

KEY DECISION DOCUMENT – COVERING DECISIONS TO BE TAKEN FROM 1 OCTOBER 2022

Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
	Fair Cost of Care Exercise and Implementation of Living Wage Foundation Rate		September 2022	Cabinet
Description: Document(s) to be considered in public or private:				
	Housing Delivery Test Action Plan 2021	Executive Director for Place & Economic Growth - Emma Barton	September 2022	Cabinet Member - Culture and Leisure (Councillor Elaine Taylor)
Description: The Housing Delivery Test (HDT) Action Plan 2021 responds to the HDT Measurement 2021 result published in January 2021. It is made up of two documents: Part 1 – Set's out the context, evidence and root causes for housing under-delivery in Oldham Part 2 – The Action plan itself Document(s) to be considered in public or private:				
	Backlog Maintenance 2022/2025	Executive Director for Place & Economic Growth - Emma Barton	Before November 2022	Cabinet
Description: Backlog Maintenance Priorities for the Council Corporate Property Portfolio Document(s) to be considered in public or private: Private - NOT FOR PUBLICATION by virtue of Paragraph(s) 3 of Part 1 of Schedule 12A of the Local Government Act 1972 and it is not in the public interest to disclose the information because it relates to the financial or business affairs of the Council.				

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	Wrigley Head Solar Farm	Executive Director for Place & Economic Growth - Emma Barton		Cabinet
Description: Update report on the Wrigley Head Solar Farm project and options for taking the project forward. Document(s) to be considered in public or private:				
	Performance Space	Executive Director for Place & Economic Growth - Emma Barton	Before November 2022	Cabinet
Description: Approval of Outline Business Case Document(s) to be considered in public or private: Cabinet Report (Part A only)				
	Report of the Director of Finance – Forecast Budget Reduction Requirement 2023/24 to 2027/28	Director of Finance – Anne Ryans	October 2022	Cabinet
Description: To present the outcome of a review of the forecast Budget Reduction Requirement for 2023/24 and future years over the revised Medium Term Financial Strategy period for a further four years to 2027/28. This includes a review of estimates and assumptions underpinning the previous forecasts reported at full Council on 2 March 2022. Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance – Forecast Budget Reduction Requirement 2023/24 to 2027/28 Background Documents: Various appendices Report to be considered in Public				

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
	Brownfield Register	Executive Director for Place & Economic Growth - Emma Barton	December 2022	Executive Director - Economy, Skills and Neighbourhoods
Description: Document(s) to be considered in public or private:				
	Strategic Housing Land Availability Assessment	Executive Director for Place & Economic Growth - Emma Barton	December 2022	Executive Director - Economy, Skills and Neighbourhoods
Description: To seek approval for the publication of Oldham Council's Strategic Housing Land Availability Assessment (SHLAA) as of 1 April 2022. Document(s) to be considered in public or private:				
	Local Development Scheme	Executive Director for Place & Economic Growth - Emma Barton	September 2022	Executive Director - Economy, Skills and Neighbourhoods
Description: The Local Development Scheme is the project plan for the Local Plan. It sets out details and timetables about the planning documents that will be prepared. Document(s) to be considered in public or private:				

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
	Green Infrastructure Strategy	Executive Director for Place & Economic Growth - Emma Barton	September 2022	Executive Director - Economy, Skills and Neighbourhoods
Description: Approval of Green Infrastructure Strategy, including updated Open Space Audit. Document(s) to be considered in public or private:				
	Report of the Director of Finance – Treasury Management Strategy Statement 2023/24	Director of Finance – Anne Ryans	February 2023	Cabinet
Description: To consider the Council’s Treasury Management Strategy for 2023/24 - including Minimum Revenue Provision Policy Statement, Annual Investment Strategy and Prudential Indicators Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance – Treasury Management Strategy Statement 2023/24 Background Documents: Appendices –Report to be considered in Public				
	Report of the Director of Finance – Revenue Budget 2023/24	Director of Finance – Anne Ryans	February 2023	Cabinet

