

## Notice of Non-Key Executive Decision

<b>Subject Heading:</b>	Permission to procure a Tier 2 Weight Management Service
<b>Decision Maker:</b>	Mark Ansell, Director of Public Health
<b>Cabinet Member:</b>	Cllr Gillian Ford, Cabinet Member for Adults and Health
<b>SLT Lead:</b>	Mark Ansell, Director of Public Health
<b>Report Author and contact details:</b>	Alain Rosenberg Email: <a href="mailto:alain.rosenberg@havering.gov.uk">alain.rosenberg@havering.gov.uk</a>
<b>Policy context:</b>	<p>Taking a whole systems approach to obesity prevention is a priority for the Havering' Health and Wellbeing Board and the Borough Place Based Partnership Board</p> <p>A tier 2 weight management service is one part of an effective whole systems approach</p>
<b>Financial summary:</b>	Cost of existing contract is £84,936.27 pa; cost of new 5 yr contract would be £419,681 if value remained unchanged.
<b>Relevant Overview &amp; Scrutiny Sub Committee:</b>	People's Overview and Scrutiny Sub Committee
<b>Is this decision exempt from being called-in?</b>	The decision will be exempt from call in as it is a Non key Decision

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

People - Supporting our residents to stay safe and well

**X**

Place - A great place to live, work and enjoy

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Resources - Enabling a resident-focused and resilient Council

## **Part A – Report seeking decision**

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

This decision paper is seeking permission to procure a Tier 2 Weight Management Service should the decision be made not to extend the existing contract for a further two years. This decision will be informed by an evaluation of the current contract and provider by the HIT and PHS. The decision will be made by Aug 2025 giving time to undertake an open tender to appoint a provider to deliver a revised Tier 2 Weight Management Service contract to run from the 1st September 2026 to 31st August 2031 at a total value of circa £420K assuming the contract value remains unchanged.

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

FROM THE CONSTITUTION BEFORE 1st APRIL 2024

#### **3.3 Powers of Members of the Senior Leadership Team**

##### General powers

(b) To exercise all the powers delegated to them personally and those powers delegated to Second Tier Managers and other staff members in their directorate where circumstances require and so far as legally permissible. Exercise of such powers should be recorded where appropriate. Where possible, a SLT member should give notice to a relevant staff member that he or she intends to exercise a specified power that is delegated to that staff member.

#### **3.4 Powers of Second Tier Managers**

##### Contract powers

(a) To approve commencement of a tendering process for, and to award all contracts below a total contract value of £500,000 but above the EU Threshold for Supplies and Services.

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

The Tier 2 Weight Management Service provided by Everyone Active ends on the 31st August 2026. There is an option for a two-year extension. A decision to take this extension must be made by August '25 to allow time for a robust procurement exercise should it be deemed necessary.

This paper is seeking a permission to extend the existing contract or procure a new Tier 2 Weight Management Service. A new contract would run from the 1st September 2026 to 31st August 2031 at a total value of £420K assuming value remain the same.

The Council has a duty, when undertaking procurements, to ensure it is transparent, treating providers equally and any decision/action is proportionate. We are proposing an open tender with bids will be evaluated 70/30 for price and quality.

#### **Background**

Havering Council has a responsibility to improve the health and wellbeing and reduce inequalities for residents under the Health and Social Care Act 2012.

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Everyone Active provides a T2 Weight Management Service for adults with and without a learning disability. The service provided is similar for both groups with the content and delivery being made appropriate for individuals with a learning disability (LD) and parents/guardians being asked to attend the programme for adults with LD.

The service is broken down into two phases, the active and maintenance phase.

