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Award

## **Landscape Maintenance Contract**

Angus Housing Association Ltd

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-005999

Procurement identifier (OCID): ocids-h6vhtk-043c98

Published 23 February 2024, 3:09pm

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

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

Angus Housing Association Ltd

93 High Street

Arbroath

DD11 1DP

#### **Email**

[scott@aha.org.uk](mailto:scott@aha.org.uk)

#### **Telephone**

+44 3451772244

#### **Fax**

+44 1241430355

#### **Country**

United Kingdom

**NUTS code**

UKM71 - Angus and Dundee City

**Internet address(es)**

Main address

<http://www.angusha.org.uk>

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA15743](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA15743)

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

Body governed by public law

**I.5) Main activity**

Housing and community amenities

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**Section II: Object**

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

**II.1.1) Title**

Landscape Maintenance Contract

**II.1.2) Main CPV code**

- 71421000 - Landscape gardening services

**II.1.3) Type of contract**

Services

**II.1.4) Short description**

Landscape Maintenance contract to be carried out to properties / sites owned by Angus

Housing Association from 1st April 2024 – 31st March 2027

#### **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: £393,598.39

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

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

- 45112700 - Landscaping work
- 45112710 - Landscaping work for green areas

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

NUTS codes

- UKM71 - Angus and Dundee City

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

Landscape Maintenance contract to be carried out to properties / sites owned by Angus Housing Association from 1st April 2024 – 31st March 2027

#### **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:

The decision to issue this VEAT Notice arises from the Contracting Authority's observation of a consistent lack of competition in previous tender exercises for landscape maintenance services. Despite efforts to attract multiple bids, the number of participating suppliers has been limited, leading to concerns regarding the competitiveness and cost-effectiveness of the tender process.

Furthermore, historical data from previous tender exercises has revealed that the tender returns received were disproportionately expensive compared to the estimated value of the services and to that of the incumbent Local Authority submission. Such expensive tender returns have not only strained the budget allocated for landscape maintenance but also raised questions about the efficiency and sustainability of the procurement process.

This decision is made in accordance with Regulation 13.8 of the Public Contracts (Scotland) Regulations 2015 (Public Contracts between entities within the Public Sector) which allows for the award of contracts without prior publication between entities within the public sector where

- 1.the contract is for the purpose of establishing or implementing co-operation between the contracting authorities with the aim of ensuring that public services they have to perform are provided with a view to achieving objectives they have in common;
- 2.the implementation of that co-operation is governed solely by considerations relating to the public interest; and
- 3.the contracting authorities perform on the open market less than 20% of the activities concerned by the co-operation. unforeseen events or circumstances necessitate immediate action and where the time limits for the open, restricted, or competitive dialogue procedures cannot be complied with for reasons that are not attributable to the contracting authority.

#### **IV.1.8) Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: No

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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**

23 February 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**

Angus Council

FFNth Angus House, Orchardbank Campus, Orchard Loan

Forfar

DD81AN

Telephone

+44 1307491738

Country

United Kingdom

NUTS code

- UKM71 - Angus and Dundee City

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: £393,958.39

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## **Section VI. Complementary information**

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

(SC Ref:759055)

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

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

Dundee Sheriff Court

6 West Bell Street

Dundee

DD1 9AD

Country

United Kingdom