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Contract

## **Supply of Trees and Ancillary Items**

The City of Edinburgh Council

F03: Contract award notice

Notice identifier: 2023/S 000-001978

Procurement identifier (OCID): ocds-h6vhtk-02f8b5

Published 23 January 2023, 11:08am

### **Section I: Contracting authority**

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

The City of Edinburgh Council

Waverley Court, 4 East Market Street

Edinburgh

EH8 8BG

#### **Contact**

Callum Ewan

#### **Email**

[callum.ewan@edinburgh.gov.uk](mailto:callum.ewan@edinburgh.gov.uk)

#### **Country**

United Kingdom

#### **NUTS code**

UKM75 - Edinburgh, City of

**Internet address(es)**

Main address

<http://www.edinburgh.gov.uk>

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA00290](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00290)

**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**

Supply of Trees and Ancillary Items

Reference number

CT2852

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

- 03450000 - Tree-nursery products

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

Supplies

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

The City of Edinburgh Council intends to procure Contracts for the following Lots:

Lot 1 - The Supply of Transplants, Whips, & Feathered Trees

Lot 2 - The Supply of Standard Trees & Other Trees

Lot 3 - The Supply of Ancillary Items was awarded via the initial procurement process (Award Notice ref 701266)

Due to the lack of received tenderers in the case of Lot 1 or rejected tenders in the case of Lot 2. The City of Edinburgh Council intends to direct award Lot 1 and Lot 2 given the competitive process was undertaken previously and no successful responses were submitted.

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

This contract is divided into lots: Yes

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

Value excluding VAT: £777,194.50

### **II.2) Description**

### **II.2.1) Title**

Lot 2 - Supply of Standard Trees & Other Trees

Lot No

2

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

- 03450000 - Tree-nursery products
- 03452000 - Trees

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

NUTS codes

- UKM75 - Edinburgh, City of

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

Supply of Standard Trees & Other Trees

### **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

## **II.2) Description**

### **II.2.1) Title**

Lot 1 - Supply of Transplants, Whips, & Feathered Trees

Lot No

1

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

- 03452000 - Trees
- 03450000 - Tree-nursery products

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

NUTS codes

- UKM75 - Edinburgh, City of

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

Supply of Transplants, Whips, & Feathered Trees

### **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

- No tenders or no suitable tenders/requests to participate in response to open procedure

Explanation:

A previous open tender procedure was carried out for this requirement (notice reference: 678818). Zero tenders were returned initially for Lot 1 - Supply of Transplants, Whips, & Feathered Trees and two tenders were returned for Lot 2 - Supply of Standard Trees & Other Trees however following evaluation both failed to pass the Council's pre-set threshold for quality. Lot 3 was responded to, evaluated and awarded. As this previous tender exercise failed to produce any successful tenders for both Lots 1 and 2 and the Council had demonstrated competition, the Council will award the Lots directly to the suppliers indicated in this notice.

#### **IV.1.3) Information about a framework agreement or a dynamic purchasing system**

The procurement involves the establishment of a framework agreement

#### **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 000-001342](#)

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

### **Lot No**

1

### **Title**

Lot 1 - Supply of Transplants, Whips, & Feathered Trees

A contract/lot is awarded: Yes

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

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

12 January 2023

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

Number of tenders received: 1

Number of tenders received from SMEs: 1

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 1

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

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

Alba Trees Plc

Lower Winton

Gladsmuir

EH33 2AL

Email

[ma@albatrees.co.uk](mailto:ma@albatrees.co.uk)

Telephone

+44 1620825058

Country

United Kingdom

NUTS code

- UKM73 - East Lothian and Midlothian

The contractor is an SME

Yes

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

Total value of the contract/lot: £143,940

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

### **Lot No**

2

### **Title**

Lot 2 - Supply of Standard Trees & Other Trees

A contract/lot is awarded: Yes

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

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

12 January 2023

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

Number of tenders received: 1



Number of tenders received from SMEs: 1

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 1

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

**V.2.3) Name and address of the contractor**

Barcham Trees

Eye Hill Drove, Ely

Cambridgeshire

cb7 5xf

Email

[Jodie@barchamtrees.co.uk](mailto:Jodie@barchamtrees.co.uk)

Telephone

+44 1353720950

Country

United Kingdom

NUTS code

- UKH12 - Cambridgeshire CC

The contractor is an SME

Yes

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

Total value of the contract/lot: £759,202

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## **Section VI. Complementary information**

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

(SC Ref:719704)

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

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

Sheriff Court Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Country

United Kingdom

#### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

A tenderer that suffers loss as a result of a breach of duty under the Public Contracts (Scotland) Regulations 2015 may bring proceedings in the Sheriff Court or the Court of Session. The City of Edinburgh Council (the Council) will have a minimum standstill period of 10 days before awarding the contract. The communication of the award decision notice will be sent by fax or e-mail to all tenderers with the standstill period commencing on the next day. If proceedings are started in the Sheriff Court or the Court of Session against the Council in respect of the decision to award the contract within the standstill period then the Council is prevented from awarding the contract. Post contract award the Sheriff Court or the Court of Session may (1) award damages provided proceedings are brought within 3 months from the date when the grounds for the bringing of the proceedings first arose (2) be entitled to issue an ineffectiveness order or impose a financial penalty on the Council. A claim for an ineffectiveness order must be made within 30 days of the Contract Award Notice being published in the FTS or within 30 days of the date those who expressed an interest in or otherwise bid for the contract were informed of the conclusion of the contract or in any other case within 6 months from the date on which the contract was entered into.