

Surrey Health and Social Care

SURREY-WIDE COMMISSIONING COMMITTEES IN COMMON

AGENDA Part One

This meeting will be webcast live via the Surrey County Council website via: <https://surreycc.public-i.tv/core/portal/webcasts> with the agenda, papers and minutes being published on the Surrey County Council website.

Questions from the public are welcome and should be emailed to the Team in advance of the meeting so a response can be provided, via: syheartlandsicb.governance@nhs.net

Committees in Common between the following organisations:

NHS Frimley ICB	✓
NHS Surrey Heartlands ICB (SyHt ICB)	✓
Surrey County Council (SCC)	✓

Date	Wednesday 20 September 2023	Time	10:00- 10:25
Venue	Virtual meeting/ Woodhatch Place, Reigate (Surrey County Council)		

Members/ Attendees:

Name	Title/ Role	Att (✓)/ Apols (A)		
		SyHt ICB	Frimley ICB	SCC
Convener				
Andrew Lloyd (AL)	(Convener) Surrey-wide Commissioning Committees in Common Independent Convener			
Members				
Ian Smith (IS)	Chair	✓		
Clare Stone (CS)	Director of Multi-Professional Leadership and Chief Nurse	✓		
Karen McDowell (KMc)	Acting Chief Executive Officer	A		
Matthew Knight (MK)	Chief Finance Officer	✓		
Vacant	Clinical member	-		
Tracey Faraday-Drake (TFD)	(Chair) Director for Children and Young People and All Age Learning Disabilities and Autism		✓	
Sarah Bellars (SBe)	Chief Nursing Officer		✓	

Name	Title/ Role	Att (✓)/ Apols (A)		
		SyHt ICB	Frimley ICB	SCC
Samuel Burrows (SBu)	Chief Transformation & Digital Officer		A	
Richard Chapman (RC)	Chief Finance Officer		A	
Cllr Tim Oliver (TO)	(Chair) Council Leader			A
Cllr Clare Curran (CC) <i>On behalf of TO</i>	Cabinet Member for Education and Learning			✓
Cllr Sinead Mooney (SM)	Cabinet Member for Children and Families			✓
Cllr Mark Nuti (MN)	Cabinet Member for Adults and Health			✓
Attendees				
Jonathan Lillistone (JL)	Director of Integrated Commissioning, Adult Social Care & Integrated Commissioning		✓	
Angela Guest (AG)	Committee Manager: Legal and Democratic Services, Surrey County Council		✓	
Natasha Moore (NM)	(Minute-taker) Governance Manager, Surrey Heartlands ICB		✓	

Item No.	Timings	Item	Action	Presenter	Paper No
1.	10:00 5 mins	Welcome, Introductions and Apologies a) Confirmation of Convener	To note	Convener	Verbal
2.		Declarations of Interest a) To receive confirmation from all members and attendees that their entry in the Register of Interests is up-to-date, accurate and complete. b) To receive any declarations of interest pertinent to items on this agenda.	To note	Convener	1
3.		Quorum *	To confirm	Convener	Verbal
4.	10:05 5 mins	Minutes from the previous meeting on 28/06/2022	To approve	Convener	2
5.		Action Log	To note	Convener	3
6.		Questions from members of the public	To respond	Convener	Verbal
7.	10:10 10 mins	Dynamic Purchasing System For Care and Support With Community Accommodation for Working Age Adults	To approve	JL	4

Item No.	Timings	Item	Action	Presenter	Paper No
AOB					
8.	10:20 5 mins	AOB	To note	All	Verbal
9.	10:25	Meeting close	To note	Convener	Verbal
Date of future meetings for 2023/24: <i>(All hybrid meetings, with 'in person' facility at Woodhatch Place for SCC colleagues)</i> <ul style="list-style-type: none"> Wednesday 13 December 2023; 10:00- 12:00 Wednesday 20 March 2024; 10:00- 12:00 					

***Quorum** and membership agreed by organisations individually. Details on Quoracy and voting are included in the Terms of Reference for each organisation as below:

Organisation	Quorum
Frimley ICB	One member
Surrey Heartlands ICB	A minimum of three members
Surrey County Council	Any three Cabinet members

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REGISTER OF INTERESTS

Definition of an interest

A conflict of interest occurs where an individual's ability to exercise judgement, or act in a role is, could be, or is seen to be, impaired or otherwise influenced by his or her involvement in another role or relationship. In some circumstances, it could be reasonably considered that a conflict exists even when there is no actual conflict. In these cases, it is important to still manage these perceived conflicts in order to maintain public trust.

It is not possible, or desirable, to define all instances in which an interest may be a real or perceived conflict. It is for each Individual to exercise their judgment in deciding whether to register any interests that may be construed as a conflict. If any Individual is unsure as to whether an interest should be declared then he or she should seek guidance from the meeting secretary or, if relevant, from the committee or sub- committee chair. (Examples below are non-exhaustive.)

Source: [NHS England Revised Statutory Guidance on Managing Conflict of Interest for ICBs](#)

Financial Interests

This is where an individual may get Direct financial benefits from the consequences of a commissioning decision. This could, for example, include being:

- A Director, including a non-executive Director, or senior employee in a private company or public limited company or other organisation which is doing, or which is likely, or possibly seeking to do, business with health or social care organisations;
- A shareholder (or similar ownership interests), a partner or owner of a private or not-for-profit company, business partnership or consultancy which is doing, or which is likely, or possibly seeking to do, business with health or social care organisations;
- A management consultant for a provider.

