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Contract

## **22-304 Healthwatch Rotherham**

Rotherham Metropolitan Borough Council

F21: Social and other specific services – public contracts

Contract award notice

Notice identifier: 2024/S 000-006159

Procurement identifier (OCID): ocids-h6vhtk-040df0

Published 26 February 2024, 4:15pm

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

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

Rotherham Metropolitan Borough Council

Financial Services

ROTHERHAM

S601AE

#### **Contact**

Lorna Byne

#### **Email**

[lorna.byne@rotherham.gov.uk](mailto:lorna.byne@rotherham.gov.uk)

#### **Telephone**

+44 1709334159

#### **Country**

United Kingdom

**Region code**

UKE31 - Barnsley, Doncaster and Rotherham

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

<https://www.rotherham.gov.uk>

Buyer's address

<https://yortender.eu-supply.com/login.asp?B=YORTENDER>

**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**

22-304 Healthwatch Rotherham

Reference number

22-304

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

- 85000000 - Health and social work services

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

Services

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

Rotherham Metropolitan Borough Council (RMBC) is inviting bids from such suitable organisations (as described below) with the capability and capacity to provide a Local Healthwatch Service from 1st April 2024.

#### **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: £645,048

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

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

- 85300000 - Social work and related services

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

NUTS codes

- UKE3 - South Yorkshire

Main site or place of performance

Within the borough of Rotherham.

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

Rotherham Metropolitan Borough Council (RMBC) is inviting bids from such suitable organisations (as described below) with the capability and capacity to provide a Local Healthwatch Service from 1st April 2024.

The Health and Social Care Act 2012 sets down a statutory requirement for the provision of a Healthwatch function to act as the consumer champion for people using publicly-funded health and social care services.

It is anticipated that the contract will commence on 01/04/2024 and will run for an initial period of 3 years making the expiry date 31/03/2027. The contract will have an option to extend by a further 1 year at the sole discretion of the Council and subject to the continued statutory requirement and funding making the latest possible expiry date 31/03/2028.

The successful provider will be allocated the full budget of £161,262 per annum available for this service. The budget is fixed and firm for the full duration of the contract including the extension term. The initial contract value equates to £483,786. The total contract value including the additional one-year extension equates to £645,048.

The incumbent supplier of this service considers that the Transfer of Undertakings (Protection of Employment) Regulations 2006 as amended by the Collective Redundancies and Transfer of Undertakings (Protection of Employment) (Amendment) Regulations 2014 apply to this contract.

Local Healthwatch must be provided by an organisation which is a social enterprise as defined by legislation:

Regardless of the legal structure of the organisation, it can only be a social enterprise if a person might reasonably consider that it acts for the benefit of the community in England.

Certain political activities are also prevented, by legislation, from falling within this definition.

The organisation must fall into one of the following three categories:

1. Companies limited by guarantee and registered as a charity
2. Community Interest Companies (CIC)

### 3. Charitable Incorporated Organisations (CIO)

Or have a constitution which:

Ensures that over 50% of its distributable profits in each financial year will be used for Healthwatch activities.

Contains a statement or condition that the local Healthwatch is carrying out its activities for the benefit of the community in England.

Contains specified provisions relating to the distribution of assets in the event of the body being dissolved or wound up.

The Council is committed to a performance and evidence-based approach to Social Value and has partnered with the Social Value Portal (SVP) to assist in the delivery of this. Based on the National TOMs (Themes, Outcomes and Measures) developed by the Social Value Portal, bidders are required to propose credible commitments against which performance (for the successful bidder) will be monitored.

#### **II.2.14) Additional information**

The contract is awarded on the basis of the initial 3 year term of the agreement (£483,786). The contract will be subject to a 12 month extension at the sole discretion of the Council and subject to acceptance by the provider. Therefore the total maximum value to be awarded equates to £645,048.

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## **Section IV. Procedure**

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

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

Open procedure

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

As defined in the tender documentation.

This contract was evaluated on the basis of 80% quality and 20% social value.

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

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

Notice number: [2023/S 000-031109](#)

#### **IV.2.9) Information about termination of call for competition in the form of a prior information notice**

The contracting authority will not award any further contracts based on the above prior information notice

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

### **Contract No**

22-304

### **Title**

Healthwatch Rotherham

A contract/lot is awarded: Yes

### **V.2) Award of contract**

#### **V.2.1) Date of conclusion of the contract**

1 February 2024

### **V.2.2) Information about tenders**

Number of tenders received: 2

Number of tenders received by electronic means: 2

### **V.2.3) Name and address of the contractor**

Citizens Advice Rotherham & District

27 Howard Street

Rotherham

S65 1JQ

Country

United Kingdom

NUTS code

- UKE3 - South Yorkshire

Companies House

04276910

### **V.2.4) Information on value of contract/lot (excluding VAT)**

Initial estimated total value of the contract/lot: £645,048

Total value of the contract/lot: £645,048

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## **Section VI. Complementary information**

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

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

High Court

The Royal Courts of Justice, The Strand

London

WC2A 2LL

Country

United Kingdom

#### **VI.4.2) Body responsible for mediation procedures**

High Court

Royal Courts of Justice, The Strand

London

WC21 2LL

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

Precise information on deadline(s) for lodging appeals: The Contracting Authority will incorporate a minimum 10 calendar day standstill period at the point information on the award of the Contract is communicated to tenderers. Applicants who are unsuccessful shall be informed by the Contracting Authority as soon as possible after the decision has been made as to the reasons why the applicant was unsuccessful. If an appeal regarding the award of the contract has not been successfully resolved, the Public Contracts Regulations 2015 (as amended) provide for aggrieved parties who have been harmed or are at risk of harm by breach of the rules to take legal action. Any such action must be brought within the applicable limitation period. Where a contract has not been entered



into, the Court may order the setting aside of the award decision or order the Contracting Authority to amend any document and may award damages. If the Contract has been entered into, the Court may, depending on the circumstances, award damages, make a declaration of ineffectiveness, order the Contracting Authority to pay a fine, and/or order that the duration of the Contract be shortened. The purpose of the standstill period referred to above is to allow the parties to apply to the Courts to set aside the award decision before the contract is entered into.

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

High Court

The Royal Courts of Justice, The Strand

London

WC21 2LL

Country

United Kingdom