

This is a published notice on the Find a Tender service: <https://www.find-tender.service.gov.uk/Notice/001978-2023>

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

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

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

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

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](#)

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

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

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

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

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.