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Award

## **VEAT Notice Intention to award a public contract for urgent Replacement and ongoing Maintenance of Cremators at Weeley Crematorium, Essex**

Tendring District Council

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-001857

Procurement identifier (OCID): ocds-h6vhtk-030dda

Published 21 January 2022, 2:00pm

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

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

Tendring District Council

Town Hall, Station Road

CLACTON-ON-SEA

CO15 1SE

#### **Contact**

Ian Taylor

#### **Email**

[itaylor@tendringdc.gov.uk](mailto:itaylor@tendringdc.gov.uk)

#### **Telephone**

+44 1255686982

**Country**

United Kingdom

**NUTS code**

UKH34 - Essex Haven Gateway

**Internet address(es)**

Main address

<https://www.tendingdc.gov.uk>

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

Regional or local authority

**I.5) Main activity**

General public services

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**Section II: Object****II.1) Scope of the procurement****II.1.1) Title**

VEAT Notice Intention to award a public contract for urgent Replacement and ongoing Maintenance of Cremators at Weeley Crematorium, Essex

**II.1.2) Main CPV code**

- 42350000 - Cremators

**II.1.3) Type of contract**

Supplies

**II.1.4) Short description**

Urgent Replacement of two cremators due to the unsafe and inoperable condition of the current equipment at Weeley Crematorium, Essex.

### **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: £1,539,000

## **II.2) Description**

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

NUTS codes

- UKH3 - Essex

Main site or place of performance

Weeley Crematorium

Colchester Road

Weeley

Essex

CO16 9JP

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

The decommissioning, modification, dismantling, removal and disposal of the two existing cremators and associated redundant plant and equipment.

The purchase and installation of two Cremators , and a for 10 year contract for the maintenance, servicing, inspection, testing and repair of cremators, and associated equipment at Weeley Crematorium, Colchester Road, Weeley, Essex, CO16 9JP.

### **II.2.11) Information about options**

Options: 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:

Award of a contract without prior publication of a call for competition on the UK e-notification service (within the meaning of the Public Contracts Regulations 2015)

- Extreme urgency brought about by events unforeseeable for the contracting authority

Explanation:

In 2015 two new Cremators were supplied and installed in Weeley Crematorium by a company named ATI Environment UK Ltd, who were also responsible for the on-going maintenance. The supplier went into receivership in March 2020, this left a number of local authorities including Tendring District Council with no service contract, and cremator equipment that had become increasingly unreliable and caught fire on one occasion.

The cremators were temporarily repaired in 2020 however, the current plant has now failed entirely, and an independent engineer's report dated October 2021 has confirmed that the plant cannot be returned to safe use, and both cremators are now unusable. Not only has this had a significant impact on the local community especially during the pandemic, but cremations are having to be undertaken at different venues in East Anglian, some distance from the local authority area. Tendring District Council is suffering a substantial loss of income.

Service delivery, compliance and safety can only be achieved by the urgent replacement of the current cremators brought about by previous supplier failure and not by actions attributable to the authority. The required timeline to run an open or restricted process would incur increased reliance on alternative venues outside of the local authority area, continued loss of income to the authority in addition to period for lead in and implementation of the contract. Market insight has demonstrated that Facultative Technologies (FT) are a leading supplier in a very limited market and have a strong financial standing. In addition, the soft market testing demonstrated FT to be cheaper than their main competitor with shorter lead times, minimizing disruption, with time being of the essence to return to a fully operational service for the benefit of the community and the

public purse.

**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**

21 January 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**

Facultatieve Technologies Limited

Moor Road

Leeds

LS10 2DD

Country

United Kingdom

NUTS code

- UKE42 - Leeds

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: £1,539,000

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## **Section VI. Complementary information**

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

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

The High Court

Royal Courts of Justice, The Strand

London

WC2A 2LL

Country

United Kingdom