

This is a published notice on the Find a Tender service: <https://www.find-tender.service.gov.uk/Notice/000149-2023>

Tender

HCC Jan 2023 - The Provision of Grocery, Fresh, Chilled and Frozen FoodHCL/FOOD/019

Hertfordshire Catering Limited

F02: Contract notice

Notice identifier: 2023/S 000-000149

Procurement identifier (OCID): ocds-h6vhtk-0394fc

Published 4 January 2023, 12:16pm

Section I: Contracting authority

I.1) Name and addresses

Hertfordshire Catering Limited

Mundells

Welwyn Garden City

AL7 1FT

Contact

Strategic Procurement Group

Email

anita.shipman@hertfordshire.gov.uk

Telephone

+44 01707292601

Country

United Kingdom

NUTS code

UKH23 - Hertfordshire

Internet address(es)

Main address

www.hertfordshire.gov.uk

Buyer's address

<https://in-tendhost.co.uk/supplyhertfordshire.aspx/Home>

I.3) Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://in-tendhost.co.uk/supplyhertfordshire.aspx/Home>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://in-tendhost.co.uk/supplyhertfordshire.aspx/Home>

Tenders or requests to participate must be submitted to the above-mentioned address

I.4) Type of the contracting authority

Regional or local authority

I.5) Main activity

General public services

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

HCC Jan 2023 - The Provision of Grocery, Fresh, Chilled and Frozen FoodHCL/FOOD/019

Reference number

HCL/FOOD/019

II.1.2) Main CPV code

- 15000000 - Food, beverages, tobacco and related products

II.1.3) Type of contract

Supplies

II.1.4) Short description

Hertfordshire Catering Ltd (HCL) is currently out to procurement for the provision of Grocery, Fresh, Chilled and Frozen Foods. Further information in regards to this opportunity can be found in II.2.4) Description of the procurement field (OJEU Contract Notice refers). Organisations wishing to take part in this project are invited to "express interest" which will give access to the full procurement documents in the e-tendering system. Please see VI.3) Additional information for further information. Any questions relating to this procurement must be made via the correspondence area in the e-Tendering system, in accordance with the procurement documents and can be addressed to the main contact as shown in the details above.

II.1.5) Estimated total value

Value excluding VAT: £215,000,000

II.1.6) Information about lots

This contract is divided into lots: No

II.2) Description

II.2.2) Additional CPV code(s)

- 15000000 - Food, beverages, tobacco and related products
- 15500000 - Dairy products
- 15400000 - Animal or vegetable oils and fats
- 15600000 - Grain mill products, starches and starch products
- 39220000 - Kitchen equipment, household and domestic items and catering supplies
- 15300000 - Fruit, vegetables and related products
- 39830000 - Cleaning products
- 15100000 - Animal products, meat and meat products
- 15800000 - Miscellaneous food products
- 15200000 - Prepared and preserved fish

II.2.3) Place of performance

NUTS codes

- UKH23 - Hertfordshire

II.2.4) Description of the procurement

Hertfordshire Catering Limited (hereinafter referred to as HCL), is a Company limited by shares and wholly owned by Hertfordshire County Council (HCC). HCL is an award-winning contract caterer, dedicated to delivering excellence in educational catering and commercial sectors throughout Hertfordshire and surrounding counties. HCL has a requirement for the Provision of Grocery, Fresh, Chilled and Frozen Foods (hereinafter referred to as "Goods") to be delivered to various sites as listed in the tender documentation. All Goods supplied under this Contract must comply with all relevant legislation in force at the time. There will be a need for the Supplier to have a flexible approach as during the contract period the pattern, variety and volume of demand for Goods as well as the number of sites may be subject to change, and it is stressed that there are no undertakings concerning likely volume of demand. For guidance only, HCL's estimated annual value of spend is approximately £10m. However, HCL reserves the right to adjust this requirement or grow their business during the duration of the Agreement should we wish to do so. Tenderers must submit a tender based on the Specifications, to the required levels of performance and the risk allocation embodied in