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
	<p>Description: To consider the Administration’s detailed revenue budget for 2023/24 and budget reduction proposals incorporating the current policy landscape and Local Government Finance Settlement. Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance – Revenue Budget 2023/24</p> <p>Background Documents: Various appendices</p> <p>Report to be considered in Public</p>			
	<p>Report of the Director of Finance – Medium Term Financial Strategy 2023/24 to 2027/28</p>	<p>Director of Finance – Anne Ryans</p>	<p>February 2023</p>	<p>Cabinet</p>
	<p>Description: The presentation of the Medium Term Financial Strategy for the Council 2023/24 to 2027/28 incorporating the current policy landscape and Local Government Finance Settlement. Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance –</p> <p>Medium Term Financial Strategy 2023/24 to 2027/28</p> <p>Background Documents: Appendices –Various</p> <p>Report to be considered in Public</p>			

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
	Joint Report of the Executive Director Place and Economic Growth and Director of Finance – Housing Revenue Account Estimates for 2023/24 to 2027/28 and Projected Outturn for 2022/23	Director of Finance – Anne Ryans, Executive Director for Place & Economic Growth - Emma Barton	February 2023	Cabinet
<p>Description: The Housing Revenue Account (HRA) Outturn Estimates for 2022/23, the detailed budget for 2023/24 and the Strategic HRA Estimates for the four years 2024/25 to 2027/28. Document(s) to be considered in public or private: Proposed Report Title: Housing Revenue Account Estimates for 2023/24 to 2027/28 and Projected Outturn for 2022/23</p> <p>Background Documents: Appendices</p> <p>–Report to be considered in Public</p>				
	Statement of the Chief Financial Officer on Reserves, Robustness of Estimates and Affordability and Prudence of Capital Investments in the 2023/24 budget setting process	Director of Finance – Anne Ryans	February 2023	Cabinet

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
<p>Description: To consider the statement of the robustness of estimates and adequacy of the reserves in the 2023/24 budget setting process. Document(s) to be considered in public or private: Proposed Report Title: Statement of the Chief Financial Officer on Reserves, Robustness of Estimates and Affordability and Prudence of Capital Investments in the 2023/24 budget setting process</p> <p>Report to be considered in Public</p>				
	<p>Report of the Director of Finance – Capital Programme & Capital Strategy for 2023/24 to 2027/28</p>	<p>Director of Finance – Anne Ryans</p>	<p>February 2023</p>	<p>Cabinet</p>
<p>Description: To consider the Council’s Capital programme and capital strategy. Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance – Capital Programme & Capital Strategy for 2023/24 to 2027/28</p> <p>Background Documents: Appendices</p> <p>–Report to be considered in Public</p>				
	<p>Report of the Director of Finance – Council Tax Reduction Scheme 2023/24</p>	<p>Director of Finance – Anne Ryans</p>	<p>February 2023</p>	<p>Cabinet</p>

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
<p>Description: To determine the Council Tax Reduction Scheme for 2023/24 Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance – Council Tax Reduction Scheme 2023/24</p> <p>Background Documents: Appendices – Various</p> <p>Report to be considered in Public</p>				
	<p>Report of the Director of Finance Budget 2023/24 – Determination of the Tax Bases for Council Tax Setting and for Business Rates Income Purposes</p>	<p>Director of Finance – Anne Ryans</p>	<p>January 2023</p>	<p>Cabinet</p>
<p>Description: The Determination of the Tax Bases for Council Tax Setting and for Business Rates Income for use in 2023/24 budget deliberations. Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance Budget 2023/24 – Determination of the Tax Bases for Council Tax Setting and for Business Rates Income Purposes</p> <p>Background Documents: Appendices - Various</p> <p>–Report to be considered in Public</p>				
	<p>Report of the Director of Finance – Treasury Management Strategy Mid-Year Review 2022/23</p>	<p>Director of Finance – Anne Ryans</p>	<p>November 2022</p>	<p>Cabinet</p>

