



**Havering**  
LONDON BOROUGH

## Notice of Non-key Executive Decision

<b>Subject Heading:</b>	Waiver to MEAT criteria – Digital Telecare Machines
<b>Decision Maker</b>	Councillor Paul McGeary
<b>Cabinet Member:</b>	Councillor Paul McGeary
<b>SLT Lead:</b>	Patrick Odling-Smee, Housing Director
<b>Report Author and contact details:</b>	Katri Wilson <a href="mailto:Katri.wilson@havering.gov.uk">Katri.wilson@havering.gov.uk</a> Telephone 01708 434581
<b>Policy context:</b>	Communities Theme:  The needs of our most vulnerable residents are identified and met. We are proposing to ensure that there is an element of social value considered within the award criteria used to appoint a supplier to replace the Council's obsolete Telecare equipment.
<b>Financial summary:</b>	The estimated cost of the proposed contract is £1.9 million.
<b>Relevant OSC:</b>	Places OSSC
<b>Is this decision exempt from being called-in?</b>	Yes  It is a non-key decision by a member of the Cabinet

**Non-key Executive Decision**

**The subject matter of this report deals with the following Council Objectives**

Communities making Havering	<input checked="" type="checkbox"/>
Places making Havering	<input type="checkbox"/>
Opportunities making Havering	<input type="checkbox"/>
Connections making Havering	<input type="checkbox"/>

## Non-key Executive Decision

### Part A – Report seeking decision

#### **DETAIL OF THE DECISION REQUESTED AND RECOMMENDED ACTION**

A waiver is requested for an exception to Contract Procurement Rule (“CPR”) 18.4 which requires tenders to be evaluated against the predetermined best price quality ratio of 70% cost and 30% quality weighting for a tendering process for the Havering Telecare service. The Most Economically Advantageous Tender (“MEAT”) criteria currently used do not include any provision for Social Value. Approval is requested to replace the existing CPR award criteria (70% Price : 30% Quality) with a new weighting of 60% price, 30% quality, 10% social value.

#### **AUTHORITY UNDER WHICH DECISION IS MADE**

##### CONTRACT PROCEDURE RULES

##### 14 WAIVERS

14.1 No exception to these Rules shall be permitted except upon approval by an individual Cabinet member using an Executive Decision or by some other provision in this Rule. The report shall set out the background, the rule being waived, the reasons the waiver is required, how value for money will be demonstrated, any legal or financial risks or implications and shall be approved by the Director of Legal and Governance and the Chief Executive.

#### **STATEMENT OF THE REASONS FOR THE DECISION**

The Havering Telecare service currently delivers services to 3000 vulnerable clients in the borough. In addition, the Sheltered Housing blocks also receive Telecare services, albeit using a slightly different equipment solution.

The service involves clients having a machine installed in their property linked to their phone line. This connects automatically to a monitoring service. The machine in each property is linked to a range of sensors and monitors that are either installed in the property or given to clients. These are known as peripherals and may take a variety of forms including:-

- Pendants that users wear around their necks;
- Bed sensors
- Door sensors
- Epilepsy Sensors
- Exit sensors
- Temperature Extremes (high or low)
- Flood sensors
- Falls detectors

When someone falls, they might press an alarm button or rely on automated sensors in their home. Alarm data is sent via the Public Switched Telephone Network (PSTN), to a monitoring centre where an operator will provide advice or get help. Between 2020 and 2025, BT and Virgin have announced that all telecommunication systems will transition from analogue to digital format. All existing analogue services and equipment will be phased out.

### **Non-key Executive Decision**

As our Telecare and Sheltered Housing services are currently using equipment that operates helplines in an analogue format, in order that the service can function once the digital switchover takes place, the existing machines will need to be replaced with digital ones.

The standard CPR states that contract award should be made using the following criteria:-

70% Price / 30 Quality

No provision is currently made automatically for social value considerations, something that national procurement legislation requires us to consider. There are a number of potential social value benefits that we believe could be realistically derived from this contract. The proposed contract will not only require the supply of new equipment but also include the installation of equipment in over 3500 remote locations as well as an element of ongoing maintenance with regard to sheltered housing units. Potential social value benefits could include for example offering possible apprenticeships for local people. There are also a number of other social value and environmental benefits that we would expect suppliers to consider including recycling of obsolete equipment, fuel efficient and electric vehicles used to transport and install equipment as well as community engagement and consultation with the delivery of this project.

