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Contract

Community Home Care Service

Leeds City Council - PACS

F20: Modification notice

Notice identifier: 2021/S 000-006033

Procurement identifier (OCID): ocds-h6vhtk-029f03

Published 24 March 2021, 11:09pm

Section I: Contracting authority/entity

I.1) Name and addresses

Leeds City Council - PACS

Civic Hall

Leeds

LS11UR

Contact

Tony Bailey

Email

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Telephone

+44 1133785822

Country

United Kingdom

NUTS code

UKE42 - Leeds

Internet address(es)

Main address

www.leeds.gov.uk

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Community Home Care Service

Reference number

9TNT-3CP1I0

II.1.2) Main CPV code

- 85000000 - Health and social work services

II.1.3) Type of contract

Services

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKE42 - Leeds

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

The Community Home Care service is a range of home care services the Council has made available, and the outcomes to be achieved are defined by the individual Service Users. The city is split into 6 geographical areas, and one Primary Service Provider will operate in each of these areas. A framework agreement will also operate to supplement the primary contracts.

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

Duration in months

60

Section IV. Procedure

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2015/S 114-206956](#)

Section V. Award of contract/concession

Contract No

9TNT-3CP1I0

V.2) Award of contract/concession

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

11 January 2016

V.2.2) Information about tenders

The contract/concession has been awarded to a group of economic operators: Yes

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

Allied Health-Services Limited

Stafford

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Be Caring Ltd

Newcastle upon Tyne

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

CARE 24-7 LIMITED

SHIPLEY

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Cera Care Operations Ltd

London

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Comfort Call Limited

Nottingham

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Hales Group Limited

Peterborough

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Medacs Healthcare

Luton

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Sevacare (UK) Ltd

Wolverhampton

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Springfield Home Care Services Ltd

Leeds

Country

United Kingdom

NUTS code

- UK - United Kingdom

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: £135,000,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

The High Court of Justice

London

Country

United Kingdom

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

The High Court of Justice

London

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

- 85000000 - Health and social work services

VII.1.3) Place of performance

NUTS code

- UKE42 - Leeds

VII.1.4) Description of the procurement:

The service specification sets out the range of Community Home Care services that the Council wants to make available, and the outcomes to be achieved as defined by the individual Service Users. The city will be split into 6 geographical areas, and one Primary Service Provider will operate in each of these areas. A framework agreement will also operate to supplement the primary contracts.

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

Duration in months

24

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

Total value of the contract/lot/concession:

£49,000,000

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

Allied Health-Services Limited

Stafford

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Be Caring Ltd

Newcastle upon Tyne

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

CARE 24-7 LIMITED

Bradford

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Cera Care Operations Ltd

London

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Comfort Call Limited

Nottingham

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Hales Group Limited

Peterborough

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Medacs Healthcare PLC

Luton

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Sevacare (UK) Ltd

Wolverhampton

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Springfield Home Care Services Ltd

Leeds

Country

United Kingdom

NUTS code

- UK - United Kingdom

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 modification of contracts is governed under the Public Contracts Regulations 2015 at regulation 72. This considers the extent to which a contract may be modified before it should be considered so substantially changed as to necessitate a new contract. It also requires the consideration of the effect of cumulative variations therefore, this needs to be considered in taking this decision.

The provisions of Regulation 72 (1b) (i) & (ii) provide an exception "where all of the following conditions are fulfilled:-

Regulation 72 (1) Contracts and framework agreements may be modified without a new procurement procedure in accordance with this Part in any of the following cases:-

(b) for additional works, services or supplies by the original contractor that have become necessary and were not included in the initial procurement, where a change of contractor -

(i) cannot be made for economic or technical reasons such as requirements of interchangeability or interoperability with existing equipment, services or installations procured under the initial procurement; and

(ii) would cause significant inconvenience or substantial duplication of costs for the contracting authority, provided that any increase in price does not exceed 50% of the value of the original contract.

VII.2.2) Reasons for modification

Need for additional works, services or supplies by the original contractor/concessionaire.

Description of the economic or technical reasons and the inconvenience or duplication of cost preventing a change of contractor:

In making this variation the above conditions of Regulation 72 (1b) (i) & (ii) are deemed to be satisfied for the following reasons:

1) The recommissioning process has revealed a number of significant changes that need to be made in shaping a new model of home care type support in the future. This significant programme of change requires additional time to go undertake the necessary consultation and analysis of current provision, including evaluation of the pilot, in order to ensure appropriate future commissioning of these types of services.

2) Due to the Council not currently being in an adequate position to procure a new service, due to the technicalities of redesigning future home care provision to the "wellbeing" model which has been brought about as a result of consultation with the market / end users, and to re-procure now instead of waiting until the pilot period is over and further evaluation and consultation taking place, will result in significant inconvenience and substantial duplication of tendering cost.

3) The contract sums show the value of the initial contract, and the proposed increase due to the request to modify the contract. Taking these figures into account, the modification of the contract by the addition of 12 months with an option to extend up to a further 12 months equates to 49% (£66m) of the original contract value.

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: £135,000,000

Total contract value after the modifications

Value excluding VAT: £201,000,000