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Contract

Midlands Connect Specialist Technical Framework

West Midlands Combined Authority

F20: Modification notice

Notice identifier: 2024/S 000-005813

Procurement identifier (OCID): ocds-h6vhtk-043c2c

Published 22 February 2024, 1:49pm

Section I: Contracting authority/entity

I.1) Name and addresses

West Midlands Combined Authority

16 Summer Lane

Birmingham

B19 3SD

Contact

Anwar Shamim

Email

anwar.shamim@wmca.org.uk

Telephone

+44 3453036760

Country

United Kingdom

Region code

UKG - West Midlands (England)

Internet address(es)

Main address

www.wmca.org.uk

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Midlands Connect Specialist Technical Framework

Reference number

02769-2020

II.1.2) Main CPV code

- 71311200 - Transport systems consultancy services

II.1.3) Type of contract

Services

II.2) Description

II.2.1) Title

Midlands Connect Specialist Technical Framework

Lot No

1-6

II.2.3) Place of performance

NUTS codes

- UKG - West Midlands (England)

II.2.4) Description of the procurement at the time of conclusion of the contract:

In 2020, The West Midlands Combined Authority and Midlands Connect sought to procure a specialist consultancy framework to aid with the delivery of their technical programme from 2021 and beyond.

The framework was awarded for the four year period of 05/04/2021 – 04/04/2025 following a formal OJEU Open Procurement procedure. The framework contains 6 lots and full information can be viewable in the below Contract Award Notice below.

Notice Number - 2020/S 242-600255

The total framework value for the contract period was £5,000,000

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

Start date

5 April 2021

End date

4 April 2025

In the case of framework agreements, provide justification for any duration exceeding 4 years

N/A

II.2.13) Information about European Union Funds

The procurement is related to a project and/or programme financed by European Union funds: No

Section IV. Procedure

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2020/S 242-600255](#)

Section V. Award of contract/concession

Contract No

02769-2020

Lot No

Lots 1- 6

Title

Midlands Connect Specialist Technical Framework

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision:

16 March 2021

V.2.2) Information about tenders

The contract/concession has been awarded to a group of economic operators: No

V.2.3) Name and address of the contractor/concessionaire

All suppliers previously listed within the Award Notice of the framework

UK

Country

United Kingdom

NUTS code

- UKG - West Midlands (England)

The contractor/concessionaire is an SME

No

V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)

Total value of the procurement: £5,000,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

Royal Courts of Justice

London

The Strand London

WC2A 2LL

Country

United Kingdom

Internet address

<https://www.find-court-tribunal.service.gov.uk/courts/royal-courts-of-justice>

VI.4.2) Body responsible for mediation procedures

NA

NA

Country

United Kingdom

VI.4.4) Service from which information about the review procedure may be obtained

NA

NA

Country

United Kingdom

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 71311200 - Transport systems consultancy services

VII.1.3) Place of performance

NUTS code

- UKG - West Midlands (England)

VII.1.4) Description of the procurement:

The West Midlands Combined Authority and Midlands Connect sought to procure a specialist consultancy framework to aid with the delivery of their technical programme from 2021 and beyond.

VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession

Start date

5 April 2021

End date

4 April 2025

VII.1.6) Information on value of the contract/lot/concession (excluding VAT)

Total value of the contract/lot/concession:

£5,000,000

VII.1.7) Name and address of the contractor/concessionaire

All suppliers previously listed within the Award Notice of the framework

United Kingdom

Country

United Kingdom

NUTS code

- UKG - West Midlands (England)

The contractor/concessionaire is an SME

No

VII.2) Information about modifications

VII.2.1) Description of the modifications

Nature and extent of the modifications (with indication of possible earlier changes to the contract):

The estimated contract value was based on the best information known at the time of publication. We now seek to increase the overall framework value by 50%, in order to meet the overall MC transport plan for 2024 and beyond to end of contract date.

Therefore the framework total contract spend will increase from £5,000,000 to £7,499,499.

VII.2.2) Reasons for modification

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee.

Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

Regulation 72 (1c(iii)) under The Public Contracts Regulations provides a general justification for the proposed modification, this being that the alteration value is under the

threshold of 50% of the total value of the service contract, and it does not change the "overall nature" of contract. The estimated cost of the original framework was £5,0000 and the intended modified total will be £7,499,999. .

Under The Public Contract Regulations 2015 Regulation 72 (1) (c) all of the following conditions are fulfilled:

- (i) the need for modification has been brought about by circumstances which a diligent contracting authority could not have foreseen;

(ii) the modification does not alter the overall nature of the contract;

(iii) the increase in price does not exceed 50% of the value of the original contract.

VII.2.3) Increase in price

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptations and average inflation)

Value excluding VAT: £5,000,000

Total contract value after the modifications

Value excluding VAT: £7,499,999