

REPORT AUDIT TRAIL**CONSULTATION**

*This is important as it shows that consultation has been undertaken in the preparation of the report and provides a quick reference point for specific comments, whilst the report will not be publishable if these areas have not been completed by the named persons below. **You must liaise with and receive sign off from the relevant Cabinet Member(s).***

Name/Position	Portfolio/Ward/ Directorate	Date Sent	Date Received	Comments in para:
Councillor <i>Joanna Baker- Rogers</i>	Cabinet Member for <i>Adult Social Care and Health</i>	03/06/26	04/06/26	
<i>Ian Spicer, Executive Director</i>	Executive Director for <i>Adult Care, Housing and Public Health</i>	Click here to enter a date.	Click here to enter a date.	
<i>Gioia Morrison, Finance</i>	Corporate Services	18/05/26	18/05/26	
<i>Neil Tindall, Legal Services</i>	Corporate Services	13/05/26	14/05/26	
<i>Trish Law on behalf of HRPB Human Resources</i>	Corporate Services	18/05/26	20/05/26	
<i>Karen Middlebrook, Procurement</i>	Corporate Services	14/04/26	20/04/25	Procurement implications included 6.2 – 6.6
<i>Sunday Alonge, Equalities</i>	Property, Strategy and Engagement	18/05/26	18/05/26	
<i>Arthur King, Climate</i>	Property, Strategy and Engagement	18/05/26	27/05/26	

REPORT APPROVAL TRACKING			
Equalities Your report will not be authorised for submission to Cabinet by your Strategic Director if you have not undertaken and included an initial equalities screening. All equalities analysis documents should be sent to Equality@rotherham.gov.uk for feedback prior to being included as appendices.	Initial Screening completed and included with report	YES	18/05/26
	Full Assessment completed and included with report	NO	18/05/26
Carbon Impact Assessments Carbon Impact Assessments are to be appended to the associated cabinet reports. Carbon Impact Assessments should be sent to climate@rotherham.gov.uk for feedback prior to your report being sent to your Strategic Director for approval.	Carbon Impact Assessment completed and included with report.	YES	27/05/26
Background information MANDATORY: Insert headings for a few main public documents you have used or referenced to write this report. This is a legal requirement. For Cabinet reports, insert hyperlinks . Do not list private documents.	Cabinet paper 16 March 2026		
Appendices If appendices are essential to the understanding of the report, list titles here. Ensure that appendices have proper titles. List any appendices relevant to the decision being taken first with the Equality Analysis documents coming next and the Carbon Impact Assessment being listed as the last Appendix for all reports.	Appendix A – Equality Screening Assessment		
Cabinet Member Approval You should retain an email confirming the Cabinet Member approval for your records. Strategic Directors should not authorise reports unless Cabinet Members have given sign off	Yes	04/06/26	
Report Authorised by Executive Director	YES/NO (delete as appropriate)	Click here to enter a date.	
Report Authorised for publication by Chief Executive	YES/NO (delete as appropriate)	Click here to enter a date.	

Committee Name and Date of Committee Meeting

Delegated Officer Decision – 16 June 2026

Report Title

The allocation of funds from the Public Health Drug and Alcohol Grant to With You to continue service activity from April 2026 to 22 January 2027.

Is this a Key Decision and has it been included on the Forward Plan?

Yes

Executive Director Approving Submission of the Report

Ian Spicer, Executive Director of Adult Care, Housing and Public Health

Report Author(s)

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Ward(s) Affected

Borough-Wide

Report Summary

This report describes the decision to allocate funds from the Public Health Drug and Alcohol Grant to With You to continue service activity from 1 April 2026 to 22 January 2027. The Work Order (009) replacement contract will commence upon approval of this report and signed contract documentation and will expire 22 January 2027.

Recommendations

To allocate funds from the Public Health Drug and Alcohol Grant to With You to continue service activity from 1 April 2026 to 22 January 2027.

List of Appendices Included

Appendix A – Equality Screening Assessment.

Background Papers

[Cabinet Report – 16 March 2026](#)

Public Health Grant for 2026/27

Consideration by any other Council Committee, Scrutiny or Advisory Panel

None

Council Approval Required

No

Exempt from the Press and Public

No

The allocation of funds from the Public Health Drug and Alcohol Grant to With You to continue service activity from 1 April 2026 to 22 January 2027.

