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Contract

Major Event Ground Reinstatement Framework 2019-2023

The Royal Parks

F20: Modification notice

Notice identifier: 2023/S 000-002419

Procurement identifier (OCID): ocds-h6vhtk-039ad9

Published 26 January 2023, 1:10pm

Section I: Contracting authority/entity

I.1) Name and addresses

The Royal Parks

The Old Police House, Hyde Park

London

W22UH

Contact

Sarah Hadland

Email

shadland@royalparks.org.uk

Country

United Kingdom

Region code

UKI - London

Companies House

10016100

Internet address(es)

Main address

www.royalparks.org.uk

Buyer's address

www.royalparks.org.uk/procurement

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Major Event Ground Reinstatement Framework 2019-2023

Reference number

2019/S 155-381341

II.1.2) Main CPV code

- 45112711 - Landscaping work for parks

II.1.3) Type of contract

Works

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKI - London

II.2.4) Description of the procurement at the time of conclusion of the contract:

The Royal Parks (TRP) invited tenders to carry out ground reinstatement works for major events, ceremonials and other projects across the Royal Parks. Events take place on an annual basis, range in size and have variable impacts on the ground. The contract is primarily focused on the annual reinstatement of the Hyde Park Parade Ground although grounds reinstatement in the other parks may be required over the duration of the contract.

II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession

Duration in months

48

Section IV. Procedure

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2019/S 155-381341](#)

Section V. Award of contract/concession

Contract No

416165786

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision:

17 December 2019

V.2.2) Information about tenders

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

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

Talbot Farm Landscapes Ltd

75 Derby Road

Derby

DE65 5FP

Country

United Kingdom

NUTS code

- UKF - East Midlands (England)

Justification for not providing organisation identifier

Not on any register

The contractor/concessionaire is an SME

Yes

V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)

Total value of the procurement: £4,500,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

The Royal Parks

London

Country

United Kingdom

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 45112711 - Landscaping work for parks

VII.1.3) Place of performance

NUTS code

- UKI - London

VII.1.4) Description of the procurement:

Ground reinstatement works for major events, ceremonials and other projects across the Royal Parks. Events take place on an annual basis, range in size and have variable impacts on the ground. The contract is primarily focused on the annual reinstatement of the Hyde Park Parade Ground although grounds reinstatement in the other parks may be required.

VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession

Duration in months

54

In the case of framework agreements, provide justification for any duration exceeding 4 years:

Refer to VII.2.1

VII.1.6) Information on value of the contract/lot/concession (excluding VAT)

Total value of the contract/lot/concession:

£5,250,000

VII.1.7) Name and address of the contractor/concessionaire

Talbot Farm Landscapes Ltd

75 Derby Road

Derby

DE65 5FP

Country

United Kingdom

NUTS code

- UKF - East Midlands (England)

Justification for not providing organisation identifier

Not on any register

The contractor/concessionaire is an SME

Yes

VII.2) Information about modifications

VII.2.1) Description of the modifications

Nature and extent of the modifications (with indication of possible earlier changes to the contract):

The Royal Parks ("TRP") publishes this notice to record its intention to modify the framework for Major Event Ground Reinstatement by extending its expiry date by six months only.

The estimated maximum value of the modification is £750,000.

TRP intends to formalise the Framework extension on 27.02.2023.

TRP also intends to re-procure the Framework in 2023, for commencement in June 2024.

VII.2.2) Reasons for modification

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee.

Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

The modification is required due to the delaying impact of Covid-19 (considered a Force Majeure Event under relevant contracts) on the events delivered by TRP and its partners.

TRP believes these circumstances created a need for modification which a diligent contracting authority could not have foreseen as the works delivered under the Event Reinstatement Framework are directly linked to TRP's events.

The modification is further required in order to align with TRP's operational requirements and to allow a smooth transition and mobilisation period between the existing Framework and the next one.

Furthermore, the modification is not considered substantial under paragraph 8 of Regulation 72 of the Public Contract Regulations, for the following reasons:

a) The framework is not rendered materially different in character through the extension; it will deliver the same works.

b) While the modification extends the contract; TRP does not believe a six month extension would have attracted additional participants to the original procurement procedure; particularly as under the Framework, there is no guarantee of a volume or value of works. The extension would also not have allowed for the admission of candidates other than those initially selected, nor a tender other than that originally accepted.

c) The modification does not change the economic balance of the framework agreement in favour of the contractor; as the contractor will continue to provide works for the rates agreed under the framework.

d) The modification does not extend the scope of the framework agreement; the scope will remain the same.

e) No new contractor replaces the existing contractor.

VII.2.3) Increase in price

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptations and average inflation)

Value excluding VAT: £4,500,000

Total contract value after the modifications

Value excluding VAT: £5,250,000