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
	<p>Description: Review of the performance for the first half of the financial year in relation to the Treasury Management Strategy for 2022/23. Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance – Treasury Management Strategy Mid-Year Review 2022/23.</p> <p>Background Documents: Appendices</p> <p>–Report to be considered in Public</p>			
	Report of the Director of Finance – Revenue Monitor and Capital Investment Programme 2022/23 Quarter 3	Director of Finance – Anne Ryans	March 2023	Cabinet
	<p>Description: The report provides an update on the Council’s 2022/23 forecast revenue budget position and the financial position of the capital programme as at the period ending 31 December 2022 (Quarter 3) Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance – Revenue Monitor and Capital Investment Programme 2022/23 Quarter 3</p> <p>Background Documents: Appendices – Various</p> <p>Report to be considered in Public</p>			
	Report of the Director of Finance – Revenue Monitor and Capital Investment Programme 2022/23 Month 8	Director of Finance – Anne Ryans	February 2023	Cabinet

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
	<p>Description: The report provides an update on the Council's 2022/23 forecast revenue budget position and the financial position of the capital programme as at the period ending 30 November 2022 (Month 8)</p> <p>Document(s) to be considered in public or private: Proposed Report Title:</p> <p>Report of the Director of Finance – Revenue Monitor and Capital Investment Programme 2022/23 Month 8</p> <p>Background Documents: Appendices – Various</p> <p>Report to be considered in Public</p>			
	<p>Report of the Director of Finance – Revenue Monitor and Capital Investment Programme 2022/23 Quarter 2</p>	<p>Director of Finance – Anne Ryans</p>	<p>November 2022</p>	<p>Cabinet</p>
	<p>Description: The report provides an update on the Council's 2022/23 forecast revenue budget position and the financial position of the capital programme as at the period ending 30 September 2022 (Quarter 2)</p> <p>Document(s) to be considered in public or private: Proposed Report Title:</p> <p>Report of the Director of Finance – Revenue Monitor and Capital Investment Programme 2022/23 Quarter 2</p> <p>Background Documents: Appendices – Various</p> <p>Report to be considered in Public</p>			
	<p>Report of the Director of Finance – Proposed Consultation for the Council Tax Reduction Scheme 2023/24</p>	<p>Director of Finance – Anne Ryans</p>	<p>September 2022</p>	<p>Cabinet</p>

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
<p>Description: To update on the proposed consultation process to be undertaken by the Council with regard to the 2023/24 Council Tax Reduction Scheme.</p> <p>Document(s) to be considered in public or private: Proposed Report Title: Report of the Director of Finance – Proposed Consultation for the Council Tax Reduction Scheme 2023/24</p> <p>Background Documents: Appendices – Various</p> <p>Report to be considered in Public</p>				
	Hackney Carriage (Taxi) Fare Increase	Executive Director for Place & Economic Growth - Emma Barton	September 2022	Cabinet
<p>Description: To review and approve a request made by Hackney Carriage trade representatives for an increase in Hackney Carriage (taxi) fares.</p> <p>Document(s) to be considered in public or private: Report attached</p>				
TBC	Care Home Contracting Tender Proposals	Director of Adult Social Care (DASS) – Jayne Ratcliffe	October 2022	Cabinet
<p>Description: To update the contract arrangements for residential and nursing home provision in the borough and seeks approval to conduct an open tendering exercise.</p> <p>Document(s) to be considered in public or private: Public</p>				
	Age UK Day Care extension	Director of Adult Social Care (DASS) – Jayne Ratcliffe	September 2022	Cabinet

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
<p>Description: To authorise a proposal for 12 month interim funding arrangements for the day services and luncheon club contract provided by Age UK Oldham. Document(s) to be considered in public or private: Private. Age UK would need to consult with affected staff in respect of their roles when the funding comes to an end.</p>				
	National Careers Service Contract- Get Oldham Working		September 2022	Cabinet
<p>Description: Document(s) to be considered in public or private:</p>				
	Bulky Collections & LWP Contract Report	Director of Environment - Nasir Dad	December 2022	Cabinet
<p>Description: The report seeks approval to award a new contract for the collection of bulky waste and provision of goods within the Council's local welfare provision scheme. Document(s) to be considered in public or private: Private.</p>				
	Update on Sites of Biological Importance	Executive Director for Place & Economic Growth - Emma Barton	October 2022	Executive Director - Economy, Skills and Neighbourhoods
<p>Description: This report outlines changes to SBIs from site surveys carried out by the Greater Manchester Ecology Unit (GMEU). Document(s) to be considered in public or private: Report on update to sites of biological importance</p>				
	Vehicle Replacement Programme	Director of Environment - Nasir Dad	November 2022	Cabinet

