

BNSSG CCG Governing Body Meeting

Date: Tuesday 8th January 2019

Time: 1.30pm

Location: The Weston College, Knightstone Road, Weston-super-Mare, North Somerset,
BS23 2AL

Agenda number: 6.2

Report title: Adult community services procurement launch

Report Author: Community Health Services Procurement Team

Report Sponsor: Lisa Manson, Director of Commissioning

1. Purpose

This paper asks the Governing Body to launch a procurement of adult community health services.

2. Recommendations

The Governing Body is asked to:

- **approve the launch of the procurement** of adult community health services via releasing a Contract Notice to advertise the procurement to the market
- **delegate authority to the Director of Commissioning** to approve the release of day-to-day operational documents and information during the procurement, such as agendas for meetings and responses to clarification questions. Decisions about the appointment of a preferred bidder and contract award remain with the Governing Body

3. Executive summary

The CCG's contracts for adult community health services end in 2020 and 2021. As part of business as usual the CCG is procuring adult community health services across its geography, with a contract to begin on 1 April 2020. Between September and December 2018, the CCG developed the process for the procurement and the content for a Request for Proposals setting out the services required and the enablers needed to deliver them. The CCG has hosted five workshops to involve patients, carers, clinicians, the voluntary sector, local authorities, provider organisations and others in developing material for a Request for Proposals. Patient stories have been filmed, organisations have been visited to share their views and a public reference group and a clinical reference group have been involved in reviewing material.

The Governing Body has approved the planned procurement process and content of a Request for Proposals in principle. **To ensure fairness, this information needs to remain confidential and be advertised simultaneously to all potential bidders so everyone has the same access.**

NHS England, with input from NHS Improvement, has undertaken formal assurance of the planned procurement of adult community health services and has given the CCG permission to proceed at the Governing Body's discretion.

The Governing Body is asked to approve the launch of the procurement by releasing the accompanying Contract Notice setting out the scope of the procurement, planned process and indicative financial envelope.

The Director of Commissioning is the Senior Responsible Officer for the procurement and will ensure that clarification questions from bidders are answered appropriately and other operational documents such as negotiation meeting agendas are issued when needed, in line with procurement regulations. The procurement timeline, approved previously by the Governing Body, is to launch the procurement in early 2019 and conclude the procurement in Summer 2019.

4. Financial resource implications

The indicative financial envelope for adult community health services is about £100m per annum, in line with current spending.

5. Legal implications

Public procurement is governed by the Public Contracts Regulations 2015. The Mills and Reeve legal team and the South, Central and West Commissioning Support Unit have reviewed all proposed processes and scope to help ensure a fair, transparent and proportionate process.

6. Risk implications

The main risk associated with the procurement is not gaining bids that are able to meet the CCG's requirements. The CCG is mitigating this risk by using an iterative procurement process so the CCG can negotiate with bidders to receive appropriate bids.

7. Implications for health inequalities

Screening for a Quality Impact Assessment and Equalities Impact Assessment has been undertaken. The procurement has no significant implications for health inequalities over and above existing known issues. The service specifications require the provider of adult community services to detail plans to address health inequalities and the determinants of health.

8. Implications for equalities (Black and Other Minority Ethnic/Disability/Age)

Screening for an Equalities Impact Assessment has been undertaken. The procurement has no significant negative implications for equality and diversity issues. The service specifications require the adult community services provider to implement plans to address equality and diversity issues.

9. Implications for public involvement

More than 500 stakeholders, including the public, patients and carers, have been involved in the development phase of the procurement to help identify priorities for adult community services. Five workshops have been held where the public, patients and carers were invited (alongside other stakeholders), an online survey was completed by almost 200 people and a Public Reference Group has been set up to support the procurement, including during the live procurement phase. A patient and carer panel will meet bidders during the procurement. Formal public consultation is not required as part of the procurement as no 'significant variation' to services is planned at this stage.

