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Contract

## **Early Learning & Childcare - Re-opening of framework 2022**

West Lothian Council

F21: Social and other specific services – public contracts

Contract award notice

Notice identifier: 2024/S 000-005740

Procurement identifier (OCID): ocds-h6vhtk-030aad

Published 22 February 2024, 9:56am

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

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

West Lothian Council

West Lothian Civic Centre, Howden South Road

Livingston

EH54 6FF

#### **Email**

[Kimberley.archibald@westlothian.gov.uk](mailto:Kimberley.archibald@westlothian.gov.uk)

#### **Telephone**

+44 1506281607

#### **Country**

United Kingdom

**NUTS code**

UKM78 - West Lothian

**Internet address(es)**

Main address

<http://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.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**

Early Learning & Childcare - Re-opening of framework 2022

Reference number

CC10587

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

- 80110000 - Pre-school education services

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

Services

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

West Lothian Council wish to seek bid submissions from suitably qualified and experienced providers to supplement it's existing framework (Contract Reference CC10056) for Early Learning and Childcare and it's in house service provision.

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

This contract is divided into lots: No

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

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

- 80110000 - Pre-school education services

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

NUTS codes

- UKM78 - West Lothian

Main site or place of performance

West Lothian

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

To supplement its own in house service provision and the framework providers appointed to framework CC10056 (Early Learning & Childcare), as the aforementioned framework allows for re-opening to new providers, West Lothian Council now intend to re-open the framework. In addition to passing the Qualification Stage, Service providers appointed to the framework will be required to demonstrate that they fully meet the National Standards criteria and sub criteria and be prepared to accept the Council's hourly rate of 6.80 GBP per hour.

As this service is listed in Schedule 3 of the Public Contracts (Scotland) Regulations and the contract value exceeds 663,540 GBP over the contract period, the Council will be using the afforded flexibility of the Light Touch Regime to re-open the framework.

#### **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**

Information regarding the allocation of points is contained within the Award Criteria and Weightings section of the Invitation to Tender.

The price evaluation will be fixed and details will be provided within the Invitation to Tender.

Bidders already appointed to framework CC10056 are not required to submit any fresh submission to remain on the framework.

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## **Section IV. Procedure**

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

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

Open procedure

#### **IV.1.10) Identification of the national rules applicable to the procedure**

Information about national procedures is available at: <https://www.gov.scot/policies/public-sector-procurement/>

#### **IV.1.11) Main features of the award procedure**

Award Criteria: Quality Weighting 100%

Full details are contained in the ITT.

### **IV.2) Administrative information**

#### **IV.2.1) Previous publication concerning this procedure**

Notice number: [2022/S 000-001045](#)

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

A contract/lot is awarded: No

### **V.1) Information on non-award**

The contract/lot is not awarded

Other reasons (discontinuation of procedure)

## Section VI. Complementary information

### VI.3) Additional information

This tender is utilising the flexibility of the light touch regime to re-open this framework. In regard to the award criteria for this framework it is detailed within the Award Criteria and Weightings section of the Technical Envelope within the ITT.

In accordance with Section 67 (5) of the Public Contracts (Scotland) Regulations (5) i.e. the cost element may also take the form of a fixed price or cost on the basis of which economic operators will compete on quality criteria only whereby price is fixed at an hourly rate of 6.80 GBP.

Re: SPD Q2B, complete information for all company directors, using home address.

CONFIDENTIALITY - All information supplied by the Authority must be treated in confidence and not disclosed to third parties except insofar as this is necessary to obtain sureties or quotations for the purpose of submitting the tender. All information supplied by you to the Authority will similarly be treated in confidence except:

(i) for any information required to be disclosed or otherwise provided by the Authority to any person in order to comply with the Freedom of Information (Scotland) Act 2002 and any codes of practice applicable from time to time relating to access to public authorities' information.

The Tenderer shall co-operate, facilitate, support and assist the Authority in the provision of this information. In the event the Authority is required to provide information to any person as a result of a request made to it under such Act and/or codes, the Authority shall adhere to the requirements of such Act and/or codes in disclosing information relating to this Agreement, the Project documents and the Contractor.

(ii) that references may be sought from banks, existing or past clients, or other referees submitted by the tenderers;

(iii) for the disclosure of such information with regard to the outcome of the procurement process as may be required to be published in the Supplement to the current World Trade Organisation or elsewhere in accordance with the requirements of UK government policy on the disclosure of information relating to government contracts.

Procedures for Review - An economic operator that suffers, or is at risk of suffering, loss or damage attributable to a breach of duty under the Public Contracts (Scotland) Regulations 2015 or the Procurement Reform (Scotland) Act 2014, may bring proceedings in the Sheriff Court or the Court of Session'.

Police Scotland Checks may be carried out as per the ITT.

Dunn & Bradstreet checks may be carried out as part of the Financial checks.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 20381.  
For more information see:

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

(SC Ref:758888)

## **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

Internet address

<https://www.scotcourts.gov.uk/the-courts/court-locations/livingston-sheriff-court-and-justice-of-the-peace-court>