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
<p>Description: To seek approval for the purchase of new and replacement Council vehicle fleet for financial years 2022/23, 2023/24 and 2024/25.</p> <p>Document(s) to be considered in public or private: Private. It is not in the public interest to disclose the information because it relates to the commercial affairs of the Council and its contractors.</p>				
	Grant Acceptance: City Region Sustainable Transport Settlement (CRSTS) - Quality Bus Transit (QBT) Corridor	Executive Director for Place & Economic Growth - Emma Barton	September 2022	Cabinet
<p>Description: Oldham Council has secured additional funding for scheme design and development, on behalf of Transport for Greater Manchester (TfGM), via:</p> <ul style="list-style-type: none"> • City Region Sustainable Transport Settlement (CRSTS) <p>The purpose of this report is to confirm the value of the grant available to Oldham and to notify Cabinet of the intention to bring this additional resource into the transport capital programme to commence design and development of various elements of the schemes, commencing in Autumn 2022.</p> <p>Document(s) to be considered in public or private: N/A</p>				
	Grant Acceptance: Mayors Challenge Fund (MCF) – Bee Network Crossings	Executive Director for Place & Economic Growth - Emma Barton	September 2022	Cabinet

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
<p>Description: Oldham Council has secured additional funding for scheme delivery, on behalf of Transport for Greater Manchester (TfGM), via:</p> <ul style="list-style-type: none"> • Mayor's Challenge Fund (MCF) <p>The purpose of this report is to confirm the value of the grant available to Oldham and to notify Cabinet of the intention to bring this additional resource into the transport capital programme to commence delivery of the schemes in Autumn 2022.</p> <p>Document(s) to be considered in public or private: N/A</p>				
	Accessible Oldham, Henshaw Street	Executive Director for Place & Economic Growth - Emma Barton	September 2022	Cabinet
<p>Description: To approve recommendations as part of the Accessible Oldham Programme that will create improved town centre pedestrian link between Fountain Street and Henshaw Street.</p> <p>Document(s) to be considered in public or private: NOT FOR PUBLICATION by virtue of Paragraph(s) 3 of Part 1 of Schedule 12A of the Local Government Act 1972 and it is not in the public interest to disclose the information because it relates to the financial or business affairs of the Council</p>				
	Tommyfield Market - Lease Management	Executive Director for Place & Economic Growth - Emma Barton	September 2022	Cabinet

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
<p>Description: To approve recommendations relating to the lease and occupational strategy for traders at Tommyfield Market including the shops on Henshaw Street and Albion Street. The successful implementation of this strategy will assist the traders' continued sustainability and aid the Council's market relocation strategy to the repurposed Spindles. Document(s) to be considered in public or private: NOT FOR PUBLICATION by virtue of Paragraph(s) 3 of Part 1 of Schedule 12A of the Local Government Act 1972 and it is not in the public interest to disclose the information because it relates to the financial or business affairs of the Council</p>				
	Tommyfield Market - Lease Management		September 2022	Cabinet
<p>Description: Document(s) to be considered in public or private:</p>				
	Oldham's Monitoring Report 2021-22	Executive Director for Place & Economic Growth - Emma Barton	December 2022	Cabinet Member - Regeneration and Housing (Leader - Councillor Amanda Chadderton)

