



## Officer Decision Record – Key Decision

Key decisions taken by an officer are subject to the 5 day call in period from circulation to Members, and therefore the decision will be released for implementation following the call-in period and no call in being received

### 1. Cabinet date and copy resolution this key decision relates to

16<sup>th</sup> December 2019 (DN.73)

That the Director of Children's Services, in consultation with the Portfolio Holder for Children, Education and Young People, be authorised to award such contract and address any ancillary matters arising.

### 2. Subject and details of the matter (to include reasons for the decision)

#### **Award of contract for Resourced, Specialist Provision for Children at Risk of Exclusion**

The Council requires a Provider to deliver resourced, specialist provision for children at risk of exclusion.

The Provider shall provide a supportive educational environment for local primary-aged children with Social, Emotional and Mental Health (SEMH) difficulties who are both at risk of exclusion from mainstream education or have already been excluded.

For young people with SEMH difficulties that have been excluded, the Provider will help deliver a smooth transition back into mainstream education. The Authority also aims to ensure that children are helped to do this within the local area. Accordingly, children using the service will not be required to travel outside of the borough of North East Lincolnshire and the Provider shall ensure the service is delivered within a primary school/academy site within North East Lincolnshire.

The children referred to this provision will be of primary school age, which is from Reception to Year 6 inclusive.

The service shall be delivered within North East Lincolnshire.

The maximum length of the contract is 5 years.

The whole life value of the contract is £1,017,500.00.

An Open procurement process was used.

Following completion of the evaluation process, The Enquire Learning Trust T/A Eastfield Primary Academy (My Space) has been identified as the Most Economically Advantageous Tenderer.

### **3. Decision being taken**

Award the contract for Resourced, Specialist Provision for Children at Risk of Exclusion, for a maximum of 5 years, to The Enquire Learning Trust T/A Eastfield Primary Academy (My Space).

**4. Is it an Urgent Decision? If yes, specify the reasons for urgency. Urgent decisions will require sign off by the relevant scrutiny chair(s) as not subject to call in.**

No.

### **5. Anticipated outcome(s)/benefits**

The contract for Resourced, Specialist Provision for Children at Risk of Exclusion is awarded to The Enquire Learning Trust T/A Eastfield Primary Academy (My Space) for a maximum of 5 years.

### **6. Details of any alternative options considered and rejected by the officer when making the decision (this should be similar to original cabinet decision)**

Not award the contract. The Enquire Learning Trust T/A Eastfield Primary Academy (My Space) have been identified as the Most Economically Advantageous Tenderer, so there is no reason to not award.

### **7. Background documents considered (web links to be included and copies of documents provided for publishing)**

None.

**8. Does the taking of the decision include consideration of Exempt information? If yes, specify the relevant paragraph of Schedule 12A and the reasons**

N/A

**9. Details of any conflict of interest declared by any Cabinet Member who was consulted by the officer which relates to the decision (in respect of any declared conflict of interest, please provide a note of dispensation granted by the Council's Chief Executive)**

No conflicts of interest have been identified.

**10. Monitoring Officer Comments (Monitoring Officer or nominee)**

The decision to award the contract is consistent with the Cabinet decision and delegations dated 19th December 2019. The procurement exercise has been conducted so as to comply with the Council's policy and legal obligations, specifically in compliance with the Council's Contract Procedure Rules and the Public Contracts Regulations 2015.

**11. Section 151 Officer Comments (Deputy S151 Officer or nominee)**

This contract is funded from the Dedicated Schools Grant (DSG) High Needs Block that the Council receives on an annual basis. A contract is currently in place to fund this provision and whilst the new award is a slight uplift on the amount currently being paid it will need to be met and contained from within the DSG. There will be no additional financial pressure placed on the Council. The DSG is a ring-fenced grant and there is no requirement for the Council to meet a deficit should one arise.

**12. Human Resource Comments (Head of People and Culture or nominee)**

There are no direct HR implications linked to the decision to award the contract

**13. Risk Assessment (in accordance with the Report Writing Guide)**

Not awarding the contract would result in there being limited specialist provision for primary aged children at risk of exclusion in North East Lincolnshire. This would result in children having to go out of area for the support, and consequently present

a financial risk to the Councils budgets through increased costs associated with sending children out of area for support.

**14. Has the Cabinet Tracker been updated with details of this decision?**

Yes.

**15. Decision Maker(s):**

Name: Lisa Arthey

Title: Director Children's Services

Signed: REDACTED

Dated:15/07/2021

**16. Consultation carried out with Portfolio Holder(s):**

Name: Councillor Ian Lindley,

Title: Portfolio Holder for Children, Education and Young People

Signed: REDACTED

Dated:22/07/2021

**17. If the decision is urgent then consultation should be carried out with the relevant Scrutiny Chair/Mayor/Deputy Mayor**

Name: N/A

Title: N/A

Signed: N/A

Dated: N/A