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Award

## **Supply and Delivery of Prepared Sandwiches and Rolls to the NI Education Authority School Meals Kitchens**

Education Authority

F15: Voluntary ex ante transparency notice

Notice identifier: 2023/S 000-000278

Procurement identifier (OCID): ocds-h6vhtk-03872e

Published 5 January 2023, 2:33pm

### **Section I: Contracting authority/entity**

#### **I.1) Name and addresses**

Education Authority

3 Charlemont Place, The Mall

Armagh

BT61 9AX

#### **Email**

[catering.procure@eani.org.uk](mailto:catering.procure@eani.org.uk)

#### **Country**

United Kingdom

#### **Region code**

UK - United Kingdom

## **Internet address(es)**

Main address

<https://etendersni.gov.uk/epps>

Buyer's address

<https://etendersni.gov.uk/epps>

## **I.4) Type of the contracting authority**

Body governed by public law

## **I.5) Main activity**

Education

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## **Section II: Object**

### **II.1) Scope of the procurement**

#### **II.1.1) Title**

Supply and Delivery of Prepared Sandwiches and Rolls to the NI Education Authority School Meals Kitchens

#### **II.1.2) Main CPV code**

- 15811511 - Prepared sandwiches

#### **II.1.3) Type of contract**

Supplies

#### **II.1.4) Short description**

The award of a framework agreement by Education Authority Northern Ireland (EANI) without prior publication of a call for competition in the Official Journal of the European Union, in respect of the provision of Supply and Delivery of Prepared Sandwiches and Rolls for EANI CAT-22-007 as further described in Find a Tender Contract Award Notice.

### **II.1.6) Information about lots**

This contract is divided into lots: No

### **II.1.7) Total value of the procurement (excluding VAT)**

Value excluding VAT: £380,338

## **II.2) Description**

### **II.2.3) Place of performance**

NUTS codes

- UKN - Northern Ireland

### **II.2.4) Description of the procurement**

Supply and Delivery of Supply and Delivery of Prepared Sandwiches and Rolls to individual educational establishments within the Northern Ireland Education Authority Regions.

### **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

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## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Type of procedure**

Award of a contract without prior publication of a call for competition in the cases listed below

- The procurement falls outside the scope of application of the regulations

Explanation:

The Framework Agreement was entered into by EANI as per the published Contract Award Notice (Framework Agreement). The Framework Agreement was initially for a term ending 31 December 2022. It was however agreed in December 2022 that the Framework Agreement be extended until 28 February 2023 (Expiry) under Regulation 72(1)(c) of The Public Contracts Regulations 2015.

EANI commenced a new procurement exercise, however, the new procurement exercise has been delayed due to service requirements changing.

EANI anticipates the new contract commencement will be 1 March 2023, with services extended under the current Framework Agreement until then.

The extension of the existing provision until the commencement of the new framework agreement has become necessary and is permitted by Regulation 72(1)(c) of The Public Contracts Regulations 2015. Namely, the following conditions have been fulfilled:

- (i) The need for modification has been brought about by circumstances which a diligent contracting authority could not have foreseen. We were unable to predict the volume of changes required by the Catering Service. We were unable to predict the staffing issues that have impacted on the section. Accordingly, an extension is required in order to allow a procurement exercise to be finalised and to ensure continuity of service until the new framework agreement commences;
- (ii) The modification does not alter the overall nature of the contract. Other than the term of the Framework Agreement being extended to allow the new procurement to be concluded, the nature of the Framework Agreement is not being amended; and
- (iii) Any increase in price does not exceed 50% of the value of the original contract or framework agreement. The value is not being increased.

#### **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.2.1) Previous publication concerning this procedure**

Notice number: [2022/S 000-033033](#)

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## **Section V. Award of contract/concession**

A contract/lot is awarded: Yes

## **V.2) Award of contract/concession**

### **V.2.1) Date of conclusion of the contract**

26 August 2022

### **V.2.2) Information about tenders**

The contract has been awarded to a group of economic operators: No

### **V.2.3) Name and address of the contractor/concessionaire**

Early Days Foods Ltd

Newry

Email

[catering.procure@eani.org.uk](mailto:catering.procure@eani.org.uk)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://www.eani.org.uk/procurement>

The contractor/concessionaire is an SME

Yes

### **V.2.4) Information on value of contract/lot/concession (excluding VAT)**

Total value of the contract/lot/concession: £380,338

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## **Section VI. Complementary information**

### **VI.4) Procedures for review**

#### **VI.4.1) Review body**

The UK currently UK does not currently have any such bodies with responsibilities for appeal/mediation procedures

ARMAGH

Country

United Kingdom