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Not applicable

KMCPRP-166 Supply and Delivery of Frozen and Chilled Goods

The Council of the Borough of Kirklees

F14: Notice for changes or additional information

Notice identifier: 2021/S 000-003441

Procurement identifier (OCID): ocds-h6vhtk-0294d9

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Section I: Contracting authority/entity

I.1) Name and addresses

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Buyer's address

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

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

KMCPRP-166 Supply and Delivery of Frozen and Chilled Goods

Reference number

DN522234

II.1.2) Main CPV code

- 15000000 - Food, beverages, tobacco and related products

II.1.3) Type of contract

Supplies

II.1.4) Short description

Single source contract for for the supply and delivery of Frozen and Chilled Food Products, to various locations and establishments throughout the Kirklees district in West Yorkshire, UK.

Section VII. Changes

VII.1.2) Text to be corrected in the original notice

Section number

III.1.1

Place of text to be modified

III.1.1

Read

Text

In accordance with: (i) Article 57 to 60 of Directive 2014/24/EU of the European Parliament and of the European Council; and (ii) Regulations 57 to 60 of the Public Contracts 2015 (SI 2015/102) (the 'Regulations'), which require or permit the contracting authority not to select or to treat as ineligible, economic operators, the contracting authority reserves the right to exclude any economic operator whom they deem to not satisfy any criteria outlined within the scoring matrices contained within the standard selection questionnaire ('SQ') within the Tenderers' Submission Document, which is available to download at: <https://www.yortender.co.uk/procontract/supplier.nsf> or is available at the address set out in Sections I.1) and I.3) of this Notice above.

Section number

III.1.2

Place of text to be modified

III.1.2

Instead of

Text

Selection criteria as stated in the procurement documents

Read

Text

Selection criteria as stated in the procurement documents.

See Section 4 of the SQ (available to download at www.yortender.co.uk):

Economic operators must be able to submit either a copy of the audited accounts for the most recent two (2) years if requested. If it cannot, then it must provide either:

- a) a statement of the turnover, Profit and Loss Account/ Income Statement, Balance Sheet/Statement of Financial Position and Statement of Cash Flow for the most recent year of trading for this organisation;
- b) a statement of the cash flow forecast for the current year and a bank letter outlining the current cash and credit position; or
- c) alternative means of demonstrating financial status if any of the above are not available (e.g. forecast of turnover for the current year and a statement of funding provided by the

owners and/or the bank, charity accruals accounts or an alternative means of demonstrating financial status).

Economic operators must also confirm whether or not they are part of a wider group (e.g. a subsidiary of a holding/parent company), and if so must provide confirmation of:

- a) the name of the organisation;
- b) the relationship to the economic operator completing the SQ; the organisation's company accounts (if available); and confirmation on whether or not this organisation would be willing to provide a guarantee if necessary, and if not would the economic operator be able to obtain a guarantee elsewhere (e.g. from a bank)

Insurance -

See Section 8.1 of the SQ (available to download at: <https://www.yortender.co.uk>).

Economic operators are asked to self-certify whether they already have, or can commit to obtain, prior to the commencement date of the Contract, the levels of insurance cover indicated below:

- a) Employer's (Compulsory) Liability Insurance £10,000,000 (in relation to any one claim or series of claims);
- b) Public Liability Insurance, including Product Liability Insurance £10,000,000 (in relation to any one claim or series of claims); and
- c) Product Liability Insurance £10,000,000 (in relation to any one claim or series of claims).

Minimum level(s) of standards possibly required

Finance

See Section 4 of the Selection Questionnaire (available to download at <https://www.yortender.co.uk>).

The rationale applied will be economic operators being able to self-certify that they have an annual turnover of at least one (1) times the estimated annual value of the Contract as outlined within the Tender Documents and a positive net worth for the past (2) years. Failure by an economic operator to supply on request either a copy of the audited accounts for the most recent two (2) years or any one of the document listed in (a) - (c) in Section 4.1 of the SQ may also result in exclusion. Further, any answers which leads the contracting authority, acting reasonably, to conclude (considering the risk that the relevant

answer suggests about the economic operator's ability to properly perform the Contract) that it would be inappropriate to select the economic operator on this occasion may result in exclusion. In addition, if an economic operator indicates in Section 5 of the SQ that its parent or holding company is prepared to guarantee the performance of the economic operator's company, the information provided in response to Sections 5.1 to 5.3 will be used in the financial assessment of the economic operator.

Insurance -

See 8.1 of the SQ (available to download at:

<https://www.yortender.co.uk>).

Failure to indicate 'Yes' to any of the required insurances stated in Section 8.1 will result in exclusion.

Section number

III.1.3

Place of text to be modified

III.1.3

Read

Text

Relevant experience -

Economic operators are asked to provide examples of relevant experience in accordance with the requirements set out within Section 6 of the SQ (available to download at: <https://www.yortender.co.uk>).

Minimum level(s) of standards possibly required

Relevant experience –

See Section 6 of the SQ (available to download at: <https://www.yortender.co.uk>).

Pass - The Candidate has provided EITHER:

a) at least one example of a previous contract that meets the minimum requirements set out in Section 6, and demonstrates to the reasonable satisfaction of the contracting authority

that the economic operator possesses the relevant general technical expertise and professional experience to be entrusted with this Contract;

OR

b) a satisfactory reason as to why the economic operator is unable to provide any examples of previous contracts that are relevant to the contracting authority's requirements under the Contract, and that meets the minimum requirements set out in Section 6.3 of the SQ.

HOWEVER, economic operators are asked to note that:

c) If economic operators need to use more than one example to demonstrate that they possess the relevant general technical expertise and professional experience, they may do

so up to a maximum of three (3) examples.

d) The contracting authority reserves the right to confirm the accuracy of any information provided in response to Section 6 of the SQ with any named customer contact(s). Any replies from any named customer contact(s) which lead the contracting authority, acting reasonably, to doubt any significant representations made in the economic operator's responses to Section 6 may result in exclusion.

Fail - The economic operator:

a) has failed to provide any examples of any previous contracts in response to Section 6 of the SQ;

AND

b) has failed to provide a satisfactory reason as to why they were unable to provide any examples;

c) the examples given in response to Section 6 of the SQ do not demonstrate to the reasonable satisfaction of the contracting authority that the economic operator possesses the relevant general technical expertise and professional experience to be entrusted this Contract.