This could also include an individual being:

- In secondary employment;
- In receipt of secondary income from a provider;
- In receipt of a grant from a provider;
- In receipt of any payments (for example honoraria, one-off payments, day allowances or travel or subsistence) from a provider;
- In receipt of research funding, including grants that may be received by the individual or any organisation in which they have an interest or role; and having a pension that is funded by a provider (where the value of this might be affected by the success or failure of a provider).

Non-Financial Professional Interests

This is where an individual may obtain a non-financial professional benefit from the consequences of a commissioning decision, such as increasing their professional reputation or status or promoting their professional career. This may, for example, include situations where the individual is:

- An advocate for a particular group of patients;
- A GP with special interests, e.g. in dermatology, acupuncture, etc.;
- A member of a particular specialist professional body (although routine GP membership of the RCGP, British Medical Association (BMA) or a medical defence organisation would not usually by itself amount to an interest which needed to be declared);
- An advisor for the are Quality Commission (CQC) or the National Institute for Health and Care Excellence (NICE);
- A medical researcher;
- GPs and Practice Managers, who are members of the Governing Body or Committees of the ICB should declare details of their roles and responsibilities held within their GP practice.

Non-Financial Personal Interests

This is where an individual may benefit personally in ways which are not Directly linked to their professional career and do not give rise to a Direct financial benefit. This could include, for example, where the individual is:

- A voluntary sector champion for a provider;
- A volunteer for a provider;
- A member of a voluntary sector board or has any other position of authority in or connection with a voluntary sector organisation; Suffering from a particular condition requiring individually funded treatment;
- A member of a lobby or pressure group with an interest in health.

Indirect Interests

This is where an individual has a close association with an individual who has a financial interest, a non-financial professional interest or a non-financial personal interest in a commissioning decision (as those categories are described above) for example:

- A spouse/partner;
- Close relative e.g., parent, grandparent, child, grandchild or sibling;
- Close friend; or
- Business partner.

A declaration of interest for a "business partner" in a GP partnership should include all relevant collective interests of the partnership, and all interests of their fellow GP partners

Whether an interest held by another person gives rise to a conflict of interest will depend upon the nature of the relationship between that person and the individual, and the role of the individual within the ICB.

REGISTER OF INTERESTS: Surrey-wide Commissioning Committees in Common Members

Interests **highlighted in yellow** have been updated since the last meeting.

Updated: 05/09/2023

Name	Role	Declared Interest (Name of the organisation and nature of business)	Type of Interest			Is the interest direct or indirect	Nature of interest	Date of Interest		Action taken to mitigate risk
			Financial	Non-financial Professional	Non-Financial Personal			From	To	
Andrew Lloyd	Surrey-wide Commissioning Committees in Common Independent Convener	Farnborough Air Sciences Trust	N	N	Y	Direct	Chair of Farnborough Air Sciences Trust (Aerospace related Charity)	27/06/2023	Present	Withdrawn from specific commissioning decisions
		Rushmoor Voluntary Services	N	N	Y	Direct	Chair of Voluntary Sector Charity: Rushmoor Voluntary Services	27/06/2023	Present	Withdrawn from specific commissioning decisions
		Members Group Prospect Trust	N	N	Y	Direct	Chair of Members Group Prospect Trust (Multi Academy Trust)	27/06/23	Present	Withdrawn from specific commissioning decisions
NHS Surrey Heartlands ICB										
Ian Smith	Chair, Surrey Heartlands ICB	Trilantic Partners	Y			Direct	Private Equity	01/01/2005	Present	N/A
		Allsripts	Y			Direct	US Healthcare IT	25/06/2018	Present	N/A
		Ministry of Defence	Y			Direct	Ministry of Defence	01/05/2018	Present	N/A
		Edyn.care	Y			Direct	Ordinary	01/01/2015	Present	N/A
		On the Mend	Y			Direct	Ordinary	15/12/2021	Present	N/A
		Time for Medicine	Y			Direct	Ordinary	01/05/2010	Present	N/A
		Blenheim Chalcot	Y			Direct	Ordinary	01/04/2000	Present	N/A
Metabolic Health Institute	Y			Direct	Investment	17/05/2022	Present	Withdrawn from specific commissioning decisions		
Clare Stone	Director of Multi-Professional Leadership and Chief Nurse	Nil declaration								
Karen McDowell	Acting Chief Executive	SWL ICB				Indirect	Close Family Member is employed as the Locality Finance Director for Wandsworth & Merton Place	23/07/2018	Present	Interest Noted
		Renewed Hope - Support for Homeless & Vulnerable	N	Y	N	Direct	Volunteer for the shelter at weekends supporting homeless and vulnerable people. Applied for role as Trustee on the board.	30/06/2023	Present	Interest Noted

Name	Role	Declared Interest (Name of the organisation and nature of business)	Type of Interest				Is the interest direct or indirect	Nature of interest	Date of Interest		Action taken to mitigate risk
			Financial	Non-financial Professional	Non-Financial Personal	From			To		
Matthew Knight	Chief Finance Officer	Nil declaration									
NHS Frimley ICB											
Tracey Faraday-Drake	Director for Children and Young People and All Age Learning Disabilities and Autism	Frimley ICB			Y	Direct	Close family member works as part of Frimley ICB finance bank team as an Invoice Validator, 12 hours per week whilst studying for a Banking degree at the University of Sussex	09/10/2022	Present	Works to a different budget and portfolio. Deputy CFO is aware of the relationship as is his manager.	
Sarah Bellars	Chief Nursing Officer	FHFT			Y	Indirect	Two close family members work for FHFT	01/04/2021	Present	Seek the advice of other senior members of the executive and non-executive team if there is a potential conflict	
Samuel Burrows	Chief Transformation & Digital Officer	Nil declaration									
Richard Chapman	Chief Finance Officer	Nil declaration									
Surrey County Council											
Cllr Tim Oliver	Council Leader	Surrey County Council	Y			Direct	Health & Wellbeing Board Member	23/05/2018	Present	Interest Noted	
		County Councils Network		Y		Direct	Chair	01/01/2020	Present	Interest Noted	
		Shooting Star Childrens' Hospital		Y		Direct	Vice President	01/01/2015	Present	Interest Noted	
		Surrey County Council	Y			Direct	Employee	23/05/2018	Present	Interest Noted	
		Surrey Heartlands ICS	Y			Direct	Independent Chair	01/04/2019	Present	Interest Noted	
		University of Surrey		Y		Direct	Nominated to the Innovate Surrey Board (a board of the University of Surrey for educational purposes)	01/05/2023	Present	Interest Noted	