the Contract. The successful Tenderer will be required to enter into a Contract with HCL under the terms set out in the Contract. The estimated total value of the Contract is stated in II.1.5) of this notice and is for the initial term inclusive of the approximate value for extensions. HCL are exploring ways to increase their business in future years over the life of this Contract including working with other public sector bodies, which may or may not affect their ability to reach the estimated total value stated. Therefore, the spend under the contract will depend on the uptake of new services. HCL does not make any guarantees the contract will reach this value at any point in the life of the contract, nor does it guarantee future business growth. For the avoidance of doubt, the current estimated annual value of the Contract will be approximately £10,000,000.00 based on HCL's current spend on the specified goods. The Contract will be awarded for an initial term of five years, with the option to extend the Contract up to three further years (two plus one year). Please note that the contract requirements will be subject to available financial resources, supplier performance and flexibility to meet changing demands. There will be no form of exclusivity or volume that is guaranteed under the Contract and HCL will be entitled to enter into other contracts and arrangements with other suppliers for the provision of any, or all, of the requirements which are the same as, or similar to those specified under the established Contract. Full details are in the tender documentation.

II.2.5) Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.7) Duration of the contract, framework agreement or dynamic purchasing system

Duration in months

60

This contract is subject to renewal

Yes

Description of renewals

The Contract will be reviewed at the end of the Contract period.

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.13) Information about European Union Funds

The procurement is related to a project and/or programme financed by European Union funds: No

Section III. Legal, economic, financial and technical information

III.1) Conditions for participation

III.1.2) Economic and financial standing

Selection criteria as stated in the procurement documents

III.1.3) Technical and professional ability

Selection criteria as stated in the procurement documents

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Open procedure

IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: Yes

IV.2) Administrative information

IV.2.2) Time limit for receipt of tenders or requests to participate

Date

6 February 2023

Local time

12:00pm

IV.2.4) Languages in which tenders or requests to participate may be submitted

English

IV.2.7) Conditions for opening of tenders

Date

6 February 2023

Local time

12:00pm

Section VI. Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: Yes

VI.3) Additional information

Please note Hertfordshire County Council has worked closely with its districts and partners to create a joint procurement portal called supply Hertfordshire. This portal provides an e-Tendering system which is run by In-Tend. To access this procurement opportunity please visit <https://in-tendhost.co.uk/supplyhertfordshire.aspx/Home> and follow the on-screen guidance. In accordance with Regulation 53 of The Public Contracts Regulations 2015, HCL's procurement documents are available within the e-Tendering system. This is a one stage procurement process. Therefore, if you wish to be considered as a tenderer you must complete and submit a tender by the specified closing date and time. Tender submissions cannot be uploaded after this return deadline. If you are experiencing problems In-Tend offer a help section which includes a dedicated UK support desk which can be contacted via email: support@in-tend.co.uk or Telephone: +44 1144070065 for any website/technical questions, Monday to Friday, 8:30-17:00. HCL reserves the right at any time to cease the procurement process and not award a Contract or to award only part of the opportunity described in this notice. If HCL takes up this right, then they will not be responsible for or pay the expenses or losses, which may be incurred by any organisation or tenderer as a result. HCL undertakes to hold confidential any information provided in the proposal submitted, subject to HCL's obligations under the law including the Freedom of Information Act 2000. If the organisation considers that any of the information submitted in the proposal should not be disclosed because of its sensitivity, then this should be stated with the reason for considering it sensitive. HCL will then endeavor to consult with the applicant about such sensitive information when considering any request received under the Freedom of Information Act 2000 before replying to such a request. HCL reserves the right to carry out additional financial checks on all organisations bidding for this opportunity at any time during the procurement process. This is to ensure that they continue to meet HCL's requirements and remain financially viable to fulfil the requirements under the Contract.

VI.4) Procedures for review

VI.4.1) Review body

High Court, Royal Courts of Justice

The Strand

London

WC2A 2LL

Country

United Kingdom

VI.4.2) Body responsible for mediation procedures

High Court, Royal Courts of Justice

The Strand

London

WC2A 2LL

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

The Contracting Authority will incorporate a minimum 10 calendar day (when using electronic means) standstill period at the point information on the award of the Contract is communicated to tenderers. This period allows unsuccessful tenderers to challenge the decision to award a Contract before a contract is executed/signed (as appropriate). The Public Contracts Regulations 2015 ('Regulations') provide for aggrieved parties who have been harmed or at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland). Any such action must be brought promptly and within the time limits as defined in the above regulations. Where a Contract has not been entered into the court may order the setting aside of the award decision or order the contracting authority to amend any document and may award damages. If the Contract has been entered into the court has the options to award damages and/or to shorten or order the Contract ineffective.

VI.4.4) Service from which information about the review procedure may be obtained

Chief Legal Officer

Hertfordshire County Council, Pegs Lane

Hertford

SG13 8DE

Country

United Kingdom