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Tender

## **Outdoor Play and Sports Facilities Framework**

Scotland Excel

F02: Contract notice

Notice identifier: 2022/S 000-004715

Procurement identifier (OCID): ocds-h6vhtk-02f952

Published 18 February 2022, 4:34pm

The closing date and time has been changed to:

**14 April 2022, 12:00pm**

See the [change notice](#).

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

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

Scotland Excel

Renfrewshire House, Cotton Street

Paisley

PA1 1AR

#### **Email**

[construction@scotland-excel.org.uk](mailto:construction@scotland-excel.org.uk)

#### **Telephone**

+44 3003001200

**Fax**

+44 1416187423

**Country**

United Kingdom

**NUTS code**

UKM83 - Inverclyde, East Renfrewshire and Renfrewshire

**Internet address(es)**

Main address

<http://www.scotland-excel.org.uk>

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA10383](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA10383)

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

The contract is awarded by a central purchasing body

**I.3) Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/esop/pts-host/public/pts/web/login.html>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/esop/pts-host/public/pts/web/login.html>

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

Regional or local authority

## **I.5) Main activity**

General public services

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## **Section II: Object**

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

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

Outdoor Play and Sports Facilities Framework

Reference number

0420

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

- 45000000 - Construction work

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

Works

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

This framework will provide councils and other participating bodies with a mechanism to procure a range of works, goods and services, including the design, supply, installation, inspection, maintenance, repair and refurbishment of outdoor play and sports facilities which include, but are not limited to, outdoor play parks, outdoor gym parks, outdoor learning areas, multi-use games areas, wheeled sports areas and artificial surfaces.

For more information about the requirements for each lot: Please see summary information, below, and the tender documentation which is available in the relevant PCS-T project for this procurement exercise .

#### **II.1.5) Estimated total value**

Value excluding VAT: £60,000,000

#### **II.1.6) Information about lots**

This contract is divided into lots: Yes

Tenders may be submitted for all lots

## **II.2) Description**

### **II.2.1) Title**

Supply and Installation of Outdoor Play Areas

Lot No

2

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

- 43325000 - Park and playground equipment
- 45112723 - Landscaping work for playgrounds
- 45236210 - Flatwork for children's play area
- 37535200 - Playground equipment
- 45210000 - Building construction work
- 45233293 - Installation of street furniture
- 45000000 - Construction work

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating Councils and associate members within Scotland.

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

The scope of this lot is for supply and installation of outdoor play areas which will include outdoor play parks, outdoor gym parks and outdoor learning areas.

Whilst this is a national framework for Scotland, within the Procurement Documents

Tenderers are able to select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 40

Price - Weighting: 60

### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

Design, Supply and Installation of Multi-Use Games Areas

Lot No

3

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

- 45212220 - Multi-purpose sports facilities construction work
- 71242000 - Project and design preparation, estimation of costs
- 43325000 - Park and playground equipment
- 45112723 - Landscaping work for playgrounds
- 71000000 - Architectural, construction, engineering and inspection services
- 45210000 - Building construction work
- 45000000 - Construction work

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating Councils and associate members within Scotland.

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

The scope of this lot is for design, supply and installation of multi-use games areas.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 80

Price - Weighting: 20

### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

Design, Supply and Installation of Wheeled Sports Areas

Lot No

4

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

- 71242000 - Project and design preparation, estimation of costs
- 45233200 - Various surface works
- 45233293 - Installation of street furniture
- 45000000 - Construction work
- 45212100 - Construction work of leisure facilities
- 71000000 - Architectural, construction, engineering and inspection services

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating Councils and associate members within Scotland.

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

The scope of this lot is for design, supply and installation of wheeled sports areas for use by a variety of wheeled sports including, but not limited to, skateboards, micro scooters, BMX and inline skates.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 80

Price - Weighting: 20

### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026.

