



Reference No: 2022-0001

THE POLICE & CRIME COMMISSIONER FOR CLEVELAND

DECISION RECORD FORM

Request: For the Police and Crime Commissioner to approve the recommendation for a preferred bidder for the Custody Healthcare Service.

Title: Procurement report for the Commissioning of a Custody Healthcare Service Update

Executive Summary:

Under Code C of the Police and Criminal Evidence Act 1984, the organisation has a duty to provide clinical treatment and attention to ensure detainee safety.

In 2007 a £35m contract over 10 years was entered into with Reliance (now Tascor) to deliver Custody and Medical Services; delivering non cashable savings of £2,074,000. During the contract Term the current provider made a decision to cease direct delivery of medical services as it was no longer part of their core business and the medical services contract was sub-contracted to Care and Custody (Health).

In June 2017 when the contract term ended, it was considered appropriate due to changes in the market for the Custody Support Contract and Medical Services should be tendered separately.

Following a Competitive Tender Exercise a contract was awarded to Mitie Care and Custody for a period of 3 years with an option to extend for 2 years. The current contract will reach the end of its maximum 5 year term at the end of June 2022.

A decision was approved in March 2022 (DRF 2022-0007832 refers) following the procurement exercise to award a replacement contract for the Custody Healthcare Service, however a challenge was received.

Following advice from outside counsel a decision was taken to re-evaluate the bids.

Details of the Procurement Process are included in the appended report.

Decision:

2.1 That the Police and Crime Commissioner note the procurement process used to appoint a contract for the Custody Healthcare Service.

2.2 The Police and Crime Commissioner accept the recommendation of the Evaluation Team to award the contract to Bidder 2.

OPCC Lead Officer: Amanda Wilkinson

Contractor Details (if applicable): Mitie Care and Custody

Implications:

Has consideration been taken of the following:	Yes	No
Financial	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Legal	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Equality & Diversity	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Human Rights	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sustainability	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Risk	<input checked="" type="checkbox"/>	<input type="checkbox"/>

(If yes please provide further details below)

Decision Required – Supporting Information

Financial Implications: (Must include comments of the PCC's Chief Finance Officer where the decision has financial implications)

An estimated budget of for this contract is as follows:

Contract Year	Budget
1	£798,800
2	£814,800
3	£830,800
4	£830,800
5	£830,800
Total	£4,106,000

Bidder 2 has submitted the following contract prices:

Contract Year	Annual Price
1	£778,574.11
2	£756,867.12
3	£771,943.27
4	£787,382.13
5	£803,129.77
Total	£3,897,896.40

Therefore there are savings of:

Contract Year	Annual Price
1	£20,225.89
2	£57,932.88
3	£58,856.73
4	£43,417.87
5	£27,670.23
Total	£208,103.60

Legal Implications: (Must include comments of the Monitoring Officer where the decision has legal implication)

Having read the updated procurement report and considered the information provided at the time of being asked to express this view, the Monitoring Officer is satisfied that this report does not ask the Police and Crime Commissioner to make a decision which would (or would likely to) give rise to a contravention of the law.

Equality and Diversity Implications

Diversity and Equality Implications have been considered as part of this tender and specification development.

Human Rights Implications

There are no Human Rights Act implications arising from this report.

Sustainability Implications

Social Value Questions and Sustainability were included within the scored area of the tender. No implications arise from this procurement.

Risk Management Implications

There is a risk that the bidder who challenged the award originally continues to challenge the tender outcome, however the re-evaluation process has been totally independent with additional evaluators and the introduction of a moderator who have all recently been trained. In addition, the evaluation has been quality assured by outside counsel.

OFFICER APPROVAL

Monitoring Officer

I have been consulted about the decision and confirm that financial, legal, and equalities advice has been taken into account. I am satisfied that this is an appropriate request to be submitted to the Police and Crime Commissioner.

Signed



Date 06.07.2022

Police and Crime Commissioner:

The above request HAS my approval.

Signed



Date 06/07/22