Name	Role	Declared Interest (Name of the organisation and nature of business)	Type of Interest			Is the interest direct or indirect	Nature of interest	Date of Interest		Action taken to mitigate risk
			Financial	Non-financial Professional	Non-Financial Personal			From	To	
Cllr Clare Curran	Cabinet Member for Education and Learning	Bookham United Charities			Y	Direct	Trustee of Bookham United Charities	tbc	Present	Interest Noted
		Bookham Residents' Association			Y	Direct	Director of Bookham Residents' Association	tbc	Present	Interest Noted
		St Nicholas, Great Bookham			Y	Direct	Member of the Parochial Church Council at St Nicholas, Great Bookham	24/11/2021	Present	Interest Noted
Cllr Sinead Mooney	Cabinet Member for Children and Families	Daybreak (Charity)		Y		Direct	Trustee nominated by Spelthorne BC	tbc	Present	Withdraw from specified commissioning discussion and decisions
Cllr Mark Nuti	Cabinet Member for Adults and Health	Chertsey Cricket Club			Y	Direct	Chairman	tbc	Present	Interest Noted
		Henry Smith Charity			Y	Direct	Chairman of Trustees	tbc	Present	Interest Noted
		Feoffees of Chertsey Market			Y	Direct	Trustee	tbc	Present	Interest Noted
		Chertsey Almshouses			Y	Direct	Trustee	tbc	Present	Interest Noted
		Chertsey Town Football Club			Y	tbc	Vice Chairman	tbc	Present	Interest Noted
		Chertsey Black Cherry Fair			Y	tbc	Committee Member	tbc	Present	Interest Noted
		Chertsey Christmas Goose Fair			Y	tbc	Chairman	tbc	Present	Interest Noted
		Stepgates Community School	tbc			tbc	Co-opted Governor	tbc	Present	Interest Noted
		Runnymede Borough Council	tbc			tbc	Borough Councillor	tbc	Present	Interest Noted
CEASED INTERESTS/ PREVIOUS MEMBERS' INTERESTS (to remain on register for 6 months following cessation)										
Dr Tim Bates Ceased as a member 20/04/2023	Clinical Director – Integrated Services	Fort House Practice, Walton on Thames	Y			Direct		01/04/2020	Present	Withdraw from specified commissioning discussion and decisions
		NICS Federation	Y			Direct	Practice is a member	01/04/2020	Present	Withdraw from specified commissioning discussion and decisions

Name	Role	Declared Interest (Name of the organisation and nature of business)	Type of Interest			Is the interest direct or indirect	Nature of interest	Date of Interest		Action taken to mitigate risk
			Financial	Non-financial Professional	Non-Financial Personal			From	To	
		WHAM PCN practice member	Y			Direct	WHAM PCN	03/08/2020	Present	Withdraw from specified commissioning discussion and decisions
		NICS vaccination centres	Y			Direct	Worked as a GP in vaccine centre	01/01/2021	Present	Interest Noted
Prof Claire Fuller Ceased as a member from 11/09/2023	Chief Executive Officer	Surrey University		Y		Direct	Visiting professor faculty of health sciences	10/05/2021	Present	Withdrawn from specific commissioning decisions
		Pfizer	Y			Direct	Life long pension from Pfizer, following death of spouse.	24/04/2004	Present	Interest Noted
		Park Road Group Practice		Y		Direct	Work in the practice weekly on voluntary basis as a Locum GP - not financially remunerated.	01/11/2021	Present	Withdrawn from specific commissioning decisions. Declare and withdraw from decision, should decisions affect Surrey Heath PCN.

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Surrey Health and Social Care

SURREY COMMISSIONING COMMITTEES IN COMMON MINUTES

Committees in Common between the following organisations:

NHS Frimley ICB	✓
NHS Surrey Heartlands ICB (SyHt)	✓
Surrey County Council (SCC)	✓

Date	Wednesday 28 June 2023	Time	10:00- 10:15
Venue	Virtual meeting/ Woodhatch Place, Reigate (Surrey County Council)		

Members/ Attendees:

Name	Title/ Role	Att (✓)/ Apols (A)		
		SyHt ICB	Frimley ICB	SCC
Convener				
Cllr Tim Oliver (TO)	Council Leader, Surrey County Council			
Members				
Ian Smith (IS) <i>From item 7</i>	Chair	✓		
Clare Stone (CS)	Director of Multi-Professional Leadership and Chief Nurse	✓		
Prof Claire Fuller (ProfCF)	(Chair) Chief Executive Officer	A		
Karen McDowell (KMc) <i>On behalf of ProfCF</i>	Chief Operating Officer	✓		
Matthew Knight (MK)	Chief Finance Officer	✓		
Vacant	Clinical member	-		
Tracey Faraday-Drake (TFD)	(Chair) Director for Children and Young People and All Age Learning Disabilities and Autism		✓	
Sarah Bellars (SBe)	Chief Nursing Officer		A	
Samuel Burrows (SBu)	Chief Transformation & Digital Officer		A	
Richard Chapman (RC)	Chief Finance Officer		A	
Cllr Tim Oliver (TO)	(Chair) Council Leader			✓
Cllr Sinead Mooney (SM)	Cabinet Member for Children and Families			✓

