

LONDON BOROUGH OF CROYDON

To: all Members of the Council (via e-mail)
Access Croydon, Town Hall Reception

PUBLIC NOTICE OF KEY DECISIONS MADE BY THE CABINET MEMBER FOR FAMILIES, HEALTH & SOCIAL CARE ON 27 NOVEMBER 2017

In accordance with the Scrutiny and Overview Procedure Rules, the following decisions may be implemented from **1300 hours on 11 December 2017** unless referred to the Scrutiny and Overview Committee:

The following apply to each decision listed below

Reasons for these decisions: are contained in the Part A reports on the website
<https://democracy.croydon.gov.uk/documents/s4134/Background%20paper%20-%20Community%20Equipment%20Dynamic%20Purchasing%20System%202%20Part%20A%20report.pdf>
<https://democracy.croydon.gov.uk/documents/s4137/Background%20paper%20-%20Community%20Equipment%20Dynamic%20Purchasing%20System%203%20Part%20A%20report.pdf>

Other options considered and rejected: are contained in the Part A reports on the website
<https://democracy.croydon.gov.uk/documents/s4134/Background%20paper%20-%20Community%20Equipment%20Dynamic%20Purchasing%20System%202%20Part%20A%20report.pdf>
<https://democracy.croydon.gov.uk/documents/s4137/Background%20paper%20-%20Community%20Equipment%20Dynamic%20Purchasing%20System%203%20Part%20A%20report.pdf>

Details of conflicts of Interest declared by the decision maker: none

The Leader of the Council has delegated to the Cabinet Member the power to make the decisions set out below.

KEY DECISION REFERENCE NO.: 4017FHSC
**Decision Title: Community Equipment Dynamic Purchasing System 2
(Paediatric & Young Adults Equipment) – Award Report**

Having carefully read and considered the Part A and B reports, including the requirements of the Council's public sector equality duty in relation to the issues detailed in the body of the report, the Cabinet Member for Families, Health & Social Care in consultation with the Cabinet Member for Finance and Treasury has

RESOLVED to:

(1) approve the establishment and use of DPS 2 (Paediatric & Young Adults Equipment) at a maximum estimated value of £1,696,790 for the Council for a period of seven (7) years, plus a three (3) year extension period (maximum term of ten (10) years);

(2) approve the award of contracts for DPS 2, following conducting a mini-competition for a period of 36 months, to the contractors and upon the terms detailed in the associated Part B report;

(3) to note that, (where applicable) and, in accordance with Regulation 27 of the Council's Tenders and Contracts Regulations, all future individual call-offs in relation to DPS 2, be delegated to the Director of Commissioning & Improvement for call-off contracts up to £500,000 in value, without the prior endorsement of of the Contracts and Commissioning Board. Where call-off contracts are awarded in accordance with this paragraph 1.3, a quarterly report will then be made available to Contracts and Commissioning Board setting out the detail of such call-off contracts awarded during the preceding quarter.

KEY DECISION REFERENCE NO.: 4117FHSC

Decision Title: Community Equipment Dynamic Purchasing System 3 (Simple Aids) – Award Report

Having carefully read and considered the Part A and B reports, including the requirements of the Council's public sector equality duty in relation to the issues detailed in the body of the report, the Cabinet Member for Families, Health & Social Care in consultation with the Cabinet Member for Finance and Treasury has

RESOLVED to:

(1) approve the establishment and use of DPS 3 (Simple Aids) at a maximum estimated value of £4,674,381 for the Council for a period of seven (7) years, plus a three (3) year extension period (maximum term of ten (10) years).

(2) approve the award of contracts for DPS 3, following conducting a mini-competition for a period of 24 months, to the contractors and upon the terms detailed in the associated Part B report.

(3) note that, (where applicable) and, in accordance with Regulation 27 of the Council's Tenders and Contracts Regulations, all future individual call-offs in relation to DPS 3, be delegated to the Director of Commissioning & Improvement for call-off contracts up to £500,000 in value, without the prior endorsement of of the Contracts and Commissioning Board. Where call-off contracts are awarded in accordance with this paragraph 1.3, a quarterly report will then be made available to Contracts and Commissioning Board setting out the detail of such call-off contracts awarded during the preceding quarter.

