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Award

Organic Waste Disposal

Derbyshire Dales District Council

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-003954

Procurement identifier (OCID): ocds-h6vhtk-0437b4

Published 6 February 2024, 4:50pm

Section I: Contracting authority/entity

I.1) Name and addresses

Derbyshire Dales District Council

Town Hall, Bank Road

MATLOCK

DE43NN

Contact

Sherry Russell

Email

sherry.russell@derbyshiredales.gov.uk

Telephone

+44 1629761271

Country

United Kingdom

Region code

UKF1 - Derbyshire and Nottinghamshire

Justification for not providing organisation identifier

Not on any register

Internet address(es)

Main address

www.derbyshiredales.gov.uk

Buyer's address

www.eastmidstenders.org

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

Organic Waste Disposal

Reference number

DDPT013

II.1.2) Main CPV code

- 90500000 - Refuse and waste related services

II.1.3) Type of contract

Services

II.1.4) Short description

Derbyshire Dales District Council intends to award the following contracts without competition using the negotiated procedure without prior publication for the disposal of organic waste collected by Serco Limited, the Councils waste and recycling collection provider:

- 1) Severn Trent Green Power Ltd for the disposal and processing of 100% of the Councils domestic food waste at their Seven Trent Green Power site in Derby to be processed using Anaerobic Digestion (AD) to produce renewable energy and a nutrient rich fertiliser.
- 2) Biffa Waste Services Limited for the disposal and processing of approximately 25% of the Council's domestic garden waste at their composting site in Etwall, South Derbyshire, to be processed using In Vessel Composting (IVC) to create compost and soil improvers.

The contracts will be for a term of 2 years from 1st March 2024 until 31st March 2026.

II.1.6) Information about lots

This contract is divided into lots: Yes

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

Value excluding VAT: £295,000

II.2) Description

II.2.1) Title

Organic Waste Disposal - Domestic Food Waste

Lot No

1

II.2.2) Additional CPV code(s)

- 90513100 - Household-refuse disposal services
- 90514000 - Refuse recycling services

II.2.3) Place of performance

NUTS codes

- UKF1 - Derbyshire and Nottinghamshire

II.2.4) Description of the procurement

The disposal and processing of 100% of the domestic food waste residents dispose of in their kerbside 23L food caddies collected on behalf of the District Council by Serco Limited, the Councils waste and recycling collection provider.

II.2.11) Information about options

Options: No

II.2) Description

II.2.1) Title

Organic Waste Disposal - Domestic Garden Waste

Lot No

2

II.2.2) Additional CPV code(s)

- 90513100 - Household-refuse disposal services
- 90514000 - Refuse recycling services

II.2.3) Place of performance

NUTS codes

- UKF1 - Derbyshire and Nottinghamshire

II.2.4) Description of the procurement

An organic waste disposal and processing facility located to the South of the District for the disposal and processing of approximately 25% of the domestic garden waste collected on behalf of the District Council by Serco Limited, the councils waste and recycling collection provider.

II.2.11) Information about options

Options: No

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Negotiated without a prior call for competition

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
 - absence of competition for technical reasons

Explanation:

Derbyshire County Council (DCC) is the Waste Disposal Authority (WDA) for the county with responsibility for deciding the disposal of waste collected by Derbyshire's eight Districts and Boroughs in their capacity as Waste Collection Authorities (WCA).

DCC currently use In Vessel Composting (IVC) to process organic waste material. The primary advantage of IVC is its ability to accept and treat a comingled feedstock.

Recent changes to legislation require all WCAs to provide a free and weekly collection of food waste from the kerbside. Whilst not introducing a strict prohibition on the comingling of food and garden waste, the requirement for collections to be weekly, all year round and free means continuing to comingle both streams would incur significant additional cost for which no new burdens funding would be available.

Alternative techniques (anaerobic digestion of food waste and open windrow for garden waste) may offer significant improvements in terms of operating costs and environmental performance however a comprehensive cost benefit analysis is required prior to DCC reaching a final determination.

To allow DCC time, for such an assessment to be conducted and for the subsequent procurement and contract mobilisation to take place, Derbyshire Dales District Council will need an interim contract arrangement from 1st March 2024, until 31st March 2026 to enable continuation of organic waste disposal services .

Letting contracts of this type for shorter contract periods significantly reduces the attractiveness of the contract to the market. A contract term of one or two years makes it very difficult for prospective bidders to recoup their bid and contract mobilisation costs, which can be significant.

There is a limited number of organic waste disposal and processing locations within or near the Derbyshire Dales District border that allow the council to dispose of its organic waste and meet the terms agreed on its waste and recycling collection contract.

Because of the uncertainty regarding the Council's long-term requirements and the need for a short-term solution to maintain current services, competition is absent. Where competition for public service contracts is absent for technical reasons, contracting authorities may use a negotiated procedure without prior publication in accordance with regulation 32 (2) (b) (ii) of the Public Contracts Regulations 2015.

A 10 day standstill period will be observed before entering into the contracts. The 10 day standstill period will commence on the day after the publication date of this voluntary transparency notice.

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

Contract No

DDPT013

Lot No

1

Title

Organic Waste Disposal - Domestic Food Waste

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

23 January 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

Severn Trent Green Power Ltd

The Stables, Radford

Chipping Norton

OX7 4EB

Country

United Kingdom

NUTS code

- UKJ14 - Oxfordshire

Companies House

04501557

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £0.01

Section V. Award of contract/concession

Contract No

DDPT013

Lot No

2

Title

Organic Waste Disposal - Domestic Garden Waste

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

23 January 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

Biffa Waste Services Limited

Coronation Road, Cressex,

High Wycombe

HP12 3TZ

Country

United Kingdom

NUTS code

- UKJ13 - Buckinghamshire CC

Companies House

00946107

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £295,000

Section VI. Complementary information

VI.3) Additional information

A 10 day standstill will be observed before entering into the contracts. The 10 day standstill period will commence on the day after the publication date of this voluntary transparency notice.

VI.4) Procedures for review

VI.4.1) Review body

The Royal Court of Justice

The Strand

London

WC2A 2LL

Country

United Kingdom