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<p>Description: Under Regulation 34 and 35 of The Town and Country (Local Planning) (England) Regulations 2012 local planning authorities must make monitoring information available for inspection as soon as possible after the information becomes available. The Monitoring Report covers the previous financial year that is 1 April 2021 to 31 March 2022.</p> <p>In line with the Regulations the Monitoring Report provides details on whether the council is meeting the milestones set out in the Local Development Scheme (LDS) for preparing the various Local Plan documents. Performance is monitored against the LDS that was in place at the start of the monitoring period. The Monitoring Report also monitors a range of planning indicators, such as housing, employment and biodiversity, which seek to assess the effectiveness of the council's land-use planning policies, and whether they are achieving their objectives and delivering sustainable development. This is our 18th Monitoring Report.</p> <p>Document(s) to be considered in public or private: Oldham's Monitoring Report 2021 - 2022</p>				
New!	Wrigley Head Solar Farm – delivery options	Director of Economy – Paul Clifford	December 2022	Cabinet
<p>Description: To provide a decision on the recommended delivery option for Wrigley Head Solar Farm</p> <p>Document(s) to be considered in public or private: Public</p>				
New!	PSDS3a grant acceptance – energy works at Spindles	Director of Economy – Paul Clifford	December 2022	Cabinet
<p>Description: To accept a Public Sector Decarbonisation Scheme grant for energy works at the Spindles</p> <p>Document(s) to be considered in public or private: Public</p>				
New!	Contract Extension for Targeted Youth Support	Director of Education, Skills & Early Years - Richard Lynch	October 2022	Cabinet

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Key Decision Reference	Subject Area For Decision	Led By	Decision Date	Decision Taker
<p>Description: Permission is sought from Cabinet to approve the utilisation of Regulation 72(1)(b) of the Public Contracts Regulations 2015 to enable a modification to the term of the existing contracts for Targeted Youth Support (TYS) Lots 2 and 3 currently held by Positive Steps to allow for a further extension of 12 months from 1 April 2023 until 31 March 2024. This approach, if approved, would complement and feed into the proposed early help, early intervention work, build on integrated commissioning intentions and the development of a range of delivery options.</p> <p>Document(s) to be considered in public or private: This document is NOT FOR PUBLICATION by virtue of Paragraph(s) of Part 1 of Schedule 12A of the Local Government Act 1972 and it is not in the public interest to disclose the information because the report contains information relating to the financial affairs of the Council</p>				

Key:

New! - indicates an item that has been added this month

Notes:

1. The procedure for requesting details of documents listed to be submitted to decision takers for consideration is to contact the Contact Officer contained within the Key Decision Sheet for that item. The contact address for documents is Oldham Council, Civic Centre, West Street, Oldham, OL1 1UH. Other documents relevant to those matters may be submitted to the decision maker.
2. Where on a Key Decision Sheet the Decision Taker is Cabinet, the list of its Members are as follows: Councillors Arooj Shah, Abdul Jabbar MBE, Amanda Chadderton, Shaid Mushtaq, Zahid Chauhan, Jean Stretton, Eddie Moores and Hannah Roberts.
3. Full Key Decision details (including documents to be submitted to the decision maker for consideration, specific contact officer details and notification on if a report is likely to be considered in private) can be found via the online published plan at:
<http://committees.oldham.gov.uk/mgListPlans.aspx?RPId=144&RD=0>

KEY DECISION DOCUMENT SHEET

DEPARTMENT	Community Health and Adult Social Care	
DECISION TAKER (Eg. Cabinet, or for a delegated decision the name and title of the decision maker [Cabinet Member] and any consultee [Executive Director])	Cabinet Decision: Cllr Barbara Brownridge, Lead Member for Health & Social Care	
MATTER FOR DECISION (Title and Description, typically the report title and an outline of the issue)	Title: To authorise a proposal for 12 month interim funding arrangements for the day services and luncheon club contract provided by Age UK Oldham. Description: Request approval 12 month interim funding arrangements	
KEYWORD (Category that the item best fits with)	<input type="checkbox"/> Business and Industry <input type="checkbox"/> Economics and Finance <input type="checkbox"/> Education and Skills <input type="checkbox"/> Employment, Jobs and Careers <input type="checkbox"/> Environment <input type="checkbox"/> Government, Politics and Public Administration <input checked="" type="checkbox"/> Health, Well-being and Care <input type="checkbox"/> Housing	<input type="checkbox"/> Information and communication <input type="checkbox"/> International affairs and defense <input type="checkbox"/> Leisure and culture <input type="checkbox"/> Life in the community <input type="checkbox"/> People and organisations <input type="checkbox"/> Public order, justice and rights <input type="checkbox"/> Science, technology and innovation <input type="checkbox"/> Transport and infrastructure
WARDS AFFECTED (Specific Wards or 'All Wards')	All Wards	
LEAD MEMBER (Cabinet Member)	Cllr Barbara Brownridge, Lead Member for Health & Social Care	
LEAD DIRECTOR (Executive Director or equivalent)	Jayne Ratcliffe, Director of Adult Social Care (DASS)	
LEAD OFFICER (Contact Officer, Job Title and Contact Details, e.g.: email address, telephone number and address)	Claire Hooley – Head of Joint Commissioning and Quality Claire.Hooley@Oldham.gov.uk	
PLANNED DATE OF DECISION (The specific Cabinet meeting date or delegated decision date)	19 th September 2022	
KEY DECISION REASON (For definition of Significant Expenditure / Savings, see the Constitution: Part 2 - Articles of the Constitution, Section 13.03 – typically most decisions involving funds over £250,000 will be Key)	<input type="checkbox"/> Significant Expenditure / Savings <input checked="" type="checkbox"/> Significant effect on communities living or working in two or more Wards	
MAKING REPRESENTATIONS How any person (including the public) can make representations about this matter, and by when. (Give a specific date that any person could make representations {comments / objections / etc} to the Decision Taker about the item)	Claire.Hooley@Oldham.gov.uk Neil.Clough@Oldham.gov.uk	
EQUALITY IMPACT ASSESSMENT	Not required at this stage – will be completed post decision	