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

Design, Supply and Installation of Artificial Surfaces

Lot No

6

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

- 71242000 - Project and design preparation, estimation of costs

- 37410000 - Outdoor sports equipment
- 45000000 - Construction work
- 45212100 - Construction work of leisure facilities
- 45112720 - Landscaping work for sports grounds and recreational areas
- 45212210 - Single-purpose sports facilities construction work
- 45212213 - Sport markings works
- 45212221 - Construction work in connection with structures for sports ground
- 45212290 - Repair and maintenance work in connection with sports facilities
- 45236000 - Flatwork
- 45236119 - Repair work on sports fields
- 71000000 - Architectural, construction, engineering and inspection services

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating councils and associate members within Scotland.

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

The scope of this lot is for design, supply and installation of artificial surfaces which includes, but is not limited to, second generation (2G) and third generation (3G) pitches intended for sports such as football, hockey and rugby.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 80

Price - Weighting: 20

### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026.

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

Supply and Delivery

Lot No

11

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

- 37535200 - Playground equipment
- 43325000 - Park and playground equipment
- 37440000 - Fitness equipments
- 37410000 - Outdoor sports equipment
- 37400000 - Sports goods and equipment
- 37412000 - Water-sports equipment
- 37450000 - Field and court sports equipment

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating councils and associate members within Scotland.

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

The scope of this lot is for the supply and delivery of equipment relating to outdoor play areas, outdoor learning areas, safer surfaces, outdoor gym areas, artificial surfaces, wheeled sports areas and multi-use games areas and any further ancillary materials, components, surfacing or fencing related to these areas.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 20

Price - Weighting: 80

### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

Design of Artificial Surfaces

Lot No

5

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

- 71220000 - Architectural design services

- 71242000 - Project and design preparation, estimation of costs
- 71320000 - Engineering design services
- 45212100 - Construction work of leisure facilities

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating councils and associate members within Scotland.

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

The scope of this lot is for design artificial surfaces which includes, but is not limited to, second generation (2G) and third generation (3G) pitches intended for sports such as football, hockey and rugby.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 70

Price - Weighting: 30

### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026.

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

Supply and Installation of Safer Surfacing

Lot No

7

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

- 45236110 - Flatwork for sports fields
- 45236119 - Repair work on sports fields
- 45112723 - Landscaping work for playgrounds
- 45236210 - Flatwork for children's play area
- 45000000 - Construction work
- 45112720 - Landscaping work for sports grounds and recreational areas
- 45212213 - Sport markings works

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating councils and associate members within Scotland.

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

The scope of this lot is for safer surfacing in outdoor play areas including outdoor play parks, outdoor gyms and outdoor learning areas.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to offer on a defined 'region' basis, within which they may offer on a defined 'region' basis, within which they may select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 40

Price - Weighting: 60

### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026.

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

Installation

Lot No

8

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

- 45112720 - Landscaping work for sports grounds and recreational areas
- 45212210 - Single-purpose sports facilities construction work
- 45212221 - Construction work in connection with structures for sports ground
- 43325000 - Park and playground equipment
- 45112723 - Landscaping work for playgrounds
- 45236000 - Flatwork
- 45000000 - Construction work
- 45233293 - Installation of street furniture
- 45212140 - Recreation installation

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating councils and associate members within Scotland.

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

The scope of this lot is for supply and installation of safer surfacing in outdoor play areas including outdoor play parks, outdoor gyms and outdoor learning areas.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to offer on a defined 'region' basis, within which they may select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 40

Price - Weighting: 60

#### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

#### **II.2.10) Information about variants**

Variants will be accepted: No

#### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to

extend for up to a further two twelve month periods until 31 July 2026.

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

Annual Inspection

Lot No

9

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

- 71000000 - Architectural, construction, engineering and inspection services
- 71630000 - Technical inspection and testing services
- 71631000 - Technical inspection services

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating councils and associate members within Scotland.