To be published:
 Supplement to the Official Journal of the European Union
 Info and online forms: <http://simap.ted.europa.eu>

Social and other specific services – public contracts
 Directive 2014/24/EU

Contract Notice

SECTION I: CONTRACTING AUTHORITY

I.1) Name and addresses

Official Name:	NHS Bristol, North Somerset and South Gloucestershire Clinical Commissioning Group
National registration number (if applicable):	Not applicable
Postal Address:	South Plaza, Marlborough St
Town:	Bristol
NUTS Code: http://simap.ted.europa.eu/web/simap/nuts	UKK (South West)
Postcode:	BS1 3NX
Country:	UK
Contact Person:	Michael Pingstone
Telephone:	0117 984 1614
Email:	Michael.pingstone@nhs.net
Internet address(es) Main address (URL):	https://in-tendhost.co.uk/scwcsu/asp/Home
Address of the buyer profile (URL):	https://in-tendhost.co.uk/scwcsu/asp/Home

If a joint procurement the full Name and address (I.1) must be completed for each Contracting Authority, repeat the above box as necessary.

I.2) Joint procurement

The contract involves joint procurement <i>If multiple Contracting Authorities 'Yes' should be ticked.</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
In the case of joint procurement involving different countries , state applicable national procurement law: (200 Character Limit)	N/A
The contract is awarded by a central purchasing body <i>If multiple commissioners 'Yes' should be ticked.</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

I.3) Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at (URL) <i>(please provide this information here or, where applicable, in the invitation to submit tenders)</i>	
<input checked="" type="checkbox"/>	(URL) <u>https://in-tendhost.co.uk/scwcsu/asp/Home</u>
OR	

Access to procurement documents is restricted. Further information can be obtained at (URL) *(please provide this information here or, where applicable, in the invitation to submit tenders)*

(URL) _____

Additional information can be obtained from:

- the abovementioned address
 another address *(please provide)*

Tenders or requests to participate must be submitted:

- to the abovementioned address
 to the following address:

<https://in-tendhost.co.uk/scwcsu/asp/Home>

I.4) Type of the contracting authority

Ministry or any other national or federal authority, including their regional or local subdivisions	<input type="checkbox"/>
National or federal agency / office	<input type="checkbox"/>
Regional or local authority	<input type="checkbox"/>
Regional or local agency / office	<input type="checkbox"/>
Body governed by public law	<input checked="" type="checkbox"/>
European institution / agency or international organisation	<input type="checkbox"/>
Other type <i>(please specify)</i> _____ (200 Character Limit)	<input type="checkbox"/>

I.5) Main activity

General public services	<input type="checkbox"/>
Defence	<input type="checkbox"/>
Public order and safety	<input type="checkbox"/>
Environment	<input type="checkbox"/>
Economic and financial affairs	<input type="checkbox"/>
Health	<input checked="" type="checkbox"/>
Housing and community amenities	<input type="checkbox"/>
Social protection	<input type="checkbox"/>
Recreation, culture and religion	<input type="checkbox"/>
Education	<input type="checkbox"/>
Other <i>(please specify)</i> _____ (200 Character Limit)	<input type="checkbox"/>

SECTION II: OBJECT

II.1) Scope of the procurement

Title: (200 Character Limit)	Adult Community Health Services in the Bristol, North Somerset and South Gloucestershire Clinical Commissioning Group area
Reference number (if applicable):	
Main CPV code: https://www.bipsolutions.com/cpv-code-search/	85323000 – Community Health Services
Supplementary CPV code (if applicable – repeat as many times as needed) https://www.bipsolutions.com/cpv-code-search/	85100000 – Health Services
Type of contract: (e.g. Services)	Services
Short description:	
<p>NHS Bristol, North Somerset and South Gloucestershire Clinical Commissioning Group (CCG) is procuring adult community health services using a process similar to a competitive procedure with negotiation.</p> <p>The CCG wants a single provider to deliver adult community services for a term of up to 10 years across Bristol, North Somerset and South Gloucestershire. The provider needs to become a long-term system partner, providing person-centred care, working closely with primary care leadership and being flexible to transition towards more integrated and innovative working.</p> <p>The indicative budget is about £100m per annum to cover all core adult community services, including integrated locality teams, locality hubs, acute and reactive care and specialist advice and support. It is expected that mobilisation will begin from August/September 2019 and the service will go live from 1 April 2020.</p> <p>To view full information and/or express an interest visit: https://in-tendhost.co.uk/scwcsu.aspx/Home.</p>	
Estimated total value (if applicable, as far as information is already known) <i>This value should be inclusive of all lots and all possible extension periods.</i>	Value excluding VAT 1Bn Currency £ pounds sterling
Information about lots This contract is divided into lots: (400 Character Limit)	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Tenders may be submitted for: (if applicable)	All lots <input type="checkbox"/> Maximum number of lots <input type="checkbox"/> [] One lot only <input type="checkbox"/>
Maximum number of lots that may be awarded to one tenderer: (if applicable)	NA
The contracting authority reserves the right to award contracts combining the following lots or groups of lots: (if applicable)	NA

