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Award

Waste and Cleansing Contract, Burnley Borough Council

Burnley Borough Council

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-003671

Procurement identifier (OCID): ocds-h6vhtk-043720

Published 5 February 2024, 11:59am

Section I: Contracting authority/entity

I.1) Name and addresses

Burnley Borough Council

Town Hall, Manchester Road

BURNLEY

BB119SA

Contact

Chris Gay

Email

cgay@burnley.gov.uk

Telephone

+44 1282477163

Country

United Kingdom

Region code

UKD46 - East Lancashire

Justification for not providing organisation identifier

Not on any register

Internet address(es)

Main address

www.burnley.gov.uk

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**

Waste and Cleansing Contract, Burnley Borough Council

II.1.2) Main CPV code

- 90500000 - Refuse and waste related services

II.1.3) Type of contract

Services

II.1.4) Short description

Delivery of residual and recyclable (including green waste) waste collection services to all eligible households within the Authority area and street cleansing services, including management of the transfer of collected materials to Authority designated delivery sites.

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: £2,695,815

II.2) Description

II.2.2) Additional CPV code(s)

- 90514000 - Refuse recycling services

II.2.3) Place of performance

NUTS codes

- UKD - North West (England)

Main site or place of performance

Burnley, Lancashire.

II.2.4) Description of the procurement

Urbaser Ltd is the Council's existing contractor under its waste and cleansing contract. This contract commenced in June 2015 on an initial eight-year term and has since been extended for an additional two years to 31st May 2025. Due to ongoing uncertainty around the implementation of the recently announced Government waste reforms. This procurement shall extend the existing services to be performed by Urbaser for a further ten months, to 31st March 2026, with an option to extend for an additional twelve months until 1st June 2027 if required. The extension was undertaken in accordance with the original contractual terms.

In addition, there is also currently disposal uncertainty (Burnley Borough Council operates within a two-tier waste authority system). The County Council, as the disposal authority, have

advised collection authorities that the existing disposal arrangements (running to landfill) will cease on the 1st April 2026. The Borough Council is therefore required to seek their own disposal arrangements. As such, the extension is required to align these two significant service changes.

II.2.11) Information about options

Options: No

II.2.14) Additional information

The Council's current waste and cleansing contract covers the collection of residual and recyclable waste (including green waste) from eligible households within the Authority area and street cleansing services, including the transfer of collected material to Authority designated delivery sites. The Council has a statutory duty to provide these services and therefore needs to arrange for their provision beyond 31st May 2025, when the current contract is due to expire.

An extension of existing services is sought to allow time for the Council to receive greater clarity and financial assurance around the implementation of the recently announced Government waste reforms, in particular 'Simpler Recycling' and mandatory food waste collections, which are expected to come into force from 2026. An extension period of ten months, to 31st March 2026, shall enable the Council to better align future procurement for the services with the introduction of these reforms. The option to extend by an additional twelve months, to 1st April 2027, will provide flexibility should there be any further delays to the Government's indicative implementation timescales.

This extension of existing services will enable clarity on the operational and financial impacts of government reform and disposal arrangements; and provides the Authority with more control and cost certainty for a future procurement, ensuring that it is able to comply with its duty to obtain best value.

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Negotiated without a prior call for competition

- Additional deliveries by the original supplier

Explanation:

As per section ii.2.4 & ii.2.14.

IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: Yes

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

5 February 2024

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

Urbaser Ltd

First Floor, Westmoreland House, 80 - 86 Bath Road

Cheltenham

GL53 7JT

Country

United Kingdom

NUTS code

- UKK - South West (England)

Companies House

03588422

The contractor/concessionaire is an SME

No

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

Initial estimated total value of the contract/lot/concession: £2,695,815

Total value of the contract/lot/concession: £2,695,815

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

High Court of England and Wales

Royal Courts of Justice, Strand

London

WC2A 2LL

Country

United Kingdom