It is therefore proposed that in order that these other factors can be effectively considered and assessed as part of the evaluation and award of a contract, that the MEAT criteria are amended to the following:-

60% Price / 30% Quality / 10% Social Value

It is expected that if this proposal is approved, it will improve the likelihood that a supplier is found that maximises the benefits to Havering residents in a more holistic way.

### **OTHER OPTIONS CONSIDERED AND REJECTED**

We considered using the standard CPR ratios however these were rejected as they did not require suppliers to consider potential social value benefits.

### **PRE-DECISION CONSULTATION**

None.

### **NAME AND JOB TITLE OF STAFF MEMBER ADVISING THE DECISION-MAKER**

Name: Katri Wilson

Designation: Assistant Director of Housing

Signature:

Date: 13th September 2022

**Non-key Executive Decision**

## Part B - Assessment of implications and risks

### LEGAL IMPLICATIONS AND RISKS

In line with the Council's Constitutional Contract Procedure Rules officers are seeking a waiver from the standard rule in relation to the MEAT criteria. It is a discretionary matter for a Member of the Cabinet to decide. The decisions as to pre procurement will follow and be subject to the outcome from this report.

CPR 18.4 requires tenders to be evaluated against the predetermined best price quality ratio of 70% cost and 30% quality weighting. However, CPR 14.1 allows individual Cabinet members to make executive decisions to make exceptions to particular rules.

Therefore, the Council can make a decision to make an exception to CRP 18.4 for this tendering process.

### FINANCIAL IMPLICATIONS AND RISKS

Capital Funding of £1.767million and £162,000 Housing Revenue Account revenue funding for this scheme will be made available by the Director of Housing once the project starts.

### HUMAN RESOURCES IMPLICATIONS AND RISKS (AND ACCOMMODATION IMPLICATIONS WHERE RELEVANT)

The recommendations made in this report do not give rise to any identifiable HR risks or implications that would affect either the Council or its workforce.

### EQUALITIES AND SOCIAL INCLUSION IMPLICATIONS AND RISKS

The Public Sector Equality Duty (PSED) under section 149 of the Equality Act 2010 requires the Council, when exercising its functions, to have due regard to:

- (i) the need to eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Equality Act 2010;
- (ii) the need to advance equality of opportunity between persons who share protected characteristics and those who do not, and;
- (iii) foster good relations between those who have protected characteristics and those who do not.

Note: 'Protected characteristics' are: age, sex, race, disability, sexual orientation, marriage and civil partnerships, religion or belief, pregnancy and maternity and gender reassignment.

The Council is committed to all of the above in the provision, procurement and commissioning of its services, and the employment of its workforce. In addition, the Council is also committed to improving the quality of life and wellbeing for all Havering residents in respect of socio-economics and health determinants.

## Non-key Executive Decision

### **ENVIRONMENTAL AND CLIMATE CHANGE IMPLICATIONS AND RISKS**

The intention to amend the award criteria will enable an assessment and evaluation of any potential suppliers' proposals around environmental and climate impacts to take place. Detailed method statements will be required to be prepared by suppliers asking them to consider how they can mitigate the effects of climate change through for example, considering how to recycle and make best use of any existing equipment.

### **BACKGROUND PAPERS**

There are no additional background papers supporting this report.

Non-key Executive Decision

**Part C – Record of decision**

I have made this executive decision in accordance with authority delegated to me by the Leader of the Council and in compliance with the requirements of the Constitution.

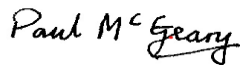
**Decision**

Proposal agreed

*Delete as applicable*

Proposal NOT agreed because

**Details of decision maker**



Signed :

Name: **Councillor Paul McGeary**

Cabinet Portfolio held:

CMT Member title:

Head of Service title

Other manager title:

Date: **11/10/2022**

**Lodging this notice**

The signed decision notice must be delivered to the proper officer, Debra Marlow, Principal Democratic Services Officer in Democratic Services, in the Town Hall.

**For use by Committee Administration**

This notice was lodged with me on \_\_\_\_\_

Signed \_\_\_\_\_