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COMMISSIONING PARTNERSHIP BOARD Agenda

Date	Thursday 30 January 2020
Time	1.00 pm
Venue	Lees Suite, Civic Centre, Oldham, West Street, Oldham, OL1 1NL
Notes	<p>1. DECLARATIONS OF INTEREST- If a Member requires advice on any item involving a possible declaration of interest which could affect his/her ability to speak and/or vote he/she is advised to contact Paul Entwistle or Mark Hardman at least 24 hours in advance of the meeting.</p> <p>2. CONTACT OFFICER for this agenda is Mark Hardman Tel. 0161 770 5151 or email constitutional.services@oldham.gov.uk</p> <p>3. PUBLIC QUESTIONS - Any Member of the public wishing to ask a question at the above meeting can do so only if a written copy of the question is submitted to the contact officer by 12 noon on Monday, 27 January 2020</p> <p>4. FILMING - The Council, members of the public and the press may record / film / photograph or broadcast this meeting when the public and the press are not lawfully excluded. Any member of the public who attends a meeting and objects to being filmed should advise the Constitutional Services Officer who will instruct that they are not included in the filming.</p>

Please note that anyone using recording equipment both audio and visual will not be permitted to leave the equipment in the room where a private meeting is held.

Recording and reporting the Council's meetings is subject to the law including the law of defamation, the Human Rights Act, the Data Protection Act and the law on public order offences.

MEMBERSHIP OF THE COMMISSIONING PARTNERSHIP BOARD

Councillors Chadderton, Chauhan, Fielding and Shah
CCG Mike Barker, Graham Foulkes, Ben Galbraith, Dr. Mudiyr Gopi, Dr. Shelley Grumbridge, Majid Hussain, Helen Lockwood, Dr. Ian Milnes, Nadia Baig, Dr. John Patterson, Claire Smith, Rebekah Sutcliffe, Dr. Andrew Vance, Mark Warren and Carolyn Wilkins OBE

7 Implementation Update - Adults Care at Home Category 1 (Pages 1 - 6)

9 Care at Home Novation (Pages 7 - 12)

10 Exclusion of the Press and Public

That, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they contain exempt information under paragraph 3 of Part 1 of Schedule 12A of the Act, and it would not, on balance, be in the public interest to disclose the reports.

11 Implementation Update - Adults Care at Home Category 1 (Pages 13 - 32)

12 Care at Home Novation (Pages 33 - 54)



Commissioning Partnership Board Report

Decision Maker	Commissioning Partnership Board
Date of Decision:	30 January 2020
Subject:	Implementation Update – Adults Care at Home Category 1
Report Author:	Lisa Smith, Manager, Client Finance Manager

Reason for the decision:

The purpose of this report is to provide an update regarding the implementation project, for the Adults Care at Home tender – category 1. This report articulates some of the issues and barriers that the team have encountered and steps put in place to manage the project going forward, for the board to consider and agree.

Summary:

The closed version of this report articulated some of the issues that have been encountered during the early stages of the implementation, and how they have been resolved. An earlier version of this report was taken to the Adult Social Care DMT on 2 October 2019, where it was recommended for an updated version of this paper to be delivered at the Commissioning Partnership Board.

The closed version of the report recommends

option 2 as this supports the implementation of the cluster model, enables the transfer of packages to lead cluster providers where appropriate and reduce the impact on service users wishing to remain with their current provider, who are not on the council's preferred provider list whilst ensuring compliance with the care act, promoting service user choice and market stability.

What are the alternative option(s) to be considered? Please give the reason(s) for recommendation(s):

The closed version of the report presented three options, option 1 is to continue with the current model, option 2 is to continue with the current implementation model whilst recognising that there may be circumstances where lead cluster providers may be required to deliver outside of their allocated cluster. Option 3 is disband the implementation team and cease the transition of existing packages to lead cluster providers.

Recommendation(s):

Option 2 is the recommended option. Please consult the closed part of the agenda for further details.

Recommendations to Commissioning Partnership Board:

The board is asked to note the information provided and note the proposed plan, timescales and costs.

Implications:

What are the Finance Implications?

Please consult the agenda for the closed version of this report.

What are the Legal Implications?

Please consult the agenda for the closed version of this report.

What are the **Human Resources** implications?

Please consult the agenda for the closed version of this report.

What are the **Procurement** implications?

Please consult the agenda for the closed version of this report.