When is an EIA going to be completed? (if applicable)	
<p>LIST OF DOCUMENTS TO BE CONSIDERED BY DECISION TAKER; AND IF ANY OF THE DOCUMENTS LISTED ARE TO BE CONSIDERED IN PRIVATE, WITH A STATEMENT OF REASONS WHY</p> <p>This must include the proposed Report title, background papers, and clear reasons why part of the report is being considered in private.</p> <p>Note: If you are listing background papers and you are submitting the report to Cabinet, please note that the background papers MUST be provided in an electronic format along.</p>	<p>Proposed Report Title: To authorise a proposal for 12 month interim funding arrangements for the day services and luncheon club contract provided by Age UK Oldham.</p> <p>Background Documents: N/A</p> <p>Report to be considered in Public? Or partly or wholly in Private?: Yes - Private (If Private) Reasons why: Market sensitive information prior to contracts being awarded. Affected staff would need to be consulted (in terms of the impact when funding ends).</p>
<p>CONSULTATION</p>	<p>Consultation Process: Age UK Oldham would consult with affected staff when appropriate</p> <p>Consultees: Age UK would undertake the consultation with their employees.</p>
<p>CONTACT</p>	<p>Details of the address from which any documents listed are available and the process for requesting those documents</p> <p>Claire.Hooley@Oldham.gov.uk Neil.Clough@Oldham.gov.uk</p>

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Report to CABINET

Positive Steps Contract Extension for Targeted Youth Support lots 2 and 3.

Portfolio Holder: Cllr. Eddie Moores, Cabinet Member for Children and Young People

Officer Contact: Richard Lynch, Director for Education, Skills and Early Years

Report Author: Andrea Weir, Senior Commissioning and Partnerships Manager

Reason for Decision

Permission is sought from Cabinet to approve the utilisation of Regulation 72(1)(b) of the Public Contracts Regulations 2015 to enable a modification to the term of the existing contracts for Targeted Youth Support (TYS) Lots 2 and 3 currently held by Positive Steps to allow for a further extension of 12 months from 1 April 2023 until 31 March 2024. This approach, if approved, would complement and feed into the proposed early help, early intervention work, build on integrated commissioning intentions and the development of a range of delivery options.

Recommendations

The recommended option is that Cabinet approves the utilisation of Regulation 72(1)(b) of the Public Contracts Regulations 2015 to enable a modification to the term of the existing contracts for Targeted Youth Support (TYS) Lots 2 and 3 currently held by Positive Steps to allow for a further extension of 12 months from 1 April 2023 until 31 March 2024.

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Positive Steps Contract Extension for Targeted Youth Support lots 2 and 3.

1 Background

Positive Steps currently hold two contracts within the Targeted Youth Support (TYS) service offer. Both contracts were awarded from 1 April 2020 for an initial period of two years up until 31 March 2022 with an option to extend for up to a maximum period of a further twelve months to 31 March 2023.