1. Background

- 1.1 With You were awarded the drug and alcohol treatment service from 1 April 2023 following a competitive tender process, operating under the service name Rotherham Alcohol and Drug Service (ROADS).
- 1.2 The Local Authority is responsible for the commissioning of alcohol and drug services for the Rotherham Borough as described in the 2012 Health and Social Care Act¹. The service contributes to a wide range of Public Health outcomes, including increasing the number of drug and alcohol treatment episode completions, reducing drug-related deaths, reducing re-offending, and reducing homelessness.
- 1.3 **Drug and Alcohol Public Health Grant**
In March 2026 Cabinet received a report '[Public Health Grants for 2026/27](#)' outlining the availability of several grants being made available to Rotherham by the Office for Health Improvement and Disparities (OHID) - part of the Department of Health and Social Care – these included a Drug and Alcohol Public Health Grant to support the drug and alcohol treatment and recovery agenda, and recommendations on how they could be utilised. These grants are a core Public Health Drug and Alcohol allocation, a Supplemental Substance Misuse Recovery and Treatment Grant (SSMTRG), an Inpatient Detoxification (IPD) Grant and the Individual Placement & Support (IPS) grants. In previous years, the IPS grant has been a separate grant.
- 1.4 Rotherham's full allocation for 2026/27 for the protected Drug and Alcohol grant has been confirmed as £5,643,431.
- 1.5 Whilst the Drug and Alcohol Public Health Grant is made as part of a 10-year national strategy, this is a one-year allocation with indicative allocations for 2027/28 and 2028/29.
- 1.6 On 16 March 2026, Cabinet approved the delegation to the Director of Public Health, in consultation with the Lead Member for Adult Social Care and Health, for spending against the Drug and Alcohol Public Health Grant in line with grant conditions ([minute 130 refers](#)).
- 1.7 A Procurement Business Case has not been completed for this contract award due to the timing of the grant allocation process and the Cabinet Report/Call-In period for the grant. A new work order will be commissioned following approval of this Officer Decision report for £887,903 - for the remainder of the contract (Contract Expiry 22 January 2027).

¹ [Health and Social Care Act 2012: fact sheets - GOV.UK \(www.gov.uk\)](#)

2. Key Issues

- 2.1 Whilst the Drug and Alcohol Public Health Grant is made as part of a 10-year national strategy, this is a one-year allocation for 2026/27 with indicative allocations for 2027/28 and 2028/29.

3. Options considered and recommended proposal

- 3.1 The Council awarded a Core Contract and Non-Core Framework on 1 October 2023, following an openly advertised competitive process undertaken in line with the Social and Other Specific Services provision of the Public Contract Regulations (as amended).
- 3.2 The recommended option is to award the Work Order (Call Off Contract via the Non-Core Framework) to With You in utilisation of the Drug and Alcohol Public Health Grant as outlined in the [Cabinet paper of 16 March 2026](#), as the activity falls fully within the scope of the current arrangement and is already being delivered by the provider. No alternative provider could deliver these elements within the existing model.

4. Consultation on proposal

- 4.1 The 2026/27 SSMTRG plan has been developed in consultation with the Rotherham Combatting Drugs Partnership (CDP) and is subject to an annual approval process from OHID.
- 4.2 The Cabinet Member for Adult Social Care and Health is aware of the Officer Decision. Consultation on the grant funding is described in the [Cabinet paper of 16 March 2026](#).

5. Timetable and Accountability for Implementing this Decision

- 5.1 The treatment provider elements of the SSMTRG plan are a continuation of services from the previous year. Contract meetings continue with the provider to ensure that the services described in the grant are delivered and that funding is spent in accordance with the grant terms.
- 5.2 With You are currently delivering activities to be funded through the Drug and Alcohol Public Health Grant for the period 1 April 2026 to 22 January 2027. Delivery commenced at the start of the financial year to ensure continuity of services, pending completion of formal governance and contract documentation. This Officer Decision confirms the continuation of that delivery for the period outlined above.

6. Financial and Procurement Advice and Implications (to be written by the relevant Head of Finance and the Head of Procurement on behalf of s151 Officer)

- 6.1 The cost of the contract will be £887,903, and this will be fully funded from the Drug and Alcohol Public Health Grant.

- 6.2 The Council's Financial and Procurement Procedure Rules require that a Procurement Business Case is prepared and approved for contracts to be awarded >£100,000. This has not been completed by the services. It is also noted that this Officer Decision is being taken retrospective to service commencing for the purpose of service continuity.
- 6.3 This proposed contract would be defined with procurement legislation as health care services as set out in the Health Care Services (Provider Selection Regime) Regulations 2023 (PSR), which became effective from 1 January 2024).
- 6.4 As the recommendations detailed in this report are proposing the award of a contract (work order) via the established Non-Core Framework, verification has been undertaken to confirm this action is permissible with PSR; namely Regulation 29 (Transitional Arrangements) and Regulation 18 (Contracts Based on Framework Agreements).
- 6.5 An award notice must be published on the UK e-notification service (Find a Tender) within 30 days of the contract being awarded (meaning contract signed), which will highlight in the public domain the issue of contracts being awarded after services commence.
- 6.6 Given the absence of a procurement business case, and the retrospective approval and award of the contract, this arrangement will be recorded as partially compliant.

