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Contract

## **Day Support Services for Older People**

West Lothian Council

F03: Contract award notice

Notice identifier: 2022/S 000-003806

Procurement identifier (OCID): ocds-h6vhtk-031579

Published 10 February 2022, 8:54am

### **Section I: Contracting authority**

#### **I.1) Name and addresses**

West Lothian Council

West Lothian Civic Centre, Howden South Road

Livingston

EH54 6FF

#### **Email**

[tom.henderson@westlothian.gov.uk](mailto:tom.henderson@westlothian.gov.uk)

#### **Telephone**

+44 1506281814

#### **Fax**

+44 1506281325

#### **Country**

United Kingdom

**NUTS code**

UKM78 - West Lothian

**Internet address(es)**

Main address

<https://www.westlothian.gov.uk/>

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA00140](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00140)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

**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**

Day Support Services for Older People

Reference number

CC11464

#### **II.1.2) Main CPV code**

- 85000000 - Health and social work services

#### **II.1.3) Type of contract**

Services

#### **II.1.4) Short description**

A direct award is proposed for Day support services for older persons at 5 Day Care Centres within West Lothian.

#### **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: £851,560

### **II.2) Description**

#### **II.2.2) Additional CPV code(s)**

- 85000000 - Health and social work services

#### **II.2.3) Place of performance**

NUTS codes

- UKM78 - West Lothian

#### **II.2.4) Description of the procurement**

Day support services for older persons at 5 Day Care Centres within West Lothian.

There is a requirement for Older People Day Care Centres to modernise their approach to service delivery following changes in relation to service user eligibility and contribution criteria. Additional time is therefore required, following Covid 19, to further develop their business model. It is proposed that a direct award is made to the incumbent five service providers for a period of 12 months.

#### **II.2.5) Award criteria**

Quality criterion - Name: Not applicable / Weighting: 0

Price - Weighting: 100

#### **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.2.14) Additional information**

Council Executive Approval - June 2021

There was no price/quality evaluation as this was a direct award

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## **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 aggregated value of Braid House Day Care Centre contract of 836,817 GBP is above the Light Touch Regime threshold (663,540 GBP). Reg33(1)(c) of the PC(S) Regs15 allows a contracting authority to make a direct award of a public contract following a negotiated procedure without prior publication for reasons of extreme urgency. See extract from June 2021 Executive Committee report for full explanation within Additional Information.

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

The procurement is covered by the Government Procurement Agreement: Yes

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## **Section V. Award of contract**

A contract/lot is awarded: Yes

### **V.2) Award of contract**

#### **V.2.1) Date of conclusion of the contract**

11 January 2022

#### **V.2.2) Information about tenders**

Number of tenders received: 5

Number of tenders received from SMEs: 5

Number of tenders received from tenderers from other EU Member States: 5

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 5

The contract has been awarded to a group of economic operators: Yes

**V.2.3) Name and address of the contractor**

Answer Housing Support

Answer House , Reveston Lane

Whitburn

EH47 8HJ

Country

United Kingdom

NUTS code

- UKM78 - West Lothian

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Linlithgow and District Community Day Care Centre

Linlithgow Partnership Centre, 93 High Street

LINLITHGOW

EH49 7EZ

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Acredale House Day Centre

9 Mid Street

Bathgate

EH48 1PS

Country

United Kingdom

NUTS code

- UKM78 - West Lothian

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Braid House Day Centre Ltd

1a Labrador Avenue, Howden

Livingston

EH54 6BU

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

### **V.2.3) Name and address of the contractor**

Rosebery Centre

Polbeth Harwood Church Chapleton Terrace

West Calder

EH55 8SQ

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Total value of the contract/lot: £851,560

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## **Section VI. Complementary information**

### **VI.3) Additional information**

Extract from the Council Executive Procurement Approval Report (June 2021) is provided below:

In December 2015 the Council Executive approved a proposal to award formal contracts with existing third sector providers for Older People's Day Care services at Acredale House, Answer House, Linlithgow and District (formally St. Michaels), Rosebery Centre and Braid House. The contracts were for 3 years ending 31st March 2019 with a two-year extension available. The two year extensions have subsequently been utilised up to March 2021. A further six month extension was afforded to the contracts due to the impacts of COVID 19. All 5 contracts are due to expire as of 30th September 2021.

There is a requirement for Older People Day Care Centres to modernise their approach to service delivery following changes in relation to service user eligibility and contribution

criteria. Additional time is therefore required, following Covid 19, to further develop their business model. Providers are seeking to introduce a revised model and service specification to reflect the need of clients.

A direct award is, therefore, being sought to afford the additional time that is required to complete the review of this service which will identify the appropriate delivery model moving forward.

Regulation 3 (10) of the Public Procurement (Scotland) Regulations 2016 makes provision for the aggregation of public contracts where the value of all contracts for similar supplies and services awarded during the previous 12 months must be aggregated. The aggregated value determines whether the contract is over the Government Procurement Agreement (GPA) threshold. For Acredale House, Answer House, Linlithgow and District and Rosebery, each of their aggregated values are below the Light Touch Regime threshold (663,540 GBP) and therefore, in line with the Scottish Government guidance on the Procurement of Care and Support, the Council can choose not to seek offers for Health and Social Care Services contracts on a case by case basis. Whilst the Council's Standing Orders permit the Head of Corporate Services to approve the direct award, they may opt to seek approval from Council Executive. Council Executive is, therefore, requested to approve a direct award for the period of 12 months for the older people's day care at:

a) Acredale House Day Care Centre provided by Acredale House. A direct award would be effective as of 1st October 2021 until 30th September 2022, with an estimated total value of 187,982 GBP.

b) Answer House Day Care Centre provided by Answer Project limited. A direct award would be effective as of 1st October 2021 until 30th September 2022, with an estimated total value of 67,674GBP.

c) Linlithgow and District Day Care Centre provided by Linlithgow and District Community Day Care Centre. A direct award would be effective as of 1st October 2021 until 30th September 2022, with an estimated total value of

105,270 GBP.

d) Rosebery Day Care Centre provided by the Rosebery Centre. A direct award would be effective as of 1st October 2021 until 30th September 2022, with an estimated total value of 67,673 GBP.

The aggregated value of Braid House Day Care Centre contract of 836,817 GBP is above the Light Touch Regime threshold (663,540 GBP). Regulation 33 (1) (c) of the Public Contracts (Scotland) Regulations 2015 allows a contracting authority to make a direct award of a public contract following a negotiated procedure without prior publication for

reasons of extreme urgency. Whilst the Council's Standing Orders permit the Head of Corporate Services to approve the direct award, they may opt to seek approval from Council Executive. Council Executive is, therefore, requested to approve:

e) a direct award for a period of 12 months for the older people's Day Care at Braid House Day Care Centre provided by Braid Health and Wellbeing Ltd. A direct award would be effective as of 1st October 2021 until 30th September 2022, with an estimated total value of 422,961 GBP.

(SC Ref:680996)

## **VI.4) Procedures for review**

### **VI.4.1) Review body**

Livingston Sheriff Court and Justice of the Peace Court

Howden South Road

Livingston

EH54 6FF

Country

United Kingdom