

Meeting of the

# CABINET

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Wednesday, 9 January 2013 at 5.30 p.m.

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**OVERVIEW AND SCRUTINY PRE-DECISION QUESTIONS  
AND  
A TABLED CORRECTION TO REPORT**

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**VENUE**

**Committee Room, 1st Floor, Town Hall, Mulberry Place, 5 Clove  
Crescent, London, E14 2BG**

**Members:**

Mayor Lutfur Rahman	– (Mayor)
Councillor Ohid Ahmed	– (Deputy Mayor)
Councillor Rofique U Ahmed	– (Cabinet Member for Regeneration)
Councillor Shahed Ali	– (Cabinet Member for Environment)
Councillor Abdul Asad	– (Cabinet Member for Health and Wellbeing)
Councillor Alibor Choudhury	– (Cabinet Member for Resources)
Councillor Shafiqul Haque	– (Cabinet Member for Jobs and Skills)
Councillor Rabina Khan	– (Cabinet Member for Housing)
Councillor Rania Khan	– (Cabinet Member for Culture)
Councillor Oliur Rahman	– (Cabinet Member for Children's Services)

**[Note: The quorum for this body is 3 Members].**

If you require any further information relating to this meeting, would like to request a large print, Braille or audio version of this document, or would like to discuss access arrangements or any other special requirements, please contact:

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# LONDON BOROUGH OF TOWER HAMLETS

## CABINET

WEDNESDAY, 9 JANUARY 2013

5.30 p.m.

**5 .1 Chair's advice of Key Issues or Questions in relation to Unrestricted Business to be considered (Pages 1 - 4)**

To receive any advice of key issues or questions in relation to the unrestricted business to be considered, arising from the meeting of the Overview and Scrutiny Committee held on 8 January 2013.

**7 .1 Future Commissioning Arrangements for Public Health Services (Pages 5 - 6)**

**Pre-Decision Questions - Overview and Scrutiny Committee**

Cabinet Report	Question / Response
<b>Agenda Item 6.3</b> Disposals Programme	<p><b>Question</b></p> <p>1. On the disposal of the site on Southern Grove: Is the Mayor confident that all possible uses of the site to provide homes for local people have been considered, for example, has he considered the use of a community land trust to create a greater number of affordable homes for local people than might be created through a sale of the site. Will he halt the process for sale of the site in order to fully explore all options that might be open to him to use the site to create affordable homes for local people.</p> <p><b>Response:</b> A verbal response will be given by officers at Cabinet</p>

<b>Agenda Item 7.1</b> Future Commissioning Arrangements for Public Health services	<p><b>Questions</b></p> <ol style="list-style-type: none"> <li>1.               <ol style="list-style-type: none"> <li>a) On what basis has the decision been made to discontinue the services listed in SECTION 1E in the appendix to this report?</li> <li>b) What is our best current information about what our budget allocation is likely to be for public health as compared to the current budget?</li> <li>c) If the budget is significantly greater or less than that expected will a new commissioning plan return to cabinet?</li> </ol> </li> <li>2. Does the Mayor intend to maintain the contracts with Barts and ELFT post 2014?</li> </ol> <p><b>Response to question 1:</b></p> <p>The decision to discontinue these contracts was made by the Public Health Directorate of NHS Tower Hamlets and this aspect of the report on future commissioning arrangements for public health services is going to Cabinet for information only. Three of the contracts (all relating to mental health promotion) relate to a fixed term research project and two pilots and these come to a planned end before April 2013. The results of these three pieces of work are being evaluated and will be used to inform the forthcoming Mental Health Strategy. The contract relating to tuberculosis testing is not being continued as responsibilities for commissioning the testing for tuberculosis will transfer to the Tower Hamlets Clinical Commissioning Group. A proposal for this service to continue has been developed and is</p>
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currently being considered by the CCG. The other six contracts are not being renewed on the basis that the PCT's contract monitoring arrangements have demonstrated that the outcomes achieved by these services are insufficient to merit their continuation. This is not a reflection on the quality of service delivered by providers, but reflects limited evidence of clinical effectiveness.

The Department of Health indicated in June 2012 that, except in exceptional circumstances, Local Authorities can expect to receive the same level baseline funding for 2013/14. NHS North East London and the City on behalf of the Public Health Directorate of NHS Tower Hamlets submitted a series of baseline figures to the Department of Health relating to existing expenditure on the Public Health functions that will transfer to the authority (as well as those which will transfer to the Clinical Commissioning Group and to the National Commissioning Board), and these baseline submissions currently indicate that there is sufficient funding to meet existing commitments for 2013/14. However, although the recommendations to Cabinet are based on this being the case, there can be no certainty about this until the Public Health Grant allocations are published by the Department of Health. The Public Health Grant allocations were due to be published on the 19th of December 2012, but the publication was postponed to a date still to be confirmed in January 2013. As soon as the announcement is made senior officers will review the commissioning plans for 2013/14 with NHS colleagues and if any adjustments to the current plans are required further decisions will be sought from Cabinet as necessary.