7. Legal Advice and Implications (to be written by Legal Officer on behalf of Assistant Director Legal Services)

- 7.1 With You (the "Provider") was selected by the Council, following what is assumed to be a compliant public procurement competitive exercise, to be awarded a Core Services Agreement for the delivery of those core alcohol and drug services which are required to be commissioned by the Council under the Health and Social Care Act 2012 to offer an alcohol and drug service concerning substance misuse to the public in the Council's administrative area.
- 7.2 As part of such public procurement exercise, the Provider offered to become the sole provider for a parallel requirement to the core services for the provision of other (non-core) alcohol and drug services. The Council has entered into a framework agreement dated 1 April 2023 for the delivery by the Provider of these additional non-core services on a call-off order basis. The Provider has no exclusivity or guaranteed volume of activity. This Non-Core Framework Agreement has not itself been subject to separate competition but is considered complementary to the Core Services Agreement and permits the Council to award Work Orders to the Provider for Services from time to time. A Call-Off Contract awarded following the issue of a Work Order is a standalone contract (so if the Non-Core Framework Agreement is terminated, then the Call-Off Contract continues under its own terms and conditions) whose award is as permitted by regulations 18 and 29 of the Health Care Services (Provider Selection Regime) Regulations 2023

(SI 2023/1348). A Work Order signed by both the Council and the Provider is necessary for the Call-Off Contract to be legally binding. The tabled draft Work Order is to be completed as a simple contract rather than as a deed.

- 7.3 These legal implications are not validating the original public procurement exercise or the content of either the Core Services Agreement or the Non-Core Framework Agreement. The Council team, and the Provider, must comply with the terms and conditions of the Non-Core Framework Agreement.
- 7.4 In addition, the Council team needs to obtain such internal governance approvals as are required to issue and then have Council authorised signatory, or signatories, progress the Work Order to completion, including making any agreed amendments with the Provider, for the simple contract Work Order valued at £887,903 for non-core services to apply from 1 April 2026 to 22 January 2027.
- 7.5 The Council team must adopt the prescribed template form of the Work Order leading to completion of the corresponding Call-Off Contract, as may be amended for justifiable project/matter-specific reasons. This includes making any amendments to the General Framework Specification which are permitted in scale and value by the prevailing public procurement regime under the Procurement Act 2023 (although the Call-Off Contract scope is expected to sit within the scope of the General Framework Specification). The Provider Response to the Work Order is to be included in the Call-Off Contract but will be subservient to the content of the Work Order specification in case of error, ambiguity or inconsistency.
- 7.6 The Council team must also comply with any conditions imposed by the Grant concerning contract management and reporting as well as tracking the Provider's obligations under the Call-Off Contract created through the Work Order. This includes monitoring Provider performance against the key performance indicators (KPIs) numbered KPI1 to KPI14 as referred to in the Work Order.
- 7.7 The expectation is that once the Call-Off Contract has been formally completed in accordance with the terms of the Non-Core Framework Agreement that the effective date for commencement of the Work Order non-core services shall be set as 1 April 2026 (so that the Council can enforce its contractual obligations against the Provider from 1 April 2026 onwards).

8. Human Resources Advice and Implications

- 8.1 The funding is to continue posts in the With You service and as such there are no HR implications for the Council arising from this decision.

9. Implications for Children and Young People and Vulnerable Adults

- 9.1 The implications for Children and Young People and Vulnerable Adults are the same as the [Cabinet paper published 16 March 2026](#).

10. Equalities and Human Rights Advice and Implications

- 10.1 An Initial Equality Screening Assessment (Part A) has been completed and is attached as Appendix 1.
- 10.2 The equality implications remain the same as the Impact Assessment Screening Form completed for the [Cabinet paper published on the 16 March 2026](#).

11. Implications for CO2 Emissions and Climate Change

- 11.1 The implications for CO2 and climate change are the same as [the Cabinet Paper published on 16 March 2026](#).
- 11.2 Appendix 3 to the *Public Health Grant for 2026/27* Cabinet Report includes consideration of the implications in an impact assessment.

12. Implications for Partners

- 12.1. The key partner organisations are represented on the Combatting Drugs Partnership and the DATRIG Operational Group, who were consulted regarding the proposals for the spending of this grant.
- 12.2 The implications for partners are the same as the previous Cabinet paper published on 16 March 2026 ([link](#)).

13. Risks and Mitigation

- 13.1 The Grant funds a number of enhancements to the core treatment and recovery service, which has been confirmed until 2029. There is no certainty of funding past this date.
- 13.2 A re-procurement exercise of the Drug and Alcohol treatment service is currently progressing. The contract with the current provider, With You, ends on 22 January 2027.

14. Accountable Officers

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