Active phase:

- 12 weeks long, group based sessions for up to 15 adults per programme, WhatsApp group for each class
- 2-hour weekly session, first hour class room nutrition and lifestyle education, second hour physical activity session.
- Session are in person, led by a level 4 trained instructors
- Individuals are privately weighed once a week
- Following completion of the active phase, participants are moved to the maintenance phase

Maintenance Phase:

- Mixed method approach which provides engagement in person on online via email, text or webpage
- Monthly engagement with individuals who complete the active phase with at least 4 face-to-face meetings available and 8 digital engagement pieces spread out over the 9-month period

HIT and PHS services colleagues will review the current contract and provider by August 25 to determine whether it is in the best interests of local residents to take the extension possible on the existing 3+2 year contract in September 26 or give notice to the incumbent provider of our intention to terminate the existing contract and undertake a procurement to appoint a provider working to a new contract specification to begin in September 26.

### **Recommendation**

T2 Weight Management Service for Havering are an important part of our whole systems approach to healthy weight. The existing service has been in place for more than two years and as such now is an opportune time to review the service to decide whether changes to the provider or the specification they work to would be in the best interests of residents or whether the Council should offer the extension that the current contract allows for.

This review should be completed by August 26 at the latest to allow for the award of a new contract should this be deemed necessary by September 26 and thereby maintaining service continuity to local residents.

## **OTHER OPTIONS CONSIDERED AND REJECTED**

### **Option 1 - *Do nothing***

There is the option to do nothing and stop providing Tier 2 Weight Management Service when the contract ends on the 31<sup>st</sup> August 2026. This option is not advised as taking a whole systems

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approach to obesity prevention is a priority for Havering's Health and Wellbeing Board and the Borough Place Based Partnership Board

**PRE-DECISION CONSULTATION**

None

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

Name: Alain Rosenberg

Designation: Commissioner Live Well

Signature: *A. Rosenberg*

Date:08/04/2025

## **Part B - Assessment of implications and risks**

### **LEGAL IMPLICATIONS AND RISKS**

The Council has a general power of competence under section 1 of the Localism Act 2011 to do anything an individual may generally do subject to any statutory limitations. The Council has the power under this section to agree to the proposals in the recommendations.

The value of the proposed contract is £419,681.35 over 5 years which is below the threshold for light touch contracts as stipulated in Schedule 1 of the Procurement Act 2023. However, the tender must still comply with the Council's Contracts Procedure Rules.

The proposed open tender is compliant with the requirements of both the Procurement Act 2023 and the Council's Contract Procedure Rules for contracts of this nature.

### **FINANCIAL IMPLICATIONS AND RISKS**

This paper is seeking approval to go out to procure a Tier 2 Weight Management Service should the proposed review recommend that this would be in the best interests of local residents. The contract will run from the 1st September 2026 to 31st August 2031 with an estimated contract value of £424,681 over the total five-year term (£84,936 per year).

The estimated cost has been based on the current contract value. There is a risk that the final contract cost will differ from the estimated contract value cited above, however, there will be opportunity to review the final contract cost as part of the report seeking approval to award.

The tendering process and ensuing contract management processes will ensure the Council is achieving its aims and delivering value for money through this contract.

The contract will be funded from the Council's public health grant. If there are changes to the funding that mean this contract is no longer affordable alongside other public health commitments, then the contract will be terminated by exercising one of its break clauses.

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

The recommendations made in this report do not give rise to any identifiable Human Resources implications or risks.

### **EQUALITIES AND SOCIAL INCLUSION IMPLICATIONS AND RISKS**

Havering has a diverse community made up of many different groups and individuals. The council values diversity and believes it essential to understand and include the different contributions, perspectives and experience that people from different backgrounds bring.

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;

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- 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, gender, race and 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.

An EqHIA (Equality and Health Impact Assessment) is usually carried out and on this occasion this isn't required.

The Council seeks to ensure equality, inclusion, and dignity for all in all situations.

There are not equalities and social inclusion implications and risks associated with this decision.

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

The recommendations made in this report do not give rise to any identifiable environmental implications or risks.

## **BACKGROUND PAPERS**

None

## **APPENDICES**

None

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**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

**Details of decision maker**

Signed   
[mark ansell \(Apr 11, 2025 15:57 GMT+1\)](#)

Name: MARK ANSELL

Cabinet Portfolio held:

CMT Member title:

Head of Service title: Director of Public Health

Other manager title:

Date: 11/04/2025

**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 \_\_\_\_\_