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Contract

TREE MAINTENANCE SERVICES FRAMEWORK Framework 2019-202523 (Extended to 30 March 2

THE ROYAL PARKS LIMITED

F20: Modification notice

Notice identifier: 2024/S 000-007009

Procurement identifier (OCID): ocds-h6vhtk-044592

Published 5 March 2024, 12:49pm

Section I: Contracting authority/entity

I.1) Name and addresses

THE ROYAL PARKS LIMITED

The Old Police House, Hyde Park

LONDON

W22UH

Contact

Adrian Betton

Email

abetton@royalparks.org.uk

Telephone

+44 3000612000

Country

United Kingdom

Region code

UKI32 - Westminster

Justification for not providing organisation identifier

Not on any register

Internet address(es)

Main address

www.royalparks.org.uk

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

TREE MAINTENANCE SERVICES FRAMEWORK Framework 2019-202523 (Extended to 30 March 2

Reference number

2019/S132 323186-2019 (TED)

II.1.2) Main CPV code

- 77211500 - Tree-maintenance services

II.1.3) Type of contract

Services

II.2) Description

II.2.2) Additional CPV code(s)

- 77211400 - Tree-cutting services

II.2.3) Place of performance

NUTS codes

- UKI - London

Main site or place of performance

Across the Royal Parks and adjacent areas

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

The Royal Parks (TRP) invited tenders in 2020 to carry the efficient delivery of tree work and tree management services to the highest possible standards.

The Royal Parks established the framework so that it may from time to time over a 4-year period call upon the appointed framework suppliers (contractors) to provide building works across the Royal Parks' estate.

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

Duration in months

48

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

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The 48 months is being extended to 60 months to enable the 2023 and 2024 works program to be progressed prior to the award of a successor works framework (contracts) during 2024.

Section IV. Procedure

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2019/S 132-323186](#)

Section V. Award of contract/concession

Contract No

2019/S132-323186 FOL19/337

V.2) Award of contract/concession

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

30 March 2020

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

Advanced Tree Services Ltd

surrey

Country

United Kingdom

NUTS code

- UKJ25 - West Surrey

Companies House

03358569

The contractor/concessionaire is an SME

Yes

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

Boarstatant Ltd T/A Cook Arboricultural

surrey

Country

United Kingdom

NUTS code

- UKJ - South East (England)

Companies House

08837434

The contractor/concessionaire is an SME

Yes

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

The Tree Company (London) Ltd

middlesex

Country

United Kingdom

NUTS code

- UKI - London

Companies House

03751722

The contractor/concessionaire is an SME

Yes

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

Gristwood and Toms:

borehamwood

Country

United Kingdom

NUTS code

- UKI - London

Companies House

02665293

The contractor/concessionaire is an SME

Yes

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: £350,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

THE ROYAL PARKS LIMITED

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

- 77211500 - Tree-maintenance services

VII.1.2) Additional CPV code(s)

- 77211400 - Tree-cutting services

VII.1.3) Place of performance

NUTS code

- UKI - London

VII.1.4) Description of the procurement:

The Royal Parks (TRP) invited tenders in 2020 to carry the efficient delivery of tree work and tree management services to the highest possible standards.

The Royal Parks established the framework so that it may from time to time over a 4-year period call upon the appointed framework suppliers (contractors) to provide building works across the Royal Parks' estate.

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

Duration in months

48

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

Total value of the contract/lot/concession:

£4,500,000

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

Advanced Tree Services Ltd

surrey

Country

United Kingdom

NUTS code

- UKJ - South East (England)

Companies House

03358569

The contractor/concessionaire is an SME

Yes

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

Boarstatant Ltd T/A Cook Arboricultural

Dorking

Country

United Kingdom

NUTS code

- UKJ - South East (England)

Companies House

08837434

The contractor/concessionaire is an SME

Yes

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

The Tree Company (London) Ltd

Hounslow

Country

United Kingdom

NUTS code

- UKJ - South East (England)

Companies House

03751722

The contractor/concessionaire is an SME

Yes

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

Gristwood and Toms:

Borehamwood

Country

United Kingdom

NUTS code

- UKI - London

Companies House

02665293

The contractor/concessionaire is an SME

Yes

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

CSG (Ushers) Ltd

Enfield

Country

United Kingdom

NUTS code

- UKI - London

Companies House

06496317

The contractor/concessionaire is an SME

Yes

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

Connick Tree Care Ltd

Riegate

Country

United Kingdom

NUTS code

- UKJ - South East (England)

Companies House

04915701

The contractor/concessionaire is an SME

Yes

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):

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The Royal Parks Limited ("TRP") publishes this notice to record its intention to modify the framework for Arboculture Tree Maintenance works by extending its expiry date by a further twelve months only from the original Tender Notice in July 2019. The modification also includes for the increase in the value of the framework to £4.5M to enable the projects to be delivered during that period.

The estimated maximum value of the modifications from the original value of £250,000 is up to £4.5M and not to exceed a maximum of £5M.

The Royal Parks is formalising this Framework extension in March 2024, and this includes confirmation of the modifications.

The Royal Parks intends to re-procure a similar works Framework during 2024

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:

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The need for modification is brought about by circumstances which a diligent contracting authority/entity could not have foreseen in 2019 as the impacts of the 2020-2021 Covid on the design and delivery of projects was not expected to be prolonged and so disruptive.

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

The modification is required due to the delaying impact of Covid-19 (considered a Force Majeure Event under relevant contracts) on the project programme being delivered across the parks. The Royal Parks believe these circumstances have created this need for modifications which a diligent contracting authority could not have foreseen both on the works to be delivered and on resourcing.

These modifications are further required in order to align with operational requirements and to allow for a smoother transition and mobilisation period between this existing Framework and the next one to be established in 2024.

Furthermore, the modification is not considered substantial under paragraph 8 of Regulation 72 of the Public Contract Regulations, or the Procurement Act 2023 for the following reasons:

- a) The framework is not rendered materially different in character through the extension of time and value; it will deliver the required works. The Framework started in March 2020 with the intention of providing the period and value to deliver the envisaged projects through to the 2024 and the programme now has more works projects to be delivered in the next 12 months.
- b) While the modification extends the contract to the 16th December 2024 the Royal Parks requires this twelve-month extension from 48 months to 60 months to permit the planned project works to be progressed and undertaken economically with the current contractors within the original procurement procedure. This extension will permit a new Framework to be tendered and awarded for the orderly follow-on work during the next 12 months and to be managed effectively.
- c) The modification does not change the economic balance of the Framework Agreement in favour of the contractors, as the contractors will continue to tender for and provide works for the rates and prices to be agreed.
- d) The modification does extend the term of the Framework Agreement however the nature of the Works scopes will remain similar. The timescale is to be extended by a further 12 months from the 16th December 2023 up to the 15th December 2024.
- e) No new contractors replace the existing contractors, however where required by the scopes contractors may need to include new subcontractors/suppliers, where agreed to address changes in the supply chains that are emerging.

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: £3,500,000

Total contract value after the modifications

Value excluding VAT: £5,000,000