The contracts within scope of this report are as follows:

- TYS lot 2 – youth justice board offer with an annual funding envelope of £934,000 representing the Youth Justice Grant
- TYS lot 3 – young carers, targeted impartial information and careers advice and missing return home interviews with an annual funding envelope of £480,000. This contract already has an identified saving in place from 1st April 2023 of circa £47,000.

An extension to the existing contracts is now being sought for a period of twelve months up until 31 March 2024 under corporate exemption rules. This would ensure future options for delivery of services within scope are co-terminus with wider directorate strategic proposals.

Positive Steps are in the process of recruiting a new Chief Executive as the current post holder is retiring an extension would enable us to build a relationship with the new post holder and determine the direction of travel. It is also recognised that Positive Steps are an important strategic partner within Oldham, a full tender process at this time may have a destabilising effect on the provider.

2 Current Position

The Council currently commissions Positive Steps to deliver a range of services to support Oldham's young people under the overarching banner of Targeted Youth Services. These include support services for young carers; delivery of missing from home return interviews; careers information advice and guidance as well as the Council's Youth Justice Service.

The current contracts end on 31 March 2023.

It is proposed that within the proposed extension period a full options appraisal is undertaken to explore alternative delivery methods including consideration of bringing or returning elements in-house. The exercise would also compliment the proposed early help and early intervention work and build on integrated commissioning intentions.

The Council would be able to demonstrate services achieve outcomes, contribute to communities and prevention agendas ensuring all young people fulfil their full potential and aspirations.

The extension would allow service area leads and partners to work together to identify all other possible options of service delivery including a fully commissioned tendering process to the open market or by bringing some or all of the service area elements in-

house in a planned and coherent manner. This would align with the place-based model within Oldham ensuring high quality services are available at a time and place to suit children, young people and families/carers needs. This would also enable dialogue with the current provider to explore alternative delivery models both within the remaining contract period and beyond with a particular focus on the targeted impartial careers guidance element, NEET and Not Known. A revised specification for Lot 3 to reflect areas for improved performance and financial savings will be agreed as part of the extension offer

Governance arrangements will be established within the context of the wider piece of work outlined above to ensure a holistic approach to service delivery.

3 **Options/Alternatives**

Option One:

TYS Lots 2 and 3 contracts are modified and extended for a period of twelve months up until 31 March 2024.

Option Two:

Services are tendered via The Chest. There is insufficient time for a full tendering exercise and options appraisal within the development of the wider model.

Option Three:

Services are delivered in-house from 1 April 2024. TUPE implications would need to be considered as part of this arrangement and there is insufficient time to manage this following completion of an options appraisal.

4 **Preferred Option**

Option One:

TYS Lots 2 and 3 contracts are modified and extended for a period of twelve months up until 31 March 2024.

5 **Consultation**

Consultations will be undertaken with young people and key stakeholders including schools as part of the development process and findings will form part of future delivery options

6 **Financial Implications**

This report seeks an extension to the current contract with Positive Steps for a period of 12 months from 1 April 2023 until 31st March 2024.

The current contract covers TYS Lots 2 and 3, the annualised costs associated with both Lots are as follows:

Lot 2 - Youth Justice Board - £934,000

Lot 3 – Young Carers, Targeted impartial information and careers advise - £480,000

There is a funding envelope of **£1.446m** built into the current year budget (R47700 35650) and this will be reviewed in line with any saving targets as part of the Budget setting for FY2023-24.

There are identified savings against Lot 3 of circa £47,000 which will be factored in to the budget setting process for 2023-24, therefore there are no adverse costs associated with this extension.

Vicki Hayes Senior Accountant /Sadrul Alam Finance Manager

7

Legal Services Comments

The contracts in place under Lots 2 & 3 are subject to the Public Procurement Regulations 2015 (PCR 15) and, therefore, they can only be modified to increase the term by a further 12 months if the modification is permitted under Regulation 72 of PCR 15.

