include staff offices and secure reception areas
- Established bases with equipment are already in the community - at contract handover

new premises will need to be negotiated with wide ranging stakeholders causing inconvenience to service users and additional cost for the Council and economic operators

- The current economic operator holds personal and sensitive data on service users which will need to be transferred to a new economic operator and transferred again at the end of the contract, increasing the risk of loss or breach of data
- Under TUPE legislation the current economic operator's staff are entitled to transfer to the new economic operator

Cost of change is therefore prohibitive for new providers.

The urgency(2(c)) has been brought about as a result of:

- Delays in establishing the Provider Selection Regime (PSR) after the establishment of Integrated Care Boards - all stakeholders expected PSR to have been established mid 2022 therefore not expecting a tender

This service is a statutory requirement of the council therefore service provision must be maintained, a new contract can be put in place - a gap in service provision would break the law.

In accordance with paragraph 9 of Article 32 of Directive 2014/24/EU the new contract will provide identical services to those being delivered by the economic operator under their current contract, which was procured in accordance with Article 26 of Directive 2014/24/EU.

The service provider forms part of the local integrated care system and thereby being part of the local health economy that needs stability after the recent turmoil of the pandemic, changes to legislation and the economic crisis. Therefore, direct award also prevents further instability in the market.

#### **IV.1.8) Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: Yes

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## **Section V. Award of contract/concession**

A contract/lot is awarded: Yes

### **V.2) Award of contract/concession**

#### **V.2.1) Date of conclusion of the contract**

2 December 2022

#### **V.2.2) Information about tenders**

The contract has been awarded to a group of economic operators: No

#### **V.2.3) Name and address of the contractor/concessionaire**

Aquarius Action Projects

236 Bristol Road

Birmingham

B5 7SL

Country

United Kingdom

NUTS code

- UKG31 - Birmingham

Companies House

02427100

The contractor/concessionaire is an SME

No

#### **V.2.4) Information on value of contract/lot/concession (excluding VAT)**

Total value of the contract/lot/concession: £2,500,000



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## **Section VI. Complementary information**

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

The Council will observe a 10 day standstill period from the publication of this notice.

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

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

Derby City Council

Council House

Derby

DE1 2FS

Country

United Kingdom