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Award

## **Provision of Facilities Management Services for Stoke Mandeville Hospital**

Buckinghamshire Healthcare NHS Trust

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-000443

Procurement identifier (OCID): ocids-h6vhtk-042b39

Published 8 January 2024, 9:52am

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

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

Buckinghamshire Healthcare NHS Trust

Queen Alexandra Rd

High Wycombe

HP11 2TT

#### **Contact**

Wim Klaucke

#### **Email**

[bht.procurement.tender@nhs.net](mailto:bht.procurement.tender@nhs.net)

#### **Country**

United Kingdom

#### **Region code**

UKJ13 - Buckinghamshire CC

**Internet address(es)**

Main address

<https://www.buckshealthcare.nhs.uk>

Buyer's address

<https://www.buckshealthcare.nhs.uk>

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

Body governed by public law

**I.5) Main activity**

Health

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**Section II: Object**

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

**II.1.1) Title**

Provision of Facilities Management Services for Stoke Mandeville Hospital

**II.1.2) Main CPV code**

- 79993000 - Building and facilities management services

**II.1.3) Type of contract**

Services

**II.1.4) Short description**

The Project Agreement was entered into on 21 May 2004 for the development and operation of new facilities at and the provision of associated and other service to the site of the Stoke Mandeville Hospital.

**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: £1

## **II.2) Description**

### **II.2.2) Additional CPV code(s)**

- 79993100 - Facilities management services
- 79710000 - Security services
- 90910000 - Cleaning services

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

NUTS codes

- UKJ - South East (England)

Main site or place of performance

Stoke Mandeville Hospital

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

Buckinghamshire Healthcare NHS Trust (formerly Buckinghamshire Hospitals National Health Service Trust) and Enterprise Healthcare Limited ("Enterprise") entered the Project Agreement dated 21 May 2004 under the Government's Private Finance Initiative for, inter alia, the development of the site of the Stoke Mandeville Hospital and the provision of certain services, including facilities management services, further detailed therein. Schedule 17 (Benchmarking and Market Testing Procedures) of the Project Agreement provides the terms and conditions upon which the Market Tested Services are to be Benchmarked and Market Tested.

By a contract also dated 21 May 2004, Enterprise engaged Sodexo Healthcare Services Limited (Company Number SC087304) (the "Original Service Provider") to carry out the Services (the "Original Service Contract"). The Original Service Provider has novated to Sodexo Limited (Company Number 0842846) (the "Service Provider") its rights and obligations under the Original Service Contract (the "Service Contract"). The Service Contract similarly makes provision for Benchmarking and Market Testing of the Market Tested Services. (The Project Agreement and the Service Contract together are the "Project Documents".)

On or from [12 February 2024], the parties propose entering into deeds of variation in respect of the Project Documents to (amongst other changes) disapply the Market Testing

provisions in the Project Documents for the remainder of the Project Term.

The deeds of variation:

1. Remove the market testing obligations from the Project Documents in respect of the Market Tested Services;
2. Provide for creation by the Service Provider of a committed fund for use by the Trust; and
3. Effects other variations provided for in the documents.

The variations are permitted pursuant to Regulation 72(1)(e)/72(8) because:

- the modifications do not render the Project Documents materially different in character from the one originally concluded and do not extend the scope considerably. The nature of the tasks that may be performed by supplier remain the same as those set out in the original procurement i.e. FM Services
- the modifications do not change the economic balance of the Project Documents in favour of a supplier in a way not originally provided for. There is no increase in the unitary charge to be paid by the Trust.
- no new contractor replaces the original supplier.
- the modification does not introduce conditions which, had they been part of the initial procurement procedure would have allowed for the admission of other candidates; allowed for the acceptance of other tenders; or attracted other participants.

For the avoidance of doubt, the Trust considers it is not bound to publish this notice but does so in the interests of transparency.

## **II.2.5) Award criteria**

Price

## **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:

This is a change of contract within the limits for change as given in the Public Contract Regulations

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

The procurement is covered by the Government Procurement Agreement: No

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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**

5 January 2024

#### **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**

Enterprise Healthcare Limited

Unit 18 Riversway Business Village Navigation Way, Ashton-On-Ribble

Preston

PR2 2YP

Country

United Kingdom

NUTS code

- UKD4 - Lancashire

National registration number

04968994

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £1

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## **Section VI. Complementary information**

### **VI.3) Additional information**

The Trust has used the Atamis system to populate this VEAT notice. This required the following sections to be populated to enable the VEAT notice to be published but that are not relevant to this VEAT notice:

II.1.7.1 (as well as the value on the Supplier Awarded Value)

II.2.5.1 (Change of contract only)

V.2.1.1

[insert section numbers]

The detail in the above sections should therefore be disregarded as they have only been populated so as to generate the notice for publication.

This VEAT is being published for transparency reasons and does not cover the award of a new contract and so there is no specific contract value and there was no award criteria applied.”

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

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

High Court

Strand,

London,

WC2A 2LL

Country

United Kingdom