II.2) Description (please repeat as many times as needed for each lot)

Title (if applicable): (200 Character Limit)	Adult Community Health Services in the Bristol, North Somerset and South Gloucestershire Clinical Commissioning Group area
Lot Number (if applicable):	
Additional CPV code(s) (if applicable): https://www.bipsolutions.com/cpv-code-search/	
Place of performance (please repeat as many times as needed) (200 Character Limit)	NUTS Code UKK (South West) http://simap.ted.europa.eu/web/simap/nuts
Description of the procurement– <i>A description specific to the individual lot of the Procurement. If only one lot this should be an expansion of the Short Description</i>	
<p>NHS Bristol, North Somerset and South Gloucestershire Clinical Commissioning Group (CCG) is procuring adult community health services for the entire CCG geography. The procurement is using a bespoke approach similar to a competitive procedure with negotiation. In order to take part in the first round of negotiation meetings, potential bidders must notify the CCG of their intent to take part no later than 4pm on Tuesday 22 January 2019. A market engagement event will be held on Monday 21 January 2019. Bidders wishing to attend this should notify the CCG by 5pm on Thursday 17 January.</p> <p>The service will begin on 1 April 2020. The Contract will be for a period of up to 10 years. The indicative budget is £100m per annum, excluding CQUIN. The CCG wants to ensure consistency across the geography so requires one provider to deliver at least 85% of the contract value itself.</p> <p>The contract will cover all core adult community health services, focusing on four service specifications:</p> <ul style="list-style-type: none"> • <u>Integrated locality teams</u> focusing on relationships with primary care through regular multidisciplinary team meetings to support people who have relatively stable needs to manage their condition. Access to community services will be through a single point of access that will respond in a timely manner and develop a consistent care plan and named contact for the person being referred. • <u>Urgent and reactive care teams</u> working across localities to manage people who have acutely worsening conditions. This includes rapid response and has links to secondary care and community beds to help people remain in the community and enable prompter discharge from hospital. • <u>Specialist advice and support</u> has clinical staff knowledgeable about specific conditions such as diabetes and heart failure. There is an expectation that community services will strengthen links between secondary care and primary care and ensure that patients, carers and professionals within the community are empowered to better understand and manage specialist clinical conditions. • <u>Locality hubs</u> are a range of service models that are provided through physical building(s) and/or virtual connections of professionals within a locality that give people and professionals across a larger area access to services that support wellbeing and promote proactive care and self-management. <p>These four groupings combine services according to the level of complexity of people they support, all designed to help people to stay in the community.</p>	

The CCG wants to ensure a safe transfer of services so that from the start of the Contract patients and carers experience as a minimum the same level of service that they have been receiving, with no gaps in provision. The provider needs to become a long-term system partner, providing person-centred care, working closely with primary care leadership and being flexible to transition towards more integrated and innovative working during the life of the contract. The Provider needs to be part of Healthier Together, the Bristol, North Somerset and South Gloucestershire Sustainability and Transformation Partnership (STP) and work towards implementing the STP vision for an integrated care system. The provider must be willing to be part of a provider alliance with primary care localities.

To view full information and/or express an interest visit: <https://in-tendhost.co.uk/scwcsu/asp/Home>.

Award criteria	<input checked="" type="checkbox"/> Price is not the only award criterion and all criteria are stated only in the procurement documents
Estimated value (if applicable) (for framework agreements – estimated total maximum value for their entire duration)	Value excluding VAT: 1Bn Currency: £ pounds sterling
Duration of the contract (or the framework agreement) Note: guidance states should include all extensions	Duration in months [] OR Duration in days [] OR Start (01/04/2020) / End (31/03/2030)
Description of renewals/extensions (400 Character Limit)	No extensions planned
Variants will be accepted:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Information about options	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Description of options:
Information about electronic catalogues	<input type="checkbox"/> Tenders must be presented in the form of electronic catalogues or include an electronic catalogue
Information about European Union funds. This procurement is related to a project and/or programme financed by European Union funds:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Identification of project:

