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Award

Cambridgeshire County Council Highway Services Contract 2017

Cambridgeshire County Council

F15: Voluntary ex ante transparency notice

Notice identifier: 2021/S 000-003702

Procurement identifier (OCID): ocds-h6vhtk-0295de

Published 24 February 2021, 3:00pm

Section I: Contracting authority/entity

I.1) Name and addresses

Cambridgeshire County Council

Shire Hall, Castle Hill

Cambridge

CB3 0AP

Contact

Mr Jon Collyns

Email

jon.collyns@cambridgeshire.gov.uk

Telephone

+44 1223715353

Country

United Kingdom

NUTS code

UKH12 - Cambridgeshire CC

Internet address(es)

Main address

<https://procontract.due-north.com/Login>

Buyer's address

<https://www.cambridgeshire.gov.uk/business/business-with-the-council/providing-goods-and-services-to-the-council>

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

Cambridgeshire County Council Highway Services Contract 2017

Reference number

DN520334

II.1.2) Main CPV code

- 45233000 - Construction, foundation and surface works for highways, roads

II.1.3) Type of contract

Works

II.1.4) Short description

The contract is for the contractor to develop with the Council a high-performing, comprehensive highways service. The contract encompasses highway maintenance, design, construction, transport planning, consultancy with other services including but not limited to vehicle and grounds maintenance.

- Following publication of an OJEU contract notice 2015/S 208-376868 dated 22 October 2015 and use of the competitive dialogue in 2015-2017, Cambridgeshire County Council established a single contract with Skanska Construction UK Limited ("Skanska") providing both works and consultancy as a fully integrated highway service commencing on 1.7.2017. The contract period is for 10 years with possible extensions at the Council's discretion to a maximum of 15 years.

- Skanska has contracted to sell its highways maintenance business to Milestone Infrastructure Limited ("Milestone"). The sale will proceed as an asset sale and will include plant and equipment required to operate the highways maintenance business of Skanska, the transfer of leases or rights to use properties and facilities currently used by the highways maintenance business, and the transfer of approximately 1,487 employees. It will also include the transfer of customer contracts, including this contract with the Council.

- The contract between the Council and Skanska permits novation by Skanska of the contract with the consent of the Council. Skanska has requested consent to novate to Milestone and the Council intends to consent to such novation subject to a decision of the Highways and Transport Committee on 9 March 2021. Entry into such deed of novation to reflect the change in circumstances will not take place earlier than 18 days after the publication of this notice

II.1.6) Information about lots

This contract is divided into lots: No

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

Lowest offer: £600,000,000 / Highest offer: £900,000,000 taken into consideration

II.2) Description

II.2.2) Additional CPV code(s)

- 34143000 - Winter-maintenance vehicles
- 45221100 - Construction work for bridges

- 45233130 - Construction work for highways
- 45233139 - Highway maintenance work
- 45233140 - Roadworks
- 45233229 - Verge maintenance work
- 50111000 - Fleet management, repair and maintenance services
- 50230000 - Repair, maintenance and associated services related to roads and other equipment
- 50700000 - Repair and maintenance services of building installations
- 63712000 - Support services for road transport
- 71311210 - Highways consultancy services
- 71311220 - Highways engineering services
- 71600000 - Technical testing, analysis and consultancy services
- 77300000 - Horticultural services
- 80550000 - Safety training services
- 90640000 - Gully cleaning and emptying services

II.2.3) Place of performance

NUTS codes

- UKH12 - Cambridgeshire CC

II.2.4) Description of the procurement

Cambridgeshire County Council sought to establish a single contract providing both works and consultancy as a fully integrated highways service. It advertised for a business and delivery partner to fulfil these requirements in OJEU contract notice 2015/S 208-376868. The contract notice advertised an opportunity to enter into a single contract and the procurement was carried out using the competitive dialogue. The contract was advertised as being available to be used by other contracting authorities, the details of which were specified in the notice.

On 17th July 2017, Cambridgeshire County Council entered into the advertised contract with Skanska Construction UK Limited. This arrangement continued until Skanska Construction UK Limited was acquired by Milestone Infrastructure Limited. Cambridgeshire County Council is proposing to enter into a deed of novation together with Skanska Construction UK Limited and Milestone Infrastructure Limited in order to reflect

the change in circumstances. As such, a novation will not be a substantive change and is permitted by Regulation 72(1)(d)(ii) of the Public Contracts Regulations 2015 (Regulations). Cambridgeshire County Council therefore considers that prior publication of a contract notice is not required by Part 2 of the Regulations and have therefore not issued an OJEU contract notice in respect of such novation.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 70

Price - Weighting: 30

II.2.11) Information about options

Options: Yes

Description of options

The service period is 10 years from the starting date (ending at 11.59) with possible extensions at the Employer's discretion or increased subject to clause ZE4.1, to a maximum of 15 years (any extension shall be agreed between the Parties).

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

- The procurement falls outside the scope of application of the regulations

Explanation:

The Council sought to establish a single contract providing both works and consultancy as a fully integrated highways service. It advertised for a business and delivery partner to fulfil these requirements in OJEU contract notice 2015/S 208-376868. This contract notice advertised an opportunity to enter into a single contract and the procurement was carried out using the competitive dialogue. The contract was advertised as being available to be used by other contracting authorities, the details of which were specified in the notice.

On 17th July 2017, the Council entered into the advertised contract with Skanska. This arrangement continued until Skanska's infrastructure services business was acquired by Milestone. The Council is proposing to enter into a deed of novation together with Skanska and Milestone in order to reflect the change in circumstances subject to a decision of the Highways and Transport Committee on 9 March 2021. As such, a novation will not be a substantive change and is permitted by Regulation 72(1)(d)(ii) of the Public Contracts Regulations 2015 ("Regulations"). The Council therefore considers that prior publication of a contract notice is not required by Part 2 of the Regulations and have therefore not issued an OJEU contract notice in respect of such novation.

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: [2015/S 208-376868](#)

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

16 February 2021

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

Milestone Infrastructure Ltd

Abel Smith House, Gunnels Wood Road

Stevenage

SG1 2ST

Country

United Kingdom

NUTS code

- UKH12 - Cambridgeshire CC

National registration number

13007933

The contractor/concessionaire is an SME

No

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

Lowest offer: £600,000,000 / Highest offer: £900,000,000 taken into consideration

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

High Court of England and Wales

Royal Court of Justice, Strand

London,

WC2A 2LL

Country

United Kingdom