Regulation 72(1)(b) provides:

72.—(1) Contracts and framework agreements may be modified without a new procurement procedure in accordance with this Part in any of the following cases:—

- (b) for additional works, services or supplies by the original contractor that have become necessary and were not included in the initial procurement, where a change of contractor—**
 - (i) cannot be made for economic or technical reasons such as requirements of interchangeability or interoperability with existing equipment, services or installations procured under the initial procurement, and**
 - (ii) would cause significant inconvenience or substantial duplication of costs for the contracting authority,**
- provided that any increase in price does not exceed 50% of the value of the original contract;**

The commissioning team has confirmed that a full service review is required in order to ascertain the most effective delivery model moving forward and that there is insufficient time to undertake such a review and then implement the recommendations prior to the current expiry date of each contract. Also, the proposed extension would ensure the contracts are co-terminus with wider directorate strategic proposals and that the expiry of the contracts would align with the place-based model within Oldham ensuring high quality services are available at a time and place to suit children, young people and families/carers needs.

Further, the commissioning team is of the view that a change in contractor cannot be made at this time due to the potential impact on the wider service and the de-stabilising effect on the contractor.

The value of the proposed modification is less than 50% of the value of the original contract.

Sarah Orrell, Commercial and Procurement Solicitor

8.

Co-operative Agenda

The current contract is based on the co-operative agenda of the Council and any future commissioning intentions will also reflect these principles.

Jonathan Downs, Corporate Policy Lead

9 Human Resources Comments

No HR implications are identified, therefore no further comments to add at this stage of the process.

Daksha Mistry – Senior HR Adviser

10 Risk Assessments

N/A

11 IT Implications

N/A

12 Property Implications

Non for the Council. The provider will have their own property arrangements from which to deliver services.

13 Procurement Implications

These contracts are subject to the Public Procurement Regulations 2015 (PCR 15) and, therefore, they can only be modified to increase the term by a further 12 months if the modification is permitted under Regulation 72 of PCR 15. The contracts are currently with Positive Steps for Lots 2 & 3. The commissioning team has confirmed that a full-service review is needed in order to determine the most effective way of delivering these services and therefore there is insufficient time to undertake such a review and then implement the recommendations prior to the current expiry date of each contract which is 31/03/2023. The proposed extension would ensure the contracts are co-terminus with wider directorate strategic proposals and that the expiry of the contracts would align with the place-based model within Oldham ensuring high quality services are available at a time and place to suit children, young people and families/carers needs.

There is a provision in Public Procurement Regulations 2015 (PCR 15) circumstances where services are proposed are need for the Modification has been brought and it does not alter the overall nature of the contract and its value.

On this basis Commercial Unit acknowledges the requirement of the services, in accordance to Regulation 72(1)(b) provides:

72.— (1) *Contracts and framework agreements may be modified without a new procurement procedure in accordance with this Part in any of the following cases:—*

- (b) *for additional works, services or supplies by the original contractor that have become necessary and were not included in the initial procurement, where a change of contractor—*
 - (i) *cannot be made for economic or technical reasons such as requirements of interchangeability or interoperability with existing equipment, services or installations procured under the initial procurement, **and***
 - (ii) *would cause significant inconvenience or substantial duplication of costs for the contracting authority,*

provided that any increase in price does not exceed 50% of the value of the original contract;

The Commercial Procurement Unit recommends the following future actions:

- a. The setting up of a working group involving the Procurement Team at an early stage ensuring no further requests will be made to extend this contract in the future.
- b. Service review work to begin immediately.
- c. Ensure appropriate consultation is undertaken.

Mohammad Sharif, Procurement.

14 **Environmental and Health & Safety Implications**

There are no implications for these services. The successful provider will be expected to adhere to all Oldham's terms and conditions as outlined in the standard contract.

15 **Equality, community cohesion and crime implications**

The current contract delivers Youth Justice Board statutory responsibilities on behalf of the Council including community and prevention-based work.

16 **Implications for Children and Young People**

Statutory services for children and young people will continue from 1 April 2023 and children and young people will be involved in the development of any future commissioning intentions.

17 **Equality Impact Assessment Completed?**

A stage one EIA was completed as part of the original tender. Further evaluation of the impact of these services will be carried out as part of the development of future commissioning intentions.

18 **Key Decision**

Yes

19 **Key Decision Reference**

To be added

20 **Background Papers**

Non

21 **Appendices**

Non

Signed _____ Strategic Director/Deputy Chief Executive	Dated _____
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