

ISLE OF WIGHT COUNCIL

OFFICER DECISION RECORD – NON-KEY EXECUTIVE DECISION

1.	Decision:	<p>Tier 2 Adult Behavioural Weight Management Service</p> <p>The decision of the Director of Public Health, is to approve the award of a new Tier 2 Adult Behavioural Weight Management Service contract to Thrive Tribe following a competitive procurement process for an initial period of 3 years, with the option to extend for periods up to an additional 1 year, commencing from 01 July 2023.</p>
2.	Date above decision made:	20 April 2023
3.	Reason(s) for the decision:	The Authority is under duty to improve the public health of the population of the Isle of Wight and this service specification is a discharge of that duty.
4.	Details of any alternative options considered and rejected by the officer when making the decision:	<p>Options Considered and Reasons for the Decision</p> <p>In response to Solutions 4 Health's formal notification to exit the Tier 2 Weight Management Contract due to the financial viability of the contract and the learning from the Office of Health Improvement and Disparities (OHID) local authority grant for Tier 2 Weight Management provision, a business case was presented and agreed by the Hampshire and Isle of Wight Public Health team in January 2023.</p> <p>Management Team considered different options available regarding the Tier 2 Weight Management Service offer ranging from ceasing the service, to joining with partners in the council and/or the wider healthcare system to deliver the service to outsourcing through an open tender procurement exercise (Appendix 1).</p> <p>Prior to the commissioning of the incumbent Tier 2 Weight Management service (Solutions 4 Health), the Public Health Management Team considered different options available including ceasing the service, to joining with partners in the council and/or the wider healthcare system to deliver the service to outsourcing through an open tender procurement exercise.</p> <ul style="list-style-type: none">- A discussion based on the paper took place with the then Chief Executive of the Council and Elected Member in October 2019 with the options and decision regarding the previous Tier 2 Weight Management service (Appendix 2)- A business case outlining the options and decision regarding the previous Tier 2 Weight Management service was considered by the Isle of Wight Public Health Senior Management Team in March 2020 (Appendix 3).

5.	Any conflict of interest declared by any executive member who is consulted by the officer which relates to the decision:	No conflict of interests declared.
6.	In respect of any declared conflict of interest, a note of dispensation granted by the Head of Paid Service	Not applicable.
7.	Report(s)/Background Papers:	<p>Relevant Background Considerations The incumbent provider, Solutions 4 Health, have provided the Tier 2 Weight Management Service from the 01 January 2021 and were contracted to deliver for a period of 3 years with an option to extend up to a period or periods of 2 years. In January 2022 the Isle of Wight Council requested a remedial action plan from Solutions 4 Health to address underperformance of the contract.</p> <p>On 18 July 2022, Solutions 4 Health served an invalid termination notice on the Council, signalling an intention to stop performance of the Contract which was not justified by a contractual or common law right. Solutions 4 Health were therefore in repudiatory breach of contract. By letter, the Isle of Wight Council terminated the contract with 9 months' notice. The contract end date is the 30 April 2023.</p> <p>The incumbent provider Solutions 4 Health gave formal notification that the service was not financially sustainable at the budget level of £32,500 per annum.</p> <p>The Isle of Wight Council went out to tender for a new substantive service on the 10 February 2023.</p> <p>The Tier 2 Adult Behavioural Weight Management Service consensus panel has now agreed a provider for the new service to commence on the 01 July 2023. It is intended that contract award will take place on the 03 May 2023 and mobilisation of the service will commence on the 04 May 2023.</p> <p>Consultation Undertaken As the service user experience will not be substantially affected it was decided no consultation is needed.</p> <p>A soft market engagement exercise was carried out in order to consult with potential providers with regard to the specification.</p> <p>Legal Implications</p>

The Authority is under duty to improve the public health of the population of the Isle of Wight and this service specification is a discharge of that duty.

The procurement process followed a competitive procedure, in line with any legal stipulations.

Financial Implications

The total tendered cost of commissioning the Isle of Wight Tier 2 Adult Behavioural Weight Management Service for a period of 3 years with the option to extend for a period or periods of up to one year are set out in Table 1 funded from the Public Health Ringfenced grant.

Contract Year	Supplier's tendered annual cost for delivering the Tier 2 Adult Behavioural Weight Management Service.
Year 1 (1 July 2023 – 30 June 2024)	£62,500
Year 2 (1 July 2024 – 30 June 2025)	£58,000
Year 3 (1 July 2025 – 30 June 2026)	£58,000
Year 4 (1 July 2026 – 30 June 2027)	£58,000
TOTAL	£236,500

Prices is exclusive of VAT

* Year 4 is an optional extension at the sole discretion of the Authority.

Table 1: Isle of Wight Tier 2 Weight Management Service Contract Value for Length of Contract (tendered value)

This is in line with the budget agreed at Management Team on the 25th January 2023 (please see paper below). Across the life of the contract of 4 years the tendered contract value is £1,061.76 less than the maximum budget agreed by the Public Health Management Team for the same period.

The tendered cost represents an increase in budget per annum of £30,000 in year 1 (*Additional cost in year 1 is mobilisation cost) and years 2 to 4 the budget has increased by £25,500 per annum (Appendix 4).

8. Name and post of decision-maker

Simon Bryant, Director of Public Health

9.	Date of decision record:	20 th April 2023
	Signature:	