Additional information

--

SECTION III: LEGAL, ECONOMIC, FINANCIAL AND TECHNICAL INFORMATION

III.1) Conditions for participation

Objective rules and criteria for participation List and brief description of rules and criteria: (1000 Character Limit)	Submission of Form of Offer and all required background information and eligibility questions, including one provider delivering at least 85% of the annual contract value themselves. Net assets or evidence of ability to borrow >£5m or parental company guarantor for this amount.
Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers	NA
Economic and financial standing	<input checked="" type="checkbox"/> Selection criteria as stated in the procurement documents
Technical and professional ability	<input checked="" type="checkbox"/> Selection criteria as stated in the procurement documents
Information about reserved contracts: <i>(if applicable)</i>	<input type="checkbox"/> The contract is reserved to sheltered workshops and economic operators aiming at the social and professional integration of disabled or disadvantaged persons <input type="checkbox"/> The execution of the contract is restricted to the framework of sheltered employment programmes (only in the case of contracts for certain health, social and culture services covered by Article 77 of Directive 2014/24/EU) <input type="checkbox"/> Participation in the procedure is reserved to organisations pursuing a public service mission and fulfilling the conditions set in Article 77(2) of Directive 2014/24/EU

III.2) Conditions related to the contract *(if applicable)*

Information about a particular profession (1500 Character Limit)	<input type="checkbox"/> Execution of the service is reserved to a particular profession Reference to the relevant law, regulation or administrative provision:
Contract performance conditions <i>(optional information)</i> (1000 Character Limit)	
Information about staff responsible for the performance of the contract: <i>(optional information)</i>	<input type="checkbox"/> Obligation to indicate the names and professional qualifications of the staff assigned to performing the contract

SECTION IV: PROCEDURE

IV.1) Description

<p>Form of procedure (1000 Character Limit per “procedure justification”)</p>	<p><input type="checkbox"/> Open procedure <input type="checkbox"/> Restricted procedure <input checked="" type="checkbox"/> Competitive procedure with negotiation <input type="checkbox"/> Competitive dialogue <input type="checkbox"/> Innovation partnership</p> <p>Accelerated Procedure <input type="checkbox"/> and justification (if applicable):</p>
<p>Information about framework agreement or a dynamic purchasing system</p>	<p><input type="checkbox"/> The procurement involves the establishment of a framework agreement</p> <p><input type="checkbox"/> <i>Framework agreement with a single operator</i> <input type="checkbox"/> <i>Framework agreement with several operators</i></p> <p><i>Envisaged maximum number of participants to the framework agreement:</i></p> <p><input type="checkbox"/> <i>The procurement involves the setting up of a dynamic purchasing system</i></p> <p><input type="checkbox"/> <i>The dynamic purchasing system might be used by additional purchasers</i></p> <p><i>Provide justification for any duration exceeding 4 years (as far as is already known) (400 character limit):</i></p>
<p>Information about reduction of the number of solutions or tenders during negotiation or dialogue</p>	<p><input checked="" type="checkbox"/> Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated</p>
<p>Information about negotiation (<i>only for competitive procedures with negotiation</i>)</p>	<p>Type of procedure: Competitive procedure with negotiation</p> <p>The contracting authority reserves the right to award the Contract on the basis of the initial tenders without conducting ongoing negotiations</p>
<p>Information about electronic auction</p>	<p><input type="checkbox"/> An electronic auction will be used</p> <p><i>Additional information about electronic auction:</i></p>
<p>The procurement is covered by the Government Procurement Agreement:</p>	<p>Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>

IV.2) Administrative Information

Previous publication concerning this procedure	Prior information notice number: 399783-2018-EN
Time limit for receipt of tenders or requests to participate (1000 Character Limit per procedure justification)	11/03/2019 Round 1 Full Proposals Potential bidders must state whether they wish to attend an initial market engagement event by 17/1/19. Potential bidders must state whether they wish to take part in negotiation meetings with the CCG by 22/1/19. The deadline for receiving Round 1 bids is 11/3/19. Round 2 proposals, for shortlisted bidders, if desired by the CCG are due 31/5/19.
Estimated date of dispatch of invitations to tender or to participate to selected candidates <i>(optional)</i>	
Languages in which tenders or requests to participate must be submitted	English
Minimum time frame during which the tenderer must maintain the tender	Duration in months: 6 months
Conditions for opening of tenders	Place: <i>Not used (leave blank)</i> Information about authorised persons and opening procedure: <i>Not used (leave blank)</i>
Scheduled date for start of award procedures	<i>(03/07/2019)</i>

SECTION V: COMPLEMENTARY INFORMATION

VI.2) Information about electronic workflows

This is a recurrent procurement	Yes <input type="checkbox"/> Estimated timing for further notices to be published: No <input checked="" type="checkbox"/>
Information about electronic workflows <i>Leave un-ticked where not applicable</i>	<input type="checkbox"/> Electronic ordering will be used <input type="checkbox"/> Electronic invoicing will be accepted <input type="checkbox"/> Electronic payment will be used

VI.3) Additional information (if applicable)

This Contract Notice follows a Prior Information Notice released on 10 September 2018 (399783-2018-EN) and two market engagement events for potential bidders in 2018.