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

The scope of this lot is for primarily annual inspection of outdoor play parks however may

also include other inspections for outdoor play areas, outdoor gym areas, outdoor learning areas and Multi-Use Games Areas.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to offer on a defined 'region' basis, within which they may select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 20

Price - Weighting: 80

#### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

#### **II.2.10) Information about variants**

Variants will be accepted: No

#### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026.

#### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations

2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

Maintenance

Lot No

10

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

- 45212290 - Repair and maintenance work in connection with sports facilities
- 50870000 - Repair and maintenance services of playground equipment
- 77320000 - Sports fields maintenance services
- 77313000 - Parks maintenance services
- 45212213 - Sport markings works

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating councils and associate members within Scotland.

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

The scope of this lot is for maintenance and repair of outdoor play areas, outdoor gym areas, multi-use games areas, wheeled

sports areas and artificial surfaces.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to offer on a defined 'region' basis, within which they may select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 50

Price - Weighting: 50

### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026.

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

## **II.2) Description**

### **II.2.1) Title**

## Design, Supply and Installation of Outdoor Play Areas

Lot No

1

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

- 37535200 - Playground equipment
- 43325000 - Park and playground equipment
- 45112723 - Landscaping work for playgrounds
- 45236210 - Flatwork for children's play area
- 71000000 - Architectural, construction, engineering and inspection services
- 71242000 - Project and design preparation, estimation of costs
- 45210000 - Building construction work
- 45233293 - Installation of street furniture
- 45000000 - Construction work

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations throughout the geographical boundaries of the participating councils and associate members within Scotland.

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

The scope of this lot is for design, supply and installation of outdoor play areas which will include outdoor play parks, outdoor gym parks and outdoor learning areas.

Whilst this is a national framework for Scotland, within the Procurement Documents, Tenderers are able to select which geographical areas (by local authority area) they are able to service.

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

Quality criterion - Name: Technical / Weighting: 80

Price - Weighting: 20

### **II.2.7) Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

The Framework Contract will run from 1 August 2022 until 31 July 2024 with the option to extend for up to a further two twelve month periods until 31 July 2026.

### **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**

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015. Please see the Invitation to Tender contained on the PCS-Tender project relevant to this procurement and the other Procurement Documents for further information.

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## **Section III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **III.1.1) Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions

SPD (SCOTLAND) QUESTIONS 4A.2 - Suitability: Tenderers bidding for lot 9 - Annual Inspection only, are required to confirm that inspection will be carried out by competent persons who have suitable training, experience and qualifications such as through The Royal Society for the Prevention of Accidents (ROSPA) or Register of Play Inspectors International (RPII) or equivalent.

Further to the identified selection criteria outlined above, full guidance and the minimum levels of standards required are outlined in the "0420 OPSF Information and Instructions to Tenderers incl Evaluation Methodology" document, which can be found in the in the "Buyer Attachments" area, within ITT 40102.

#### **III.1.2) Economic and financial standing**

List and brief description of selection criteria

In accordance with Regulation 59(12), as this proposed Framework Agreement is divided into Lots, these Economic and Financial Standing selection criteria apply separately in relation to each individual lot.

SPD (SCOTLAND) QUESTIONS 4B.5.1 AND 4B.5.2 - Insurance Requirements

SPD (SCOTLAND) QUESTIONS 4B.6 - Other Economic and Financial Requirements

Minimum level(s) of standards possibly required

SPD (SCOTLAND) QUESTIONS 4B.5.1 AND 4B.5.2 - INSURANCE REQUIREMENTS:

It is a requirement of this contract that bidders hold, or can commit to obtain prior to the commencement of any subsequently awarded contract, the types and levels of insurance indicated below:

ALL LOTS

EMPLOYERS (COMPULSORY) LIABILITY = in accord with Regulation 5 of the Employers' Liability (Compulsory Insurance) Regulations 1998 (as amended) to a minimum indemnity limit of 5 million GBP for each and every claim.