Name	Title/ Role	Att (✓)/ Apols (A)		
		SyHt ICB	Frimley ICB	SCC
Cllr Mark Nuti (MN)	Cabinet Member for Adults and Health			✓
Attendees				
Liz Bruce (LB)	Joint Executive Director, ASC & Integrated Commissioning		A	
Jonathan Lillistone (JL) <i>On behalf of LB</i>	Director of Integrated Commissioning, Adult Social Care & Integrated Commissioning		✓	
Andrew Lloyd (AL) <i>(Observer)</i>	Surrey-wide Commissioning Committees in Common Independent Convener		✓	
Rachael Wardell (RW)	Executive Director, Children, Families and Lifelong Learning		✓	
Niki Baier (NB)	Director of Acute and Collaborative Contracts, Surrey Heartlands ICB		✓	
Angela Guest (AG)	Committee Manager: Legal and Democratic Services, Surrey County Council		✓	
Lucy Clements (LC) <i>For item 7</i>	Health Integration Policy Lead, Surrey Heartlands and Surrey County Council		✓	
Natasha Moore (NM)	(Minute-taker) Governance Manager, Surrey Heartlands ICB		✓	

Item No.	Discussion and actions raised	Who	By when
1	<p>Welcome, Introductions and Apologies</p> <p>The Convener welcomed members and attendees; apologies were received as detailed above. TO was confirmed as Convener for this meeting.</p> <p>The Convener confirmed that the SCC Committee were meeting 'in person' to fulfil their statutory decision-making requirements; NHS Frimley and NHS Surrey Heartlands ICBs were meeting virtually.</p> <p>The Convener reminded all present that the meeting would be recorded for administration purposes only.</p> <p>The Convener welcomed AL to the meeting. AL was observing today's meeting but was due to fulfil the role of Independent Convener for future Surrey-wide Commissioning CinC meetings.</p>		
2	<p>Declarations of Interest</p> <p>a) To receive confirmation from all members and attendees that their entry in the Register of Interests is up-to-date, accurate and complete.</p> <p>The Convener noted the register of members' and attendees' interests included in the meeting papers. The Convener invited members and attendees to report any new declarations or any amendments to the register.</p>		

Item No.	Discussion and actions raised	Who	By when						
	<p>TO outlined that he had an additional non-financial professional interest with the University of Surrey as XXX. ACTION: NM to add to the register of interests.</p> <p>b) To receive any declarations of interest pertinent to items on this agenda. The Convener invited members and attendees to report any conflicts pertinent to items on this agenda. None were received.</p>	NM	30/07/2023						
3	<p>Quorum The required quorum was met for the following organisations:</p> <ul style="list-style-type: none"> • NHS Frimley ICB • NHS Surrey Heartlands ICB • Surrey County Council 								
4	<p>Minutes from last meeting on 22/03/2023 The minutes of the last meeting were presented.</p> <p>Decision Applicable to:</p> <table border="1" data-bbox="252 947 890 1061"> <tr> <td>NHS Frimley ICB</td> <td>✓</td> </tr> <tr> <td>NHS Surrey Heartlands ICB</td> <td>✓</td> </tr> <tr> <td>Surrey County Council</td> <td>✓</td> </tr> </table> <p>The above Surrey-wide Commissioning Committees:</p> <ul style="list-style-type: none"> • APPROVED the minutes of the last meeting. 	NHS Frimley ICB	✓	NHS Surrey Heartlands ICB	✓	Surrey County Council	✓		
NHS Frimley ICB	✓								
NHS Surrey Heartlands ICB	✓								
Surrey County Council	✓								
5	<p>Action Log It was noted that there were no actions from the last meeting.</p>								
6	<p>Questions from members of the public No questions were received from the public.</p>								
7	<p>Surrey All Age Mental Health Investment Fund (MHIF): Process For Use Of Funding LC presented the above, which noted three recommendations:</p> <p>Recommendation 1: Agree £1.2m to be used to support a school-based needs mental health intervention programme which will be invested into an existing contract which is jointly commissioned by SyHt and SCC.</p> <ul style="list-style-type: none"> • This programme linked with the schools-based needs team and provided early intervention coordinators into all primary schools across Surrey. • Recognised that this was a significant bid which required strong contract management in place. Therefore, it would be held and managed by the Integrated Childrens Commissioning Team. <p>Recommendations 2 & 3: Agree £1m each to be used by the Surrey Adults Integrated Commissioning team and the</p>								

