

<b>Reference:</b>	FOI.4326.20
<b>Subject:</b>	Consultant job planning
<b>Date of Request:</b>	16 October 2020

**Requested:**

Does the organisation use an external supplier to manage job planning?

2. If so, which supplier does the organisation use?
3. What was the annual cost to the third party in 19/20?
4. Please can you provide the contract start and end date?
5. Did the organisation procure the supplier via a framework? If so, which framework?
6. What % of the third-party job planning system has been rolled out across the trust?

**Response:**

1. Hywel Dda University Health Board (UHB) confirms that it does use an external supplier to manage job planning.
2. The UHB confirms that the external supplier to manage job planning is Allocate.
3. As the costs requested from the UHB relates to third parties, the UHB considers that Section 43 applies to the annual costs requested, as answering would be Prejudicial to their Commercial Interests. Section 43(2) exempts information, disclosure of which would or would be likely to prejudice the commercial interests of any person, in this case the provider listed above.

Commercial interests may be prejudiced where disclosure would, or would likely to:

Weaken a company's position in a competitive environment by revealing market sensitive information or information of potential usefulness to its competitors.

Damage a company's business reputation or the confidence that customers/users, suppliers or investors may have in it.

This exemption is qualified; therefore, even if information falls within Section 43, public authorities must then apply the public interest test set out in Section 2(2)(b). The information can only be withheld if the public interest in maintaining the exemption outweighs the public interest in disclosure.

The UHB has therefore considered the following:

**In favour of disclosure:**-There is a public interest in transparency and in the accountability of public funds. Furthermore, it is in the public's interest that public funds be used effectively and that public sector bodies obtain the best value for money when contracting for the provision of services. Private sector bodies engaging in commercial activities with the public sector must expect some information about those activities to be disclosed.

**Against Disclosure:-** Disclosure of this information would have a direct impact and cause substantial harm to the suppliers listed as it would disclose their pricing, and this would be likely that this would damage their ability to work within a highly competitive sector. The information being requested is likely to be used by their competitors to gain a competitive advantage.

It has therefore been decided above that releasing the information under the Freedom of Information Act, to which the UHB is subject, will give an unfair advantage to the suppliers' competitors. The UHB believes that there is wider established public interest in companies not being prejudiced merely because they have contracted with a public sector body, and that there is a public interest in ensuring that there is competition for public sector contracts.

**Decision:-**The UHB considers that the public interest in withholding the annual costs for its job planning supplier, Allocate, is greater than the interests in disclosing it.

4. The UHB provides, within the table below, the start and end dates of the current contact.

Start date	End date
1 February 2020	1 February 2023

5. The UHB confirms that the supplier was procured through the Health Trust Europe Framework.

6. The UHB confirms that all doctors have been added to the system and it is now the only acceptable format for job planning. Approximately 71% of the total job plans on the system and are either fully signed off or are in the current review process (i.e. awaiting sign off or information is on the system awaiting the request for sign off).