**Response to question 2:**

The public health services provided under contract from Barts Health NHS Trust and the East London Foundation Trust (ELFT) are part of much larger, and very complex, contracts for a broad range of health services held by the PCT with these organisations, which also cover a number of local authority areas. There is, therefore, significant further work to be done within the authority, in collaboration with neighbouring authorities, and with the new Clinical Commissioning Groups, to determine how best to contract in the future for the public health services currently provided by Barts and ELFT. This work has begun, and will continue into 2013/14. It is therefore much too early to say how these services will be contracted for beyond the life of the current contracts. Further reports will be presented to Cabinet in 2013 making recommendations about how these and other public health services can best be contracted for in a manner consistent with the Public Contracts Regulations (2006), the Council's Financial and Procurement Regulations and our duty to achieve best value.

<p><b>Agenda Item 8.1</b> Bonner Primary School – proposed extension</p>	<p><b>Question</b></p> <p>1. What engagement has there been with residents around Ropery St, Southern Grove and English St, and the surrounding area, on how to deal with disruption and building works, and then with additional footfall and traffic whilst the site is redeveloped and then once it is opened?.</p> <p><b>Response:</b></p> <p>A planning application was submitted for the proposed change of use of the PDC site. Residents were made aware of the proposal during the consultation on the application. Before the application was submitted, a consultation meeting was held at the PDC for local residents; leaflets were distributed locally to inform residents about the meeting. Details available included proposed access arrangements.</p> <p>During the consultation referred to in the report on the Cabinet agenda (1 October to 10 November 2012), some local residents attended meetings that were held at the PDC and heard about the proposals and the proposed access routes to be used.</p> <p>The first 60 children to be admitted this term are occupying temporary buildings and the school will be using the English Street entrance to the site until the start of next term. The school will then use the Ropery Street entrance. It is proposed once the site is fully occupied by the school it will use both the Ropery Street and Southern Grove entrances for children and other visitors. The English Street entrance will be used for delivery vehicles only.</p> <p>The contractor delivered leaflets to surrounding properties when works started and issues further information monthly.</p>
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# Agenda Item 7.1

## Amendment to Cabinet Paper Agenda item 7.1 Future Commissioning Arrangements for Public Health Services

### Amendment table on pages 75 and 76, and page 86

Three contracts in category 2C (Primary Care contracts that end 31.3.13 – recommend through CCG Commissioning Support Service) to be moved to category 1C (extend NHS Contract and transfer or issue transitional LBTH contract and procure in 13-14).

These three contracts are for pharmacy services for:

- Drug treatment: supervised consumption
- Drug treatment – needle exchange scheme
- Sexual Health – emergency contraception.#

At the time of writing the Cabinet paper it had been understood that these pharmacy services could be continued by being commissioned by the Borough through the Clinical Commissioning Group. However we have since been notified that the commissioning of pharmacies under the new system can only be undertaken by the NHS Commissioning Board – so that commissioning through the CCG is not an option that will be available.

This means that the only option available at this time in order to keep these important services going in April is for the current contracts to be extended by a year by the NHS and then for these contracts to be novated (transferred) to the Council as live contracts. This will enable the borough to maintain the services and allow a period for reviewing the future basis for procuring this type of pharmacy service.

This means that the totals in the table in pages 75/76 will need to be adjusted to reflect the change of category as follows:

Cat.	Type of Contract	No of contracts	Total value (£)	End date	Proposed Action
1A	Various public health	6	216,125	31.3.13	Extend NHS contracts for four months; start reprocurement
1B	Various drug treatment	15	3,373,064	31.3.13	Extend contracts 12 months - reprocure
1C	Various public health	28	2,825,085	31.3.13	Extend NHS contracts by 12 months and reprocure during 2013-14
	<b>Transfer from category 2C</b>	<b>3</b>	<b>375,891</b>		
	<b>Revised total</b>	<b>31</b>	<b>3,200.976</b>		
1D	Public health contracts with LBTH	10	1,148,774	31.3.13	Service continued by LBTH – no action required

1E	Contracts being discontinued by PCT	10	194,600	31.3.13	Service discontinued by PCT
2A	Block Contracts with Bart's Health or East London Foundation Trust	3	9,096,789	31.3.14	Transfer current contracts to LBTH and reprocure during 2013-14
2B	Additional sexual health contracts	2	172,872	31.3.13	Extend NHS contracts by 12 months and reprocure during 2013-14
2C	Primary care contracts with GPs and pharmacies <b>Transfer to Category IC</b> <b>Revised total</b>	12 <b>(3)</b> <b>9</b>	1,908,371 <b>(375,891)</b> <b>1,532,480</b>	31.3.13	Recommission through the CCG support service
2D	Pan London Sexual Health Contracts	4	168,000	31.3.13	Await guidance on pan London approaches