Item No.	Discussion and actions raised	Who	By when						
	<p>Surrey Children’s Integrated Commissioning team to fund the extension and expansion of specific current prevention and early intervention programmes.</p> <ul style="list-style-type: none"> • These bids recognised the need to extend or expand existing prevention and early intervention programmes. • Funding would be used under a clear set of criteria and elected members would have input into these programmes to ensure that these are not used to fund ‘business as usual’ but rather specific programmes that have demonstrated positive outcomes. <p>The Chair noted the good work undertaken, with positive outcomes.</p> <p>SM highlighted that the paper noted that the schemes above would bring new capacity and asked for detail of this and how this would improve outcomes. LC clarified that the funding would be used for existing programmes with proven outcomes so that more residents can access the services. The Early Intervention Coordinators within schools would also provide a preventative approach for all Surrey primary schools.</p> <p><i>IS joined the meeting.</i></p> <p>Decision Applicable to:</p> <table border="1" data-bbox="252 1126 817 1240"> <tr> <td>NHS Frimley ICB</td> <td>n/a</td> </tr> <tr> <td>NHS Surrey Heartlands ICB</td> <td>✓</td> </tr> <tr> <td>Surrey County Council</td> <td>✓</td> </tr> </table> <p>Recommendation/s: The NHS Surrey Heartlands ICB and SCC Surrey-wide Commissioning Committees only are asked:</p> <ul style="list-style-type: none"> • TO AGREE the use of the £1.2m to support a school-based needs mental health intervention programme which will be invested into an existing contract which is jointly commissioned by SyHt and SCC. • TO AGREE the use of £1m to each to be used by the Surrey Adults Integrated Commissioning team and the Surrey Children’s Integrated Commissioning team to fund the extension and expansion of specific current prevention and early intervention programmes. <p>The NHS Surrey Heartlands ICB and SCC Surrey-wide Commissioning Committees:</p> <ul style="list-style-type: none"> • AGREED the use of the Mental Health Investment Fund budgets for the areas and amounts specified above. 	NHS Frimley ICB	n/a	NHS Surrey Heartlands ICB	✓	Surrey County Council	✓		
NHS Frimley ICB	n/a								
NHS Surrey Heartlands ICB	✓								
Surrey County Council	✓								
8	<p>AOB None.</p>								

Item No.	Discussion and actions raised	Who	By when
9	Meeting close Meeting closed at 10:15.		
Date of next meeting: Wednesday 20 September 2023; 10:00- 12:00			
Signed and agreed by: Date: DD MMM YYYY Cllr Tim Oliver, Council Leader, Surrey County Council (Convener)			

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Surrey-wide Commissioning Committees in Common Action Log- Part I

Last updated 05/09/2023; NM

Meeting where action raised	Agenda Number/ Item	Action	By whom	Deadline	Status	Update
No open actions						

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Agenda item: 7
Paper no: 4

Title of Report:	Dynamic Purchasing System for Care and Support with Community Accommodation (DPS) for Working Age Adults	
Status:	TO APPROVE and TO NOTE	
Committee:	Surrey-wide Commissioning Committees in Common	Date: 21/09/2023
Venue:	Woodhatch Plan/ Virtual meeting	
Presented By:	Jonathan Lillistone	
Author(s)/ Lead Officer(s):	Anna Waterman Head of Disabilities Commissioning, SCC Laura Saunders, Head of Integrated Commissioning, SyH Sarah Ford Senior Commissioning Manager Disabilities, SCC	

Executive Summary:

This report is asking for the Surrey Wide Committees in Common to endorse the introduction and procurement of a new Dynamic Purchasing System for Care and Support with Community Accommodation (DPS). It will replace the existing Supported Independent Living (SIL) Approved Provider List for Learning Disability and Autism, and replace the existing Mental Health Dynamic Purchasing System, both of which are due to expire in March 2024.

The DPS will establish a formal integrated approach to the procurement of high quality and cost efficient health and social care packages of support in Care and Support with Accommodation services. This will be facilitated by the introduction by April 2024 of S.75 agreement, providing assurance regarding the contractual arrangements needed by Surrey Heartlands ICS and NHS Frimley as well as by Surrey County Council.

Governance:

Conflict of Interest:	None identified	✓
Previous Reporting: (relevant committees/ forums this paper has previously been presented to)	<ul style="list-style-type: none"> • Accommodation with Care and Support Programme Board • SCC ASC Senior Leadership Team • Surrey Heartlands Commissioning, Contracting and Commercial Committee • Surrey Heartlands ICS Executive Committee • Surrey Health & Care Commissioning Collaborative 	
Freedom of Information: The Author considers:	Open – no restriction applies. Part 1 Suitable for Publication	✓

Decision Applicable to:

Decision applicable to the following partners:	NHS Frimley ICB	✓
	NHS Surrey Heartlands ICB	✓
	Surrey County Council	✓

Recommendation(s):

The Surrey-wide Commissioning Committees in Common are asked to:

1. **AGREE** the commencement of the procurement process that will put in place a Dynamic Purchasing System arrangement for Care and Support with Community Accommodation (DPS) subject to the Public Contracts Regulations 2015 (PCR), from April 2024 to ensure we embed a consistent, high quality and cost effective procurement approach to supported independent living in the Surrey marketplace.
2. **AGREE** the delegation of the award of contract to Executive Director of Adult Social Care in consultation with the Cabinet Member for Adult Social Care and Health
3. **NOTE** the Interdependencies which are being addressed currently, specifically:
 - a) progress in developing a S75 that facilitates smooth funding flow and the development of formal contracts
 - b) development of shared operational systems for shared assessment when appropriate.
4. **NOTE** the Risks should the introduction of the DPS be delayed.

Reason for recommendation(s):

Surrey as a county needs more independent living accommodation if people are to remain within and be a part of their local community, retaining connections with their family and friends. The introduction of the Care and Support with Community Accommodation DPS will ensure a consistent procurement approach to supported independent living and ensure we deliver our Accommodation with Care and Support Strategy and our Community Vision for Surrey in 2030.

Next Steps

1. Host a market engagement event with providers in September 2023.
2. Open the tender for lots 1-8 of the DPS at the end of September 2023.
3. Commence call off from the Care and Support with Community Accommodation DPS from April 2024.
4. Develop the specifications for the 'ghost' lots - place holders for future provision we may want to purchase under this DPS.