PUBLIC/PRODUCTS LIABILITY = to a minimum of 10 million GBP for each and every claim and in the aggregate in respect of Products.

MOTOR VEHICLE INSURANCE = to a minimum of 5million GBP each and every claim in respect of third party property damage and unlimited in respect of injury.

LOTS 1, 3, 4, 5 and 9 ONLY:

PROFESSIONAL INDEMNITY (LOTS 1,3,4,5 AND 9 ONLY)= to a minimum of 5million GBP each and every claim in respect of third party property damage and unlimited in respect of injury.

SPD (SCOTLAND) QUESTION 4B.6 - OTHER ECONOMIC AND FINANCIAL REQUIREMENTS:

Minimum level(s) of standards required: The bidder is to confirm that a search of the bidder against Equifax's Protect will not return a 'Warning' or 'Caution' returnable code or any neutral code, unless the bidder confirms that it can provide any other document which Scotland Excel considers appropriate to prove to Scotland Excel (acting within its permitted discretion under the applicable public procurement rules) that the bidder does / would not represent an unmanageable risk should it be appointed onto the proposed Framework Contract.

### **III.1.3) Technical and professional ability**

List and brief description of selection criteria

SPD (Scotland) Question 4C.1.2 - Works Contracts (Lot 6 ONLY)

SPD (Scotland) Question 4C.10 - Subcontracting

SPD (Scotland) Question 4D.1 - Quality Management Procedures

SPD (Scotland) Question 4D.1 - Health and Safety Procedures

SPD (Scotland) Question 4D.2 - Environmental Management Systems or Standards

In accordance with Regulation 59(12), as this proposed Framework Agreement is divided into lots, these Technical and Professional Ability selection criteria apply separately in relation to each individual lot.

Minimum level(s) of standards possibly required

Further to the identified selection criteria outlined above, full guidance and the minimum

levels of standards required are outlined in the "0420 OPSF Information and Instructions to Tenderers incl Evaluation Methodology" document, which can be found in the in the "Buyer Attachments" area, within ITT 40102.

### **III.2) Conditions related to the contract**

#### **III.2.2) Contract performance conditions**

For full details of the conditions relevant to the proposed Framework Contract and contracts to be called off thereunder (to the extent known or settled at this stage), please see the procurement documents).

Scotland Excel will require the members of any tendering group of entities (including, but not limited to consortium members, members of a group of economic operators and/or sub-contractors) to be jointly and severally liable for the performance of the contract (no matter the legal form taken by those entities in order to enter into the contract).

For further information relative to the submission of consortia tenders, tenders by groups of economic operators and sub-contracting, please refer to the procurement documentation including (without limitation) the "0420 OPSF Information and Instructions to Tenderers incl Evaluation Methodology" document, which can be found in the in the "Buyer Attachments" area, within ITT 40102.

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## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Type of procedure**

Open procedure

#### **IV.1.3) Information about a framework agreement or a dynamic purchasing system**

The procurement involves the establishment of a framework agreement

Framework agreement with several operators

Envisaged maximum number of participants to the framework agreement: 35

#### **IV.1.6) Information about electronic auction**

An electronic auction will be used

Additional information about electronic auction

Tenderers are advised that whether electronic auction, electronic ordering, invoicing and payment will be used or accepted is at the discretion of each Scotland Excel Council, associate member or other bodies participating which will be settled by them during the procedure for the call-off of a contract under this proposed framework agreement.

#### **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: [2021/S 000-029155](#)

#### **IV.2.2) Time limit for receipt of tenders or requests to participate**

Originally published as:

Date

21 March 2022

Local time

12:00pm

Changed to:

Date

14 April 2022

Local time

12:00pm

See the [change notice](#).