Equality and Diversity Impact Assessment attached or not required because (please give reason)

Please consult the agenda for the closed version of this report.

What are the **property** implications?

None

Risks:

Please consult the agenda for the closed version of this report.

Has the relevant Legal Officer confirmed that the recommendations within this report are lawful and comply with the Council's Constitution/CCG's Standing Orders?

Yes

Has the relevant Finance Officer confirmed that any expenditure referred to within this report is consistent with the S.75 budget?

Yes

Are any of the recommendations within this report contrary to the Policy Framework of the Council/CCG?

No

Reason(s) for exemption from publication:

Information relating to the financial or business affairs of any particular person including the Council

Reason why this Is a Key Decision

- (1) to result in the local authority incurring expenditure or the making of savings which are, significant (over £250k) having regard to the local authority's budget for the service or function to which the decision relates; or
- (2) to be significant in terms of its effects on

communities living or working in an area comprising two or more Wards or electoral divisions in the area of the local authority.

The Key Decision made as a result of this report will be published within **48 hours** and cannot be actioned until **five working days** have elapsed from the publication date of the decision, i.e. before 13th November, unless exempt from call-in.

This item has been included on the Forward Plan under reference CPB-17-19

List of Background Papers under Section 100D of the Local Government Act 1972:
(These must be Council documents and remain available for inspection for 4 years after the report is produced, there must be a link to these documents on the Forward Plan).

Title	Available from
Please consult the closed version of this report	

Report Author Sign-off:	
Date:	

1. Report Details

Please consult the agenda for the closed version of this report.

Report Sign-off:	
Date:	

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Commissioning Partnership Board Report

Decision Maker	Commissioning Partnership Board
Date of Decision:	30 January 2020
Subject:	To provide an overview with regards to a change of ownership in relation to Simply Caring Limited, a preferred care at home cluster provider.
Report Author:	Neil Clough, Planning & Commissioning Manager

Reason for the decision: The purpose of this report is to provide an update regarding Simply Caring, one of the cluster lead providers, and the sale of the company to another CQC registered care provider, Nobilis Care West Limited.

Summary: The closed version of the agenda contains a report discussing the circumstances around the sale of Simply Caring to Nobilis Care West Limited.

The report discussed in detail the implications for the sale in respect of the care at home contract novating to Nobilis Care West Limited.

The report discussed the circumstances which led to the sale, provides detailed information in respect of the due diligence checks that have been undertaken and the options that existed in respect of novating the contract for care at home

services to the purchasing provider or alternative proposals.

6 options are presented in the restricted version of the report. The report discusses the advantages and disadvantages of each of the options.

The closed report made a recommendation to novate the contract to Nobilis Care West Limited. The recommendation was underpinned by detailed information in respect of financial standing, Care Quality Commission reports, references, organisation structure and implementation plans for the service.

What are the alternative option(s) to be considered? Please give the reason(s) for recommendation(s):

Please refer to the restricted part of the agenda.

Recommendation(s):

To novate the contract to Nobilis Care West Limited

Recommendations to Commissioning Partnership Board:

To novate the contract to Nobilis Care West Limited

Implications:

Please refer to the restricted part of the agenda.

What are the Finance Implications?

Please refer to the restricted part of the agenda.

What are the Legal Implications?

Please refer to the restricted part of the agenda.

What are the **Human Resources** implications? Please refer to the restricted part of the agenda.

What are the **Procurement** implications? Please refer to the restricted part of the agenda.

What are the **property** implications? N/A

Risks: Please refer to the restricted part of the agenda.

Has the relevant Legal Officer confirmed that the recommendations within this report are lawful and comply with the Council's Constitution/CCG's Standing Orders? Yes

Has the relevant Finance Officer confirmed that any expenditure referred to within this report is consistent with the S.75 budget? Yes

Are any of the recommendations within this report contrary to the Policy Framework of the Council/CCG? No

Reason(s) for exemption from publication: *The report in the restricted part of the agenda provided detail in respect of the circumstances leading to the sale, financial information, references, proposed service structure, names of some members of staff.*

List of Background Papers under Section 100D of the Local Government Act 1972:
(These must be Council documents and remain available for inspection for 4 years after the report is produced, there must be a link to these documents on the Forward Plan).

Title	Available from
Please refer to the restricted part of the agenda	

Report Author Sign-off:	Neil Clough, Planning & Commissioning Manager
Date:	22nd January 2020

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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