

**NORTH YORKSHIRE COUNTY COUNCIL**

**DECISION RECORD**

**Extension to Independent Advocacy Services Contract**

This record is produced in accordance with the Local Authorities (Executive Arrangements)(Meetings and Access to Information)(England) Regulations 2012

**This form should be used to record:**

- **EXECUTIVE decisions (key or otherwise) taken by an individual Executive MEMBER; and**
- **EXECUTIVE decisions (key or otherwise) taken by an OFFICER (either alone or in consultation with an Executive Member)**
- **A non-Executive decision taken by an OFFICER which falls into one of the following descriptions:-**
  - (i) **under a specific express authorisation; or**
  - (ii) **under a general authorisation to officers to take such decisions and, the effect of the decision is to**
    - **grant a permission or licence;**
    - **affect the rights of an individual; or**
    - **award a contract or incur expenditure which, in either case, materially affects that relevant local government body's financial position.**

*(One form per decision)*

**The following decision has been taken: -**

To extend the Independent Advocacy Services Contract for 12 months from 1 April 2021 to 31 March 2022

**By whom: Richard Webb, Corporate Director in consultation with HAS Executive Members – Cllr Michael Harrison and Cllr Caroline Dickinson**

**On: 15 January 2021**

*Was this an executive decision?*

**YES**

*If an executive decision, was it also a key decision?*

**YES**

**Reasons for decision: -**

The service is due to end 31 March 2021 and it is proposed that approval is given to extend the service for 12 months. The contract extension would ensure continuity of service with minimum disruption to vulnerable people accessing the service. Procurement will be undertaken for a new contract to be in place from Spring 2022.

Changes to legislation for Advocacy services were enacted in 2018, with the implementation of Liberty Protection Safeguards code of practice and regulations due by Autumn 2020. This implementation of the act has been significantly delayed to April 2022.

Consultation will be undertaken as part of the commissioning review of independent advocacy services.

**Details of any alternative options considered and rejected: -**

A full procurement exercise was considered. This would have required a like for like procurement without amendments for the new legislation and would have required a further procurement to include these changes.

This would have been resource intensive and may have returned limited responses to the procurement as it is a specialist service. Therefore weighed against the risk of disruption to individuals and the requirement to complete a further procurement, post legislative change, it felt this option was not viable.

**Conflicts of Interest**

Please record below details of any conflict of interest declared by a Member or Officer regarding the decision and any dispensation granted by the Standards Committee or Monitoring Officer in respect of that conflict.

Conflict	Dispensation?

**Background Papers**

Please attach to this decision notice, for publication, the background papers that disclose any facts or matters on which this decision, or an important part of the decision, was based and which were relied on to a material extent in making the decision, but this does not include published works or those which disclose exempt or confidential information (as defined in Rule 10).

Signed  
Richard Webb

Publication Date: 21<sup>st</sup> January 2021

(Name)  
Richard Webb

Directorate  
Health and Adult Services

***Note 1 regarding Executive decisions only:  
This decision will come into force, and may then be implemented, on the expiry of 5 clear working days after publication, unless any 6 members of the Council object to it and call it in by notice in writing (including e-mail) to The Assistant Chief Executive (Legal and Democratic Services).***

***Note 2: non-executive and non-key executive decisions by Officers are not subject to call in.***

**Contact for further information: Abigail Barron, Head of Countywide Commissioning  
01609 535371**

**Contact for copy of report considered: Abigail Barron, Head of Countywide Commissioning 01609 535371**

To: The PA to the Assistant Chief Executive (Legal and Democratic Services) - for onward circulation to:

All Members of the Council; All Management Board; All Management Board Secretaries; All Senior Managers; All Democratic Services Officers; All Corporate Development Officers; Senior Press Officer; Communications Officer