

Our ref: IG/FOI.012.24

18 September 2024

Sent via email to: [REDACTED]

Dear [REDACTED]

## Request under the Freedom of Information Act 2000

I write further to your request for information which was received on 5 September 2024, to confirm, in accordance with S.1(1)(a) of the Freedom of Information Act 2000, that Powys Teaching Health Board (PTHB) does not hold the information that you require.

For ease of reference your request is set out below and our response follows:

### Your Freedom of Information (FOI) Request:

Dear Brecon, Bronllys and Newtown Hospital,

I am writing to formally submit a Freedom of Information (FOI) request concerning the procurement and award of contracts under Lot 1 of the Workforce Alliance RM6281 framework for providing temporary nurses and clinical staffing. I kindly request your assistance in addressing the following inquiries:

1. Compliance with Public Contracts Regulations 2015: Please provide information on how the Trust ensures that the awarding of contracts under Lot 1 of the Workforce Alliance RM6281 framework adheres to the Public Contracts Regulations 2015.
2. Non-discrimination and Fairness: How does the Trust ensure that it does not discriminate or act unfairly towards suppliers when selecting contractors under this framework?
3. Supplier Invitation: Does the Trust invite all approved suppliers under the framework to bid or supply services, as stipulated by the framework's rules? If so, could you provide evidence or examples of this process in practice?

4. Supplier Selection Process: Please outline the legal justification the Trust uses when selecting certain suppliers while excluding others under the Workforce Alliance RM6281 framework.

5. Compliance with Selection Criteria: Could you explain the process by which suppliers are selected under the framework, particularly concerning ensuring compliance with the selection criteria set out in the Workforce Alliance RM6281 framework and the Public Contracts Regulations 2015?

6. Further Competition Process: Could you describe the process your Trust follows for further competition under the Workforce Alliance RM6281 framework? Specifically, do you use direct awards, or do you invite suppliers for further competition for Lot 1? Please provide evidence to support your response.

7. Evidence of Compliance: Kindly provide any documentation or evidence demonstrating how the Trust ensures compliance with the aforementioned regulations and framework rules when awarding contracts under Lot 1 for the provision of temporary nurses and clinical staffing.

8. Legal Queries and Proceedings: Please provide contact details (department and individual, if available) for submitting legal queries or initiating legal proceedings related to procurement processes under this framework.

Powys Response:

Please note – Powys Teaching Health Board (PTHB) response to this request will cover Brecon, Newtown and Bronllys Hospitals.

I can confirm the agency framework contract is held with NHS Wales Shared Services Partnership (NWSSP), and I would recommend you contact them for further information via the following email: [shared.services@wales.nhs.uk](mailto:shared.services@wales.nhs.uk)

Under the terms of the Health Board's Freedom of Information procedure, individuals seeking access to recorded information held by the Health Board are entitled to request an internal review of the handling of their requests. If you would like to complain about the Health Board's handling of your request, please contact us directly at the address below or register your complaint via [powysfoi.foi@wales.nhs.uk](mailto:powysfoi.foi@wales.nhs.uk)

If after Internal Review you remain dissatisfied you are also entitled to refer the matter to the information commissioner at the Information Commissioner's Office (Wales), 2nd Floor, Churchill House, Churchill Way, Cardiff, CF10 2HH. Telephone Number: 0330 414 6421.

Yours sincerely



**Mark McIntyre**  
**Deputy Director Workforce & Organisational Development**

Rydym yn croesawu derbyn gohebiaeth yng Nghymraeg. Byddwn yn ateb y fath ohebiaeth yng Nghymraeg ac ni fydd hyn yn arwain at oedi.

We welcome receiving correspondence in Welsh. We will reply to such correspondence in Welsh and this will not lead to a delay.