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Contract

## **Learning Management System**

Kirklees Council

F03: Contract award notice

Notice identifier: 2022/S 000-006692

Procurement identifier (OCID): ocds-h6vhtk-0320be

Published 11 March 2022, 12:03pm

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

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

Kirklees Council

Riverbank Court

HUDDERSFIELD

HD59AA

#### **Contact**

Corporate Procurement

#### **Email**

[procurement@kirklees.gov.uk](mailto:procurement@kirklees.gov.uk)

#### **Telephone**

+44 1484221000

#### **Country**

United Kingdom

**NUTS code**

UKE44 - Calderdale and Kirklees

**Internet address(es)**

Main address

[www.kirklees.gov.uk](http://www.kirklees.gov.uk)

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

Regional or local authority

**I.5) Main activity**

General public services

## **Section II: Object**

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

#### **II.1.1) Title**

Learning Management System

Reference number

KMCIT-145

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

- 48000000 - Software package and information systems

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

Supplies

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

The supply of a fully hosted and supported Learning Management

System solution for an initial operational period of 3 years (plus implementation). The

contract will continue for up to a further 12 years with annual break clauses in place after the

initial 3-year period.

#### **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: £1,506,034

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

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

NUTS codes

- UKE - Yorkshire and the Humber

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

The supply of a fully hosted and supported Learning Management

System solution for an initial operational period of 3 years (plus implementation). The

contract will continue for up to a further 12 years with annual break clauses in place after the

initial 3-year period.

#### **II.2.5) Award criteria**

Quality criterion - Name: Quality / Weighting: 70

Price - Weighting: 30

#### **II.2.11) Information about options**

Options: No

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

This procurement was conducted via an open procedure and a previous notice

2021/S 000-024293 dated 30 September 2021 to advertise the opportunity was

published via the e-sender <https://www.yortender.co.uk> (<https://www.yortender.co.uk>).

There is no option to link the original notice to this award notice without going via

the original e-sender which is no longer accessible.

## **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:

This procurement was conducted via an open procedure and a previous notice 2021/S 000-024293 dated 30 September 2021 to advertise the opportunity was published via the e-sender <https://www.yortender.co.uk> (<https://www.yortender.co.uk>).

There is no option to link the original notice to this award notice without going via the original e-sender which is no longer accessible.

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

The procurement is covered by the Government Procurement Agreement: Yes

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

A contract/lot is awarded: Yes

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

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

1 March 2022

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

Number of tenders received: 17

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

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

eLearning WMB

London

Country

United Kingdom

NUTS code

- UKE - Yorkshire and the Humber

The contractor is an SME

Yes

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

Initial estimated total value of the contract/lot: £1,506,034

Total value of the contract/lot: £1,506,034

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## **Section VI. Complementary information**

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

This is an open procurement and a previous notice 2021/S 000-024293 dated 30 September 2021 to advertise the opportunity was published via the e-sender

<https://www.yortender.co.uk> (<https://www.yortender.co.uk>)

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

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

High Court of England and Wales

n/a

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

In accordance with Regulation 86 (Notices of decisions to award a contract or conclude a framework), Regulation 87 (Standstill periods) and Chapter 6 (Applications to Court) of the Public Contracts Regulations 2015 (SI 2015/102), the contracting authority will incorporate a minimum ten (10) calendar day standstill period at the point that information on the award of the Contract is communicated to economic operators. This period allows any unsuccessful economic operator(s) to seek further debriefing from the contracting authority before the award of the Contract to the successful economic operators. Such additional information should be requested from the address at Sections I.1 and I.3 of this Notice above. If an appeal regarding the award of the Contract has not been successfully resolved, then the Public Contracts Regulations 2015 (SI 2015/102) provide for aggrieved parties who have been harmed or are at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland). Any such action must be started within thirty (30) days beginning with the date when the aggrieved party first knew or sought to have grounds for starting the proceedings had arisen. The Court may extend the time limited for starting proceedings where the Court considers that there is a good reason for doing so, but not so as to permit proceedings to be started more than three (3) months after that date. Where the Contract has not been awarded, 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 however the Contract has been awarded, the Court may only award damages or, where the contract award procedures have not been followed correctly, declare the Contract to be ineffective.