1. Overview:

- 1.1 The Accommodation with Care and Support Strategy 2019 outlines our strategic intent for the accommodation-based services we commission and provide for residents of Surrey who have care and support needs. It outlines the commitment to commission the delivery of care and support within independent living accommodation settings, making a strategic shift from traditional residential and nursing care.
- 1.2 In June 2022 Surrey-wide Commissioning Committees in Common endorsed the procurement of a Supported Independent Living Framework for Learning Disability and/or Autism, with an award of contract from January 2023 for a period of 15 months. This established an Approved Provider List of Supported Independent Living Providers (SIL APL) and embedded a consistent procurement approach to supported independent living in the Surrey marketplace. Mental Health providers were party to a separate Dynamic Purchasing System Framework that ran July 2019 - March 2024.
- 1.3 The terms of the Learning Disability and/or Autism SIL Approved Provider List and the Mental Health DPS are now due to expire, and a further options appraisal has been undertaken to identify the most appropriate future route to market for this provision. In discussion with mental health, Physical Disability and Sensory Impairment, NHS health commissioners and providers the remit of the future procurement approach has been broadened to include a range of community accommodation options and not just learning disability supported independent living provision. It is proposed a Care and Support with Community Accommodation Dynamic Purchasing System will be established which will replace the existing SIL Approved Provider List for Learning Disability and Autism, replace the existing Mental Health Dynamic Purchasing System, expiring in March 2024, and will introduce new 'ghost lots' for future procurement. ('ghost' lots are place holders for future provision we may want to purchase under this DPS).
- 1.4 The reasons for this are as follows:
 - Effective budget management and greater cost efficiency to support sustainability,
 - Robust contract management and quality assurance
 - Market management: stability and growth.
 - Establishes a formal integrated approach to the procurement of health and social care packages of support.
- 1.5 The Care and Support with Community Accommodation (DPS) will set out terms relating to financial assessment, quality and quantity under which individual contracts (call-offs) can be made. The structure that the DPS provides will facilitate more robust contract management and quality assurance. The DPS agreement will run for a period of 5 years with two 1-year extension periods. Contracts procured within the DPS must adhere to the specified terms and conditions, the specification, and additional Lot Requirements where these apply. The DPS will be opened at regular intervals of at least once every 3 months to allow new providers to join.

1.6 There will be a total of 8 lots on this Dynamic Purchasing System at the commencement date:

- Lot 1: Level one LDA Supported Independent Living
- Lot 2: Level two LDA Supported Independent Living
- Lot 3: Level one PDSI Supported Independent Living
- Lot 4: Level two PDSI Supported Independent Living
- Lot 5: Level one Mental Health: A Place to Call Home
- Lot 6: Level two Mental Health: A Place to Call Home
- Lot 7: Level one Mental Health: Support to Recover
- Lot 8: Level two Mental Health: Support to Recover

There will also be 5 'ghost' lots included for possible future requirements which may be presented to the market at a future date. These are:

- Lot 9: Shared Lives Working Age Adults
- Lot 10: Scheme-wide Procurement Working Age Adults
- Lot 11: Independent living from age 16 years Working Age Adults
- Lot 12: Multi-disciplinary bespoke Packages Working Age Adults
- Lot 13: 100% Health Funded / CHC Working Age Adults

1.7 There are three key interdependencies:

- Ensuring smooth funding flows and the development of formal contracts for all packages that are jointly funded depends upon a Section. 75 (S75) agreement being in place that provides the assurance needed by Surrey Heartlands ICS and NHS Frimley as well as by Surrey County Council. Work is underway to develop this agreement, the joint SROs being Jonathan Lillistone, Director of Integrated Care SCC and Niki Baier Director of Acute and Collaborative Contracts Surrey Heartlands. This S75 agreement will provide the legal basis for SCC to commission packages of care for individuals whose care is jointly funded by ICBs and visa versa. It is not intended to be a joint pooled budget agreement as separate statutory regulations and local governance are in place to determine instances where SCC and its ICB partners should jointly fund care packages.
- Operational systems: an integrated approach to assessment needs to be agreed for all packages that are jointly funded or that might be recommended for Continuing Health Care. This is being developed.

Both of the above need to be signed-off in order for new contract to be in place from 1 April 2024.

- Target age group: the DPS primarily covers the 18 plus cohort, from recognition that different legislation and regulation applies to people aged under 18 years. This leads to providers selecting to support either children and young people or adults and therefore a lack of appropriate options for people aged 16+ seeking permanent accommodation who can therefore find themselves needing to move out of Surrey, even into residential educational

settings when otherwise this would not be necessary. To address this, one of the 'ghost' lots specifically seeks to grow this portion of the market. There is a joint project group with SCC's Children with Disabilities Team concerned with addressing the challenges for this cohort, including the availability of appropriate Community Accommodation. This project group will inform the development of the ghost lot.

2. Consultation:

The specifications for services within the DPS are informed by ongoing engagement with the following user engagement structures:

- Valuing People Groups x 4
- Independent Mental Health Network
- People with mental health needs currently in SiL
- Learning Disability Partnership Board
- Autism Partnership Board
- There have also been 12 market engagement events over the past two years with providers of Community Accommodation.
- The engagement meets statutory requirements, including procurement legislation.

For details of the nature and extent of any consultation undertaken please see **Appendix 1**.

3. Risk Management and Implications:

3.1 The risks of delaying introduction of the DPS include:

Financial risk:

Currently the vast majority of LDA packages, regardless of funding source, are secured through spot contracts which do not facilitate cost effective budget management or quality assurance.

The current Mental Health DPS ends at the end of March 2024. All packages currently procured through the DPS would need to be procured as spot contracts. This can be expected to lead to each of the providers seeking to increase their rates, given the MH DPS had a fixed rate for the duration.

Risk Mitigation: The structure that the DPS provides will facilitate more robust contract management and quality assurance.