Whether previously registered or involved in past market engagement events or not, all potential bidders for this procurement must now formally register on the CCG's e-procurement system at <https://in-tendhost.co.uk/scwcsu/asp/Home>. Potential bidders should review the list of 'current tenders' and select the option to 'express an interest' for this procurement. Any further information about the procurement will be released via the portal. At registration potential bidders are advised to include the contact details of at least two people to allow for access to the portal in times of staff absence.

Potential bidders who wish to attend a market engagement event should send a message stating this via the e-procurement system no later than 5pm on Thursday 17 January 2019. The event will be held at 10am on Monday 21 January 2019. Details will be provided to potential bidders that express an interest through the e-procurement portal.

Potential bidders who wish to take part in formal negotiation meetings with the CCG should send a message stating this via the e-procurement system no later than 4pm on Tuesday 22 January 2019. Potential bidders will be allocated time to meet with the CCG and will be required to present their initial plans. Meetings will begin from 30 January 2019.

The services being procured are healthcare services falling within Schedule 3 of the Public Contracts Regulations 2015 ("the Regulations") which are not subject to the full regime of the Regulations, but are instead governed by the "Light Touch Regime" contained within Chapter 3, Section 7 of the Regulations (Regulations 74 to 77).

The procurement will be conducted in accordance with the requirements and flexibilities provided by Articles 74 to 76 of the Directive, and Regulations 74 to 76 of the Regulations. The CCG will run a transparent procurement process, treating all Bidders equally. For the avoidance of doubt, the CCG will not be bound by the Regulations or the Treaty on the Functioning of the European Union or any other regulations or legislation except for the specific parts or circumstances that apply to the procurement of these services.

Neither the inclusion of selection stages, nor the use of any language or terms found in the Directive or Regulations, nor the description of the procedure voluntarily adopted by the Authority ("Open", "Restricted", "Competitive Procedure with Negotiation", "Competitive Dialogue" or any other description), nor any other indication, shall be taken to mean that the Authority intends to hold itself bound by the Directive or Regulations, save by the provisions applicable to services coming within the scope of Annex XIV of the Directive / Schedule 3 of the Regulations.

The Contracting Authority intends to voluntarily observe the award decision notices provisions and 10 day standstill period described in Regulation 86 of the Regulations. Unsuccessful bidders will receive reasons for the decision. The deadline for lodging appeals is in accordance with Regulation 87 and Regulation 91 of the Regulations.

VI.4) Procedures for review

Review body Official name: <i>Name of lead Commissioner/Contracting Authority</i>	NHS Bristol, North Somerset and South Gloucestershire Clinical Commissioning Group
Postal Address:	South Plaza, Marlborough St
Town:	Bristol
Postcode:	BS1 3NX
Country:	UK
Email:	Michael.pingstone@nhs.net
Telephone:	0117 984 1614
Internet address: (URL)	https://in-tendhost.co.uk/scwcsu/asp/Home
Review procedure Precise information on deadline(s) for review procedures:	To be notified by 17 July 2019.
Body responsible for mediation procedures Official name:	Centre for Effective Dispute Resolution via NHS Bristol, North Somerset and South Gloucestershire Clinical Commissioning Group
Postal Address:	South Plaza, Marlborough St
Town:	Bristol
Postcode:	BS1 3NX
Country:	UK
Email:	Michael.pingstone@nhs.net
Telephone:	0117 984 1614
Internet address: (URL)	https://in-tendhost.co.uk/scwcsu/asp/Home
Fax:	
Service from which information about the review procedure may be obtained (if applicable) Official name:	
Postal Address:	
Town:	
Postcode:	
Country:	
Email:	
Telephone:	
Internet address: (URL)	
Fax:	

VI.5) Date of dispatch of this notice: *This field is auto generated when advert is submitted.*