

Nottinghamshire Police and Crime Commissioner
Notice of Decision



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For Decision or Information	Decision
Date received*:	20 February 2017
Ref*:	2017.010

*to be inserted by Office of PCC

TITLE: AWARD OF CONTRACT FOR TEMPORARY AGENCY RESOURCE

Please note that this revised decision notice represents an update to an earlier notice drafted in response to clarifications raised by Nottinghamshire PCC with regards to budget and financial basis of this award.

EXECUTIVE SUMMARY:

1. PURPOSE OF THE REPORT

The purpose of this report is to recommend approval for the signing of a Customer Agreement against the Eastern Shires Purchasing Organisation (ESPO) Framework Agreement, for the Supply of Temporary Agency Resources, to Nottinghamshire Police, for the period of 3 years (with the option to extend for a further one year) from 1 October 2016 to 30 September 2019, with the supplier Brook Street (UK) Limited. The procurement was led on by Leicestershire Police on behalf of the East Midlands region of police forces.

The current annual force spend in this area of activity based on the last 12 months historical data available from Nottinghamshire Police Finance Department, has been confirmed as being circa £1.6 million per annum. This is a high figure but does include a high number of agency workers that were involved with Niche Project which in the end were transferred to capital projects so are not reflected in our ordinary revenue spend. It is difficult to arrive at a precise figure of spend going forward in this area, other than to say there will always be a general underlying spend and in addition potentially some sort of project in any one year that may distort what is actually required to run the organisation as business as usual.

That said this Customer Agreement does represent a zero commitment to the force in that there is no binding minimum or maximum value of spend which must be put via this contract arrangement in the event the force at any time took a policy decision not to have or to further limit the numbers of temporary staff being contracted. ESPO (the Framework owners) have additionally confirmed that there are no exclusive rights to the supplier to all customer business, any Customer Agreement can be amended to reflect more 'hard to fill categories' and other legitimate contractual remedies / options are available under the Framework in the event of non or poor performance.

2. SUPPORTING INFORMATION

Nottinghamshire Police have in recent years been provided this service through Reed Specialist Recruitment, now Reed Talent Solutions, via an earlier let contract. The decision was taken earlier in 2016 for the East Midlands region to collaborate on this area of procurement in the future, with Leicestershire

Nottinghamshire Police and Crime Commissioner
Notice of Decision

Police being the lead force for the procurement and the principal contracting authority body at a framework level. The five east midlands police forces collectively pooled their requirements and activity volumes and took part in a single collaborative procurement against the ESPO MSTAR 2 Framework Agreement for the ongoing provision of these Services, with a view of aiming to take advantage of a greater market leverage which results from a collaborative purchasing power. This OJEU compliant procurement, which represented a mini-competition against the MSTAR2 Framework, one of the leading frameworks nationally in this area of service provision, involved EMSCU and HR representation from the various police forces involved, including with regard to the evaluation of Tender responses.

The force as a whole continues to have a requirement for the provision of temporary agency resources from time to time across a number of departments and functions.

The supplier selected was done so as the overall 'most economically advantageous tender (MEAT)' capable of acceptance as a result of this procurement taking place, allowing for a combination of price and non-price award criteria.

Nottinghamshire Police HR personnel have been closely involved in this procurement.

Both a standardised specification and set of terms and conditions have been agreed as part of this procurement between all participating police forces involved and the successful tenderer.

The existing incumbent service provider tendered for this new work but wasn't successful and consequently will no longer be providing these services to Nottinghamshire Police. As a result it is also imperative therefore that the new Customer Agreement with Brook Street (UK) Limited is signed at the earliest possible moment in order to ensure a continuity of contractual relations for the ongoing provision of these services to Nottinghamshire Police.

All existing temporary staff previously contracted to Nottinghamshire Police via Reed Talent Solutions have now been TUPE transferred to Brook Street (UK) Limited as part of these contract arrangements.

INFORMATION IN SUPPORT OF DECISION: (e.g report or business case)

Other information available if required as a result of the procurement process undertaken.

FINANCIAL INFORMATION (please include if is it capital or revenue or both. What the split is and the totals being requested. Is this a virement/ something already budgeted for or something that requires additional funding. Are there any savings that can be offered up/or achieved)

Spend in relation to this area is fully demand led; Nottinghamshire Police's HR function continue to manage, monitor and coordinate activity within the force in this area and as already highlighted earlier in this report, this contract arrangement represents a zero binding commitment on the police force.

Signature: 
Chief Finance Officer

Date: 1st March 2017

Nottinghamshire Police and Crime Commissioner
Notice of Decision

Is any of the supporting information classified as non public or confidential information**?	Yes		No	X
If yes, please state under which category number from the guidance**				

DECISION:

The recommendation is that a Customer Agreement is entered into with Brook Street (UK) Limited for the ongoing supply of Temporary Agency Resources to Nottinghamshire Police.

OFFICER APPROVAL

I have been consulted about the proposals above and confirm that the appropriate advice has been taken into account in the preparation of this report. I am satisfied that this is an appropriate request to be submitted to the Police and Crime Commissioner.

Signature:
Chief Executive

Ken Jones

Date:

6th March 2017

DECLARATION:

I confirm that I do not have any disclosable pecuniary interests in this decision and I take the decision in compliance with the Code of Conduct for the Nottinghamshire Office of the Police and Crime Commissioner. Any interests are indicated below:

The above request has my approval.

Signature:

Nottinghamshire Police and Crime Commissioner

Date:

7/3/17

** See guidance on non public information