Strategic risk:

Markets for supporting working age adults are particularly financially vulnerable as there is minimal private business. The work undertaken to right price and right size packages is essential if the market is to be stabilised and managed effectively.

Risk Mitigation: The DPS is a structure that significantly facilitates this.

Quality risk:

An increasing number of providers, post pandemic, are receiving 'inadequate' or 'requires improvement' CQC ratings. There are new significant changes in the CQC inspection framework specifically in regard to the [Quality of Life Tool](#) and Oliver McGowan Mandatory Training. This is adding to market instability.

If local services are not sustained, there will be an increased number of placements out of area. These are harder to quality assure, incur increased costs, and have a detrimental impact on the support available from family members and friends, commonly offering poorer family and resident experience as a result.

Risk Mitigation: The DPS will enable improved oversight of CQC ratings, tracking ratings and ensuring support is offered at a provider level and system level to deliver high quality care.

3.2 Risk of not proceeding with the DPS

Financial Risk:

The DPS allows providers to submit new pricing for the services they provide. There is a risk that these rates will be higher than what is currently paid.

Risk Mitigation:

The bids will be assessed by benchmarking against the CareCubed a system used by the ASC brokerage team to assess the cost of care. If prices submitted are outside of the range quoted by CareCubed the prices will not be accepted. The provider will have the opportunity to resubmit their bid later.

Service Delivery Risk:

There is a risk that providers do not sign up to the new DPS. This would leave ASC needing to purchase care on a spot basis possibly at a higher cost.

Risk Mitigation:

Commissioners have run multiple market engagement events to explain and gain buy in from the provider market to the new DPS.

4. Financial and 'Value For Money' Implications

- 4.1 SCC currently spends approx. £100m on Supported Independent Living services that relate to lots 1-8 that are proposed to go live at the start of the new DPS for 1,700 individuals. In many cases Supported Independent Living offers better value for money than other forms of care e.g. Residential Placements. The DPS does not commit any expenditure but sets out a contractual framework for the provision of Supported Independent Living.
- 4.2 Currently SCC receives c. £9m of funding from Surrey's ICBs for Supported Independent Living packages that are commissioned by SCC.

5. Section 151 Officer Commentary

- 5.1 Significant progress has been made in recent years to improve the Council's financial resilience and the financial management capabilities across the organisation. Whilst this has built a stronger financial base from which to deliver our services, the increased cost of living, global financial uncertainty, high inflation and government policy changes mean we continue to face challenges to our financial position. This requires an increased focus on financial management to

protect service delivery, a continuation of the need to be forward looking in the medium term, as well as the delivery of the efficiencies to achieve a balanced budget position each year.

- 5.2 In addition to these immediate challenges, the medium-term financial outlook beyond 2023/24 remains uncertain. With no clarity on central government funding in the medium term, our working assumption is that financial resources will continue to be constrained, as they have been for the majority of the past decade. This places an onus on the Council to continue to consider issues of financial sustainability as a priority, in order to ensure the stable provision of services in the medium term.
- 5.3 In this context the Section 151 Officer recognises the importance of successfully tendering for the proposed new DPS for Community Accommodation for Working Age Adults to improve market management, quality assurance and cost effectiveness.
- 5.4 As set out in the risks section of this report, there is a risk that total cost of services provided under the DPS could initially increase based on new prices submitted by providers applying to join the DPS. It is essential that the price ranges set for the tender represent value for money and are comparable to prices paid for these services by comparator local authorities.
- 5.5 The financial implications to SCC of the new DPS, both in terms of changes to prices at the start of the DPS and future benefits through more effective contract management and standardised terms and conditions, will be incorporated into SCC's Medium Term Financial Strategy. SCC will also liaise with its ICB partners to outline the financial implications for any care packages that ICBs jointly fund that are to be commissioned by SCC under the DPS so ICBs can take this into account in their own financial planning.

6. Legal Implications – Monitoring Officer

- 6.1 Contracts for services of this value need to be competitively tendered for under The Public Contracts Regulations 2015, as amended.
- 6.2 Rule 2.7 of the Procurement and Contract Standing Orders states that any procurement, including extensions and variations to Contracts set out in the Annual Procurement Forward Plan and approved by Cabinet, is deemed authorised irrespective of the Contract value, and must be advertised, awarded and signed/sealed in line with table 2.7.a columns F-J. Any procurement not authorised as above must be authorised in accordance with table 27 a Summary table column E.
- 6.3 Legal Services will advise and assist, as required, on the new procurement and will draft the contract (which will be based on the current version of the Approved Provider List Contract).

7. Equalities and Diversity

- 7.1 An EQIA has been undertaken of the DPS. It demonstrates that the DPS will make a significant contribution to the ability of the system to ensure provision of community accommodation is allocated equitably, through the increased cost effectiveness and market management it facilitates.

7.2 Gaps in data were recorded, for example relating to sexual orientation, and these are picked up in the focus in the specifications on providers' ability to demonstrate personalisation.

7.3 The EQIA is available on request.

8. Other Implications:

8.1 The potential implications for the following priorities and policy areas have been considered. Where the impact is potentially significant a summary of the issues is set out in detail below.

8.2 Corporate Parenting/ Looked After Children Implications

8.2.1 One of the DPS 'ghost' lots specifically seeks to grow this portion of the market. There is a joint project group with SCC's Children with Disabilities Team concerned with addressing the challenges for this cohort, including the availability of appropriate Community Accommodation. This project group will inform the development of the ghost lot.

8.2.2 Improvement to HRS services will have a positive impact for residents who have left care, and previously been a Looked After Child. User engagement has identified that this cohort of people do make use of the HRS services currently, and the aim of these services is to improve the experience for this cohort of people.

