

Agenda Item 14

Report to: (Governing Body/Committee): Governing Body

Date of Meeting: 28th March 2019

Subject: Commissioning & Contracting report

Presented by: Eddie McCabe – Assistant Director of Contracts & Performance

STATUS OF THE REPORT (*auto check relevant box*)For Information For Discussion For Approval / Ratification Report Exempt from Public Disclosure No Yes

PURPOSE OF REPORT:	To keep the Governing Body up to date on key pieces of work undertaken by the CCG in relation to commissioning and contracting activities, including procurement and sanctions.	
Recommendations:	To note the information within the report	
Committee Process and Assurance:	Procurement & Contract decisions are overseen by the Care Contracting Committee which has the delegated authority to act.	
Implications:		
Risk Assurance Framework Implications:	Procurements and contract decisions are overseen by the Care Contracting Committee, it will assess and manage the risks associated with the correct contracting methodology and the actions taken in managing the CCG's contracts to ensure providers meet their obligations.	
Legal Implications:	The risk of undertaking a procurement incorrectly or of sanctions taken on contracts is of a legal challenge to the process by the provider or other external interested party. CCC needs to ensure any and all risks associated with the contracts are assessed and understood.	
Data Protection Impact Assessment implications (DPIA):	Are you implementing a new system, data sharing arrangement, project, service redesign or changing the way you work?	No
	If yes to the above – have the DPIA screening questions been completed?	Choose an item.
	Does this project involve the processing of personally identifiable or other high risk data?	No
	If yes to the above has a DPIA been completed and approved?	Choose an

		item.
Equality Impact Assessment implications:	An Equality Impact Analysis/Assessment is not required for this report An Equality Impact Analysis/Assessment has been completed and approved by the EIA Panel. As a result of performing the analysis/assessment there are no actions arising from the analysis/assessment An Equality Impact Analysis/Assessment has been completed and there are actions arising from the analysis/assessment and these are included in section ____ of the enclosed report	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
Finance Implications:	Financial pressures could arise through having to agree a contract envelope that is higher than the funding available, giving rise to the need to produce further savings plan for implementation. The CCC will consider the impact as part of its contract and procurement process evaluation.	
Quality Implications:	This report details a positive impact on quality. The proposal put forwards, if agreed, would have a positive impact in terms of enabling providers to meet safe staffing targets. Retention and recruitment is forecast to be improved, which would have a positive impact on the safe delivery of local services. This report details a neutral impact on quality. The report will not make any impact on experience, safety or effectiveness. This report details a negative impact on quality. The report details the need for budgets to be significantly reduced. It is clear that the report summarises that quality will be negatively impacted by this as decisions to remove services/provide a lower level of provision to solely meet the 'must do's' of provision in terms of meeting people's needs has to be made. It is forecast that service user experience will be negatively impacted by this position.	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
Procurement Decisions/Implications (Care Contracting Committee):	Any decisions to go out for procurement or award contracts will be discussed at the CCC, this report will communicate the decision and the basis for that decision to the Governing Body	
Engagement Implications:	There are no engagement implications to this report	
Conflicts of Interest	<i>Have all conflicts and potential conflicts of interest been appropriately declared and entered in registers which are publicly available?</i> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Links to CCG's Strategic Objectives	<input type="checkbox"/> Sustainable services <input type="checkbox"/> Supporting communities	<input type="checkbox"/> Empowering people <input checked="" type="checkbox"/> Delivering a fit for purpose organisation
NHS Constitution:	https://www.gov.uk/government/publications/the-nhs-constitution-for-england	
Appendices / attachments	See below	

Contract Report to October 2018

1. Contract Procurements:

NHS 111

The contract was awarded to Yorkshire Ambulance Service and is currently in mobilisation for a 1st April start. The NHS 111 has changes linked to the delivery of the Urgent care changes such that direct booking in to practice appointments for patients who have spoken to and been triaged by a doctor or nurse through NHS 111 will be in place for in hours or out of hours. System will evolve as worry about level of inappropriate referrals to GP rather than pharmacy or self care. This development will evolve alongside changes to the GP contract and the development of the Urgent Treatment Centre.

Carers Centre

The re-procurement of the carers centre has been completed and was awarded to the Carer's Support Centre and as the current provider transition to the new contract will not involve any significant changes to the service.