Scrutiny Referral/Call-in Procedure

1. The decisions may be implemented **1300 hours on 11 December 2017** (5 working days after the decisions were made) unless referred to the Scrutiny and Overview Committee.
2. The Director of Law and Monitoring Officer shall refer the matter to the Scrutiny and Overview Committee if so requested by:-
 - i) the Chair or Deputy Chair of the Scrutiny and Overview Committee and 4 members of that Committee; or
 - ii) 20% of Council Members (14)
3. The referral shall be made on the approved pro-forma (*attached*) which should be submitted electronically or on paper to Jim Simpson by the deadline stated in this notice. Verification of signatures may be by individual e-mail, fax or by post. A decision may only be subject to the referral process once.
4. The Call-In referral shall be completed giving:
 - i) The grounds for the referral
 - ii) The outcome desired
 - iii) Information required to assist the Scrutiny and Overview Committee to consider the referral
 - iv) The date and the signatures of the Councillors requesting the Call-In
5. The decision taker and the relevant Chief Officer(s) shall be notified of the referral who shall suspend implementation of the decision.
6. The referral shall be considered at the next scheduled meeting of the Scrutiny & Overview Committee unless, in view of the Director of Law and Monitoring Officer, this would cause undue delay. In such cases the Director of Law and Monitoring Officer will consult with the decision taker and the Chair of Scrutiny and Overview to agree a date for an additional meeting. The Scrutiny & Overview Committee may only decide to consider a maximum of 3 referrals at any one meeting.
7. At the Scrutiny & Overview Committee meeting the referral will be considered by the Committee which shall determine how much time the Committee will give to the call in and how the item will be dealt with including whether or not it wishes to review the decision. If having considered the decision there are still concerns about the decision then the Committee may refer it back to the decision taker for reconsideration, setting out in writing the nature of the concerns.
8. The Scrutiny and Overview Committee may refer the decision to Full Council if it considers that the decision is outside of the budget and policy framework of the Council.
9. If the Scrutiny and Overview Committee decides that no further action is necessary then the decision may be implemented.

10. The Full Council may decide to take no further action in which case the decision may be implemented.
11. If the Council objects to the decision it can nullify the decision if it is outside of the policy framework and/or inconsistent with the budget.
12. If the decision is within the policy framework and consistent with the budget, the Council will refer any decision to which it objects together with its views on the decision. The decision taker shall choose whether to either amend / withdraw or implement the original decision within 10 working days or at the next meeting of the Cabinet of the referral from the Council.
13. The response shall be notified to all Members of the Scrutiny and Overview Committee
14. If either the Council or the Scrutiny and Overview Committee fails to meet in accordance with the Council calendar or in accordance with paragraph 6 above, then the decision may be implemented on the next working day after the meeting was scheduled or arranged to take place.
15. URGENCY: The referral procedure shall not apply in respect of urgent decisions. A decision will be urgent if any delay likely to be caused by the referral process would seriously prejudice the Council's or the public's interests. The record of the decision and the notice by which it is made public shall state if the decision is urgent and therefore not subject to the referral process.

Signed: Director of Law and Monitoring Officer

Date: 1 December 2017

Contact Officers: jim.simpson@croydon.gov.uk;
victoria.lower@croydon.gov.uk

PROFORMA

REFERRAL OF A KEY DECISION TO THE SCRUTINY AND OVERVIEW COMMITTEE

For the attention of: Jim Simpson, Democratic Services & Scrutiny
e-mail to jim.simpson@croydon.gov.uk
and james.haywood@croydon.gov.uk

Meeting:
Meeting Date:
Agenda Item No:

Reasons for referral:

- i) The decision is outside of the Policy Framework
- ii) The decision is inconsistent with the budget
- iii) The decision is inconsistent with another Council Policy
- iv) Other: Please specify:

The outcome desired:

Information required to assist the Scrutiny and Overview Committee to consider the referral:

Signed:

Date:

Member of _____ Committee