**IV.2.4) Languages in which tenders or requests to participate may be submitted**

English

**IV.2.6) Minimum time frame during which the tenderer must maintain the tender**

Tender must be valid until: 19 September 2022

**IV.2.7) Conditions for opening of tenders**

Date

21 March 2022

Local time

12:00pm

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## **Section VI. Complementary information**

### **VI.1) Information about recurrence**

This is a recurrent procurement: No

### **VI.2) Information about electronic workflows**

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

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

Scotland Excel is a central purchasing body and is procuring this framework on behalf of the following contracting authorities (and successor bodies):

A) The 32 local authorities in Scotland as listed at <http://www.scotland-excel.org.uk/home/aboutus/ourmembers.aspx>

B) Scotland Excel associate members as listed at <http://www.scotland-excel.org.uk/home/Aboutus/Ourmembers/Associate-members.aspx>

C) any Integration Authority, or other body, established pursuant to the Public Bodies (Joint Working)(Scotland)Act 2014.

D) Tayside Contracts

E) Advanced Procurement for Universities and Colleges (APUC Ltd) and their member organisations across the higher and further education sector in Scotland and their associated and affiliated bodies.

F) Scottish Prison Service (SPS) and all establishments owned and managed by the Scottish Ministers through the Scottish Prison Service;

G) Scottish National Health Service Authorities and Trusts, including Any body created pursuant to the National Health Service Scotland Act (1978)

H) Scottish Ministers, Scottish Non-Departmental Public Bodies and offices in the Scottish Administration which are not ministerial offices, listed at:

<http://www.scotland.gov.uk/Topics/Government/public-bodies/about/Bodies>

Tenderers are advised that the envisaged maximum number of participants that might be appointed to the proposed framework agreement set out in section IV.1.3 of this contract notice is purely indicative. Scotland Excel reserves the right to appoint more or less tenderers than the envisaged maximum number to the proposed framework agreement.

Tenderers are advised that whether electronic auction, electronic ordering, invoicing and payment will be used or accepted is at the discretion of each Scotland Excel Council, Associate Member or other Bodies Participating which will be settled by them during the procedure for the call-off of a contract under this proposed framework agreement.

Rebates apply to this framework.

Tenderers are also advised of particular provisions relative to compensation event uplifts.

Further information regarding the operation of the framework and tendering requirements can be found within the tender documentation which is available in the relevant PCS-T project for this procurement exercise. In particular, tenderers are advised to note that award criteria and requirements vary for each individual lot, and that a minimum bid threshold applies to lot 11.

Scotland Excel have provided a webinar link providing tendering guidance for suppliers  
Link:([https://youtu.be/rY9UG5FH\\_qc](https://youtu.be/rY9UG5FH_qc))

In line with Regulation 72 of the Public Contracts (Scotland) Regulations 2015, Contract and Framework agreements may be modified without a new procurement procedure in accordance with this Part in some cases. Further details of the cases this is permitted can be found in the document "0420 OPSF - Regulation 72", within the "Information & Instructions" folder in the "Buyer Attachments" area of the PCS-T project for this procurement.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 18978. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2343>

A sub-contract clause has been included in this contract. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2363>

Community benefits are included in this requirement. For more information see:  
<https://www.gov.scot/policies/public-sector-procurement/community-benefits-in-procurement/>

A summary of the expected community benefits has been provided as follows:

In accordance with section 25(3) of the Procurement Reform (Scotland) Act 2014 note

that, Scotland Excel intends to include community benefit requirements. As part of your response within the Technical criteria, Bidders will be requested to commit to delivery of community benefits in accordance with the methodology outlined in the procurement documents.

(SC Ref:679728)

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

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

Court of Session

Parliament Square

Edinburgh

EH1 1RQ

Country

United Kingdom

### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

An economic operator that suffers, or risks suffering, loss or damage attributable to a breach of duty under the Public Contracts (Scotland) Regulations 2015 (SSI 2015/446) (as amended) may bring proceedings in the Sheriff Court or the Court of Session.