Supported Living

The contract had gone out under a framework contract arrangement and the following providers were included in our framework;

- Changing Lives Consortium
- Craegmoor Supporting You Ltd
- Creative Support Ltd
- Housing & Support Solutions Ltd
- Humbercare Ltd
- Lifeways Community Care Ltd
- Living Ambitions Ltd
- Royal Mencap Society
- Voyage Care

Musculoskeletal (MSK) – Framework Contract

The CCG MSK contracts had gone out to the market with the revised specification agreed by Council of Members and the CCC to allow Care Navigators in Practices to direct patients to the providers for support, to reduce demands on GP appointments and referrals to Secondary care. This is in line with national policy on opening access to MSK services. The Framework contract was awarded to the following;

- Abacus Physiotherapy Ltd
- Achilles Centre Ltd
- Northern Lincolnshire and Goole Hospitals NHS Trust
- Inhealth Ltd
- Ascenti Health Ltd
- Premier Physical Healthcare Ltd
- HS Physiotherapy Ltd
- Care UK Clinical Services Ltd
- Physio-Works (UK) Ltd
- Capital Physio Ltd

Ophthalmology

The CCG has been working with the Trust (NLAG) for a number of years to address the significant backlog and quality issues with the service. To support the service in North East Lincolnshire we commissioned

Newmedica working out of Cromwell Road Primary Care Centre to provide minor eye care, glaucoma monitoring and cataract surgery. This has worked well in addressing the backlog.

COM agreed that to bolster capacity and to support patient choice the CCG would continue to have alternative providers and this would also give time for NLAG to continue to improve its services and capacity.

The CCG had a number of queries about the service and its delivery such that North & North East Lincolnshire withdrew the procurement at expression of interest stage in order that as part of a review of the Ophthalmology Service the CCG's wished to further review the Community Ophthalmology specification and reconsider the pricing of the contract activity published in this procurement. The review will be completed by the end of April and a new procurement will be put into place following approval from the Care Contracting Committee.

2. Contracts

NLAG

The CCG is working with NLAG and North Lincolnshire CCG to address issues of capacity and demand alongside a significant financial risk within the health system. A contract has been agreed for signature but there are still significant risks in the financial values and deliverability of changes to patient pathways and efficiency gains. The Trust despite greater investment still has a significant cost improvement saving to be made. The CCG and Trust are working closely to deliver the changes to improve patient care and the financial efficiencies the CCG expect to see. Value based Commissioning is one aspect of this linked to a national drive on Evidence based interventions, challenging CCG and Trusts where activity is carried out which under NICE is of little clinical benefit. The NHS Standard contact has introduced 17 as mandated in 2019-20 contract. The CCG already had these in place but has used VBC and EBI to update and agree shared policies across the STP where possible.

EMAS

The contract with EMAS is in mediation and may go to arbitration. The fundamental principle is the financial growth the Trust want in order to deliver the Ambulance response targets which the Trust has not yet met despite incentives last year. The gap between the parties is £21m across the 23 CCG's and is not likely to close that gap in the current period. The scenarios supplied by the commissioner show a significant pressure even at the lowest value of £177m across all commissioners which will cause pressure to the overall contracts the CCG holds. I will update the Board at the next meeting.

All other contracts which we are associates to have been concluded with our agreement of activity and finance, this includes the Hull Teaching Trust, Sheffield Teaching and Childrens, Leeds teaching Hospital and United Lincolnshire Trust.

The CCG at this time still needs to agree contracts with Navigo, St Hugh's and Care Plus Group before the 1st April.

3. Residential and Home Care Update

Bradley Complex Care/ Apartments.

Elysium are proving to be far more responsive to Safeguarding requests for information. Fortnightly meetings are in place. The Contracts team continue to monitor bi-monthly feeding into the Quality Team QRP (Quality Risk Profile) There were 3 CCG funded residents in Apartments, all profiled, one of which was moving to Supported Living in NEL. 1 is moving a more appropriate facility in Snaith, A property is being designed to meet his needs. The third has lots of local links and is active in the area. An appropriate Supported Living placement is being sourced.

The Grove

Has been taken into standard monitoring following improvement

Supported Living – Aspects Care.

We are continuing to facilitate the transfer of Supported Living at Station Road from Aspects to Creative support. Care planning and TUPE are currently being planned between the two parties.

The Willows tenants have opted for a personal budget. Focus are arranging this including the use of shared hours. The CCG will support the new provider to allow newly recruited staff time before the TUPE transfer to train up and become familiar with individuals receiving support.

Glyn Thomas House - Immingham

CCG and CQC are met with Glyn Thomas house managers following a CQC inspection which is likely to be Requires Improvement with breaches. A joint action plan will be requested to address the issues.

Updates on action plan outcomes will be fed back to MIFs.

Eddie McCabe

March 2018