

## Notice to Chair of the relevant Scrutiny Committee

This notice complies with the urgency provisions set out in Brent Council's Constitution.

**1. Decision Maker**

Strategic Director of Community Wellbeing in consultation with the Lead Member for Adult Social Care

**2. Matter to be decided**

Award of a contract to deliver care and support at Beechwood Court, Harrod Court and Tulsi House Extra Care schemes for a period of five years with an option to extend by up to a further 2 years (the "Contract") to Westminster Homecare Limited.

**3. When decision is to be made**

From 18 July 2018

**4. Will any part of the decision or accompanying report(s) be exempt from publication? If so, please state the category of exemption.**

n/a

**5. Urgency**

**a. Please indicate which of the following apply:**

The decision is urgent and 28 clear days' notice of the decision cannot be given but at least 5 clear days' notice can	<input type="checkbox"/>
The decision is extremely urgent and even 5 clear days' notice of the decision cannot be given	<input checked="" type="checkbox"/>
The decision will be made by members at a meeting and 28 clear days' notice that the proposed decision may be discussed in private (i.e. the report will contain information exempt from publication) cannot be given	<input type="checkbox"/>
To permit the dis-application of the 5 day call-in period, to allow the decision to take immediate effect	<input checked="" type="checkbox"/>

**b. Please explain why the appropriate notice was not given.**

The original decision to award the Contract was on the Forward Plan. Following the award decision being made and the observance of the call-in period, the organisation to which approval to award had been granted notified the Council in writing on 9 July it would not be in a position to deliver the Service. The wish is now to award the Contract to the second placed bidder.

**c. Please explain why the decision cannot be deferred to a later date.**

The current contract expires on 31 July 2018. A new provider needs to be appointed as soon as possible to enable a transition to take place before the expiry of the current contract.

- 6. Once taken, a Cabinet/Cabinet Committee decision or a Key Decision (irrespective of the decision maker) cannot be implemented until the 5 day call in period has elapsed and no valid call-in has been received or, if applicable, the decision has been reconsidered by the decision maker. If you wish to request the disapplication of this call-in period, please explain why either the Council's or public interest would be seriously prejudiced by the decision not taking immediate effect.**

Any delay in awarding the contract to Westminster Homecare Limited would seriously impact on the transition process, to include the TUPE transfer of approximately 60 staff.

**The completed form must be approved by the relevant Director or Strategic Director and cleared via the Chief Executive.**

**(Strategic) Director Name/Signature**

**Date**



16/07/18

**Chief Executive Name/Signature**

**Date**



16/07/18

**The following section is to be completed by Governance Services**

**Chair of the relevant Scrutiny Committee**

Councillor Ketan Sheth (Chair of the Community and Wellbeing Scrutiny Committee)

**Date notice sent to Chair**

17/07/18

**Please specify action required**

<input type="checkbox"/>	To note the urgent decision (between 5 and 27 clear days' notice provided)
<input checked="" type="checkbox"/>	To permit the extremely urgent decision to be taken (less than 5 clear days' notice provided)
<input type="checkbox"/>	To permit discussion of exempt information in private relying on Schedule 12A of the Local Government Act 1972 (less than 28 clear days' notice provided of anticipated exemption)
<input checked="" type="checkbox"/>	To permit the dis-application of the 5 day call-in period, to allow the decision to take immediate effect

**Date of Chair's approval (if required)**

17/07/18