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Award

## **Metal (Non-Coal) Mines Delivery Programme Until 2025/26**

Natural Resources Wales

F15: Voluntary ex ante transparency notice

Notice identifier: 2021/S 000-004434

Procurement identifier (OCID): ocds-h6vhtk-0298a6

Published 5 March 2021, 11:08am

### **Section I: Contracting authority/entity**

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

Natural Resources Wales

Ty Cambria House, 29 Newport Road

Cardiff

CF24 0TP

#### **Contact**

Christian Clee and Vernon Lambert (vernon.lambert@cyfoethnautriolcymru.gov.uk)

#### **Email**

[christian.clee@cyfoethnautriolcymru.gov.uk](mailto:christian.clee@cyfoethnautriolcymru.gov.uk)

#### **Telephone**

+44 3000653000

#### **Country**

United Kingdom

**NUTS code**

UKL - WALES

**Internet address(es)**

Main address

<http://naturalresourceswales.gov.uk>

Buyer's address

[https://www.sell2wales.gov.wales/search/Search\\_AuthProfile.aspx?ID=AA0110](https://www.sell2wales.gov.wales/search/Search_AuthProfile.aspx?ID=AA0110)

**I.4) Type of the contracting authority**

Body governed by public law

**I.5) Main activity**

Environment

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## **Section II: Object**

### **II.1) Scope of the procurement**

#### **II.1.1) Title**

Metal (Non-Coal) Mines Delivery Programme Until 2025/26

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

- 71241000 - Feasibility study, advisory service, analysis

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

Services

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

Natural Resources Wales has a Metal Mine Strategy that focuses attention on the impacts on our failing waterbodies where over 700km of river reaches are failing chemically and/or ecologically in accordance with the Water Framework Directive. This contract is to extend the collaborative partnership with the Coal Authority to progress the assessment and remedial work at selected metal mines.

#### **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: £20,000,000

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

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

- 71241000 - Feasibility study, advisory service, analysis

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

NUTS codes

- UKL - WALES

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

NRW has a Metal Mine Strategy that focuses attention on the impacts on our failing waterbodies where over 700km of river reaches are failing chemically and/or ecologically in accordance with the Water Framework Directive.

Our Metal (Non-Coal) Mine Programme is receiving capital funding from the Welsh Government to progress assessment and remedial work at selected metal mines. The Programme Board receives delivery, technical authority and specialist advice from members including Welsh Government, NRW and the Coal Authority. This Board makes decisions on the work programme progressing each year.

NRW's existing technical authority (Geoscience) and specialist resources in-house are insufficient to exploit the full benefits potential in developing further and delivering a programme of this scale and technical nature.

In England, similar work is carried out by the Coal Authority through a direct government to government agreement between DEFRA, the Coal Authority and the Environment Agency. In the 2020/21 financial year, NRW implemented a similar arrangement with the Coal Authority for this programme.

NRW now wishes to continue the relationship with the Coal Authority for a further five years, until the end of the 2025/26 financial year.

#### **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

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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:

This arrangement is in accordance with Regulation 12(7) of the Public Contract Regulations (2015) which allows Natural Resources Wales and the Coal Authority to work collaboratively under a public sector-to-public sector agreement to deliver on a metal (non-coal) mines programme of works for Wales.

NRW is seeking to continue the partnership with the Coal Authority to help maintain a Board structure that is technically competent in the fields of mining, mine hazards and treatment of non-coal mine discharges, whilst ensuring there is the necessary governance in place.

The programme will be directed by the Board, managed by the Programme and Project Delivery team and technically steered by the Geoscience team within NRW. To deliver a programme of work in this sector NRW requires a partner that has capacity and has mine-sector specific framework contracts to effect multi-disciplinary delivery of a large number of projects that is supported by an RD&I programme focusing on mine restoration, stabilisation/remediation and mine water treatment.

This partnership allows public sector procurement through the Coal Authority's bespoke frameworks, but also provide the opportunity for NRW to use and develop its own frameworks or conduct open competitions where appropriate. This partnership enables the programme to be delivered more effectively and projects within a shorter timescale.

#### **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: [2020/S 134-331388](#)

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## **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**

3 April 2020

#### **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**

The Coal Authority

200 Lichfield Lane, Berry Hill

Mansfield

NG184RG

Country

United Kingdom

NUTS code

- UK - UNITED KINGDOM

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: £2,150,000

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## **Section VI. Complementary information**

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

For any queries, please contact: [Christian.clee@cyfoethnaturiolcymru.gov.uk](mailto:Christian.clee@cyfoethnaturiolcymru.gov.uk) and [Vernon.lambert@cyfoethnaturiolcymru.gov.uk](mailto:Vernon.lambert@cyfoethnaturiolcymru.gov.uk)

NOTE: To register your interest in this notice and obtain any additional information please visit the Sell2Wales Web Site at [https://www.sell2wales.gov.wales/Search/Search\\_Switch.aspx?ID=108786](https://www.sell2wales.gov.wales/Search/Search_Switch.aspx?ID=108786).

(WA Ref:108786)

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

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

High Court

Royal Courts of Justice, The Strand

London

WC2A 2LL

Telephone

+44 2079477501

Country

United Kingdom