8.3 Safeguarding Responsibilities for Vulnerable Children and Adults Implications

8.3.1 The DPS is expected to improve the accommodation offer for vulnerable people. This can be expected to have a positive impact, ensuring that vulnerable adults can live within safe, secure environments with appropriate support services designed around their needs and aspirations. The effective management of Safeguarding and the requirements for reporting incidents is specified in the contract with care providers.

8.4 Environmental Sustainability Implications

8.4.1 Care and Support with Community Accommodation services maximise the value of accommodation being near community facilities including public transport.

8.4.2 Providers approved for the DPS may encourage providers to invest in their own properties due to long term stability of the contract period. This may include changes in the infrastructure of their property, improving insulation or decorative amendments.

8.5 Public Health Implications

8.5.1 Care and Support with Community Accommodation services can positively impact on public health outcomes including:

- Increased wellbeing and reduced isolation and/or loneliness through social inclusion, active participation in community life and engagement in learning opportunities / with support offers to employment.
- Improved health outcomes resulting from improved contact with community health services.

- Improved wellbeing resulting increased independent living skills, e.g., financial management, exercising choice and control.

Consulted:

Appendix 1: Groups that have informed the design of the DPS

LDA Leadership Team:

Karina Ajayi, Programme Director for Learning Disabilities, Autism & Children's Complex Health Needs Surrey Heartlands
 Philippa Asiriloglu, Director of Services for People with Learning Disabilities, Surrey and Borders Partnership NHS Foundation Trust
 Jenny Brickell, Assistant Director Children With Disabilities, Surrey County Council
 Laura Saunders, Head of Integrated Commissioning SyH
 Fadzai Tande, Acting Director of Disabilities, ASC, SCC
 Anna Waterman, Head of Commissioning for Disabilities, ASC SCC
 Liz Williams, System Convenor

Mental Health Management Board

Chaired by Liz Uliasz, Chief Operating Officer, ASC SCC

Care and Support with Community Accommodation DPS Steering Group

Fiona Atkinson, Commissioner, ASC SCC
 Ian Clark, Strategic Procurement Manager, ASC SCC
 Sai sarinka Jirjadhan-Dabydeen, Commissioner, SyH
 Sarah Ford, Senior Commissioner, ASC SCC
 Nicky Goddard, Finance Business Partner ASC SCC
 Marisa Rosato, Senior Commissioning Manager - Specialist Mental Health, SyH
 Laura Saunders, Head of Integrated Commissioning SyH
 Jeremy Taylor, Head of Commissioning and Contracts Support Service, ASC SCC
 Anna Waterman, Head of Commissioning for Disabilities, ASC SCC
 Andy Wickes, Senior Finance Business Partner ASC SCC
 Dave Wimblett, Senior Commissioner, ASC SCC

LDA Joint Legal and Procurement Steering Group:

Danielle Bass, ASC Procurement Partner, SCC
 Niki Baier, Director of Acute and Collaborative Contracts, SyH
 Chris Esson, Senior Commissioner, ASC SCC
 Julia Gannon, Head of Collaborative Contracts, SyH
 Anna Gavrilov, Associate Director of Finance, SyH
 Greta O'Shea, Senior Solicitor Contracts, Procurement and Projects, SCC
 Laura Saunders, as above
 Fadzai Tande, as above
 Tom Moore, Senior Commissioner, ASC SCC
 Anna Waterman, as above
 Andy Wickes, Senior Finance Business Partner ASC SCC

SCC ASC Accommodation with Care and Support Board:

Chaired by Jonathan Lillistone, Director of Integrated Commissioning.

SCC ASC MH Accommodation with Care and Support Project Group

Chaired by Simon Montgomery, Programme Manager, Accommodation with Care and Support

Market Engagement events:

Thirteen July 2021 – Sep 23. Attendees are Commissioning Officers from SCC ASC and SyH; Procurement Officers from SCC ASC; Providers; Health and Social Care Practitioners.

LDA Partnership Board:

Comprises Commissioning Officers from SCC ASC and SH; Providers; Health and Social Care Practitioners; Individuals who access support and care; Individuals' Families.

Autism Partnership Board:

Comprises Commissioning Officers from SCC ASC and SH; Providers; Health and Social Care Practitioners; Individuals who access support and care; Individuals' Families.

Valuing People Groups:

Four groups, one for each of the Surrey 'Quadrants': Comprise Commissioning Officers from SCC ASC and SH; Providers; Health and Social Care Practitioners; Individuals who access support and care; Individuals' Families.

ASC MH Engagement process

During February to May 2023 the ASC MH Commissioning Team completed an engagement process with individuals living in current Supported Independent Living, ASC Operational Teams and providers (including SABP). This included:

- Four site visits to SIL projects involving 21 service users
- Meetings with ASC MH operational teams, including Forensic and Substance Misuse, Hospital Discharge Team and Joint Brokerage Team; meetings with SABP clinical representatives.
- Providers were involved via a ASC MH provider forum held in 14/3/23 involving ASC, Health, Housing, MH supported living and housing related support providers.
- A meeting in April with Surrey and Borders Partnership NHS Foundation Trust.

Sources/background papers:

Adult Social Care Accommodation with Care and Support Strategy for Extra Care Housing for Older People and Independent Living Schemes for adults with a learning disability and/or autism

<https://mycouncil.surreycc.gov.uk/ieListDocuments.aspx?CId=120&MId=6328&Ver=4>

Community Vision for Surrey in 2030 <https://www.surreycc.gov.uk/council-and-democracy/finance-and-performance/our-performance/our-organisation-strategy/community-vision-for-surrey-in-2030>
