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Tender

## **Provision of Funded Early Learning and Childcare Places Framework Agreement**

Scottish Borders Council

F21: Social and other specific services – public contracts

Contract notice

Notice identifier: 2021/S 000-007378

Procurement identifier (OCID): ocids-h6vhtk-02a443

Published 9 April 2021, 12:45pm

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

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

Scottish Borders Council

Council Headquarters

Newtown St Boswells

TD6 0SA

#### **Email**

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

#### **Telephone**

+44 1835824000

#### **Fax**

+44 1835825150

**Country**

United Kingdom

**NUTS code**

UK - United Kingdom

**Internet address(es)**

Main address

<http://www.scotborders.gov.uk>

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA00394](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00394)

**I.3) Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://www.publictendersscotland.publiccontractsscotland.gov.uk>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted to the above-mentioned address

**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**

Provision of Funded Early Learning and Childcare Places Framework Agreement

Reference number

SBC/CPS/1815

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

- 80110000 - Pre-school education services

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

Services

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

Scottish Borders Council (the Council) is required by the Scottish Government, under the Children and Young People (Scotland) Act 2014, to provide a funded placement of up to 1140 hours per year to all eligible 2 year olds and all children from age 3 to those not yet attending primary school being effective from August 2021. The procurement will be under the Light Touch Regime to establish a non-competitive flexible framework of Early Learning and Childcare providers for 2,3 & 4 year old children. The framework allows for the re-opening to new providers on an annual basis.

#### **II.1.6) Information about lots**

This contract is divided into lots: Yes

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

#### **II.2.1) Title**

Childminder Services

Lot No

2

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

- 85312110 - Child daycare services

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

NUTS codes

- UKM91 - Scottish Borders

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

(The Council) are seeking to set up a flexible framework for Early Learning and Childcare providers from the voluntary, independent and private settings to provide Early Learning and Childcare for 2,3 and 4 year old children.

Lot 2 - Childminder Services.

All providers who apply and meet the national standards, legislation and the Council's procedural requirements and accept the rates and contract terms set out by the Council shall be accepted onto the framework agreement to deliver funded provision.

### **II.2.7) Duration of the contract or the framework agreement**

Duration in months

36

### **II.2.13) Information about European Union Funds**

The procurement is related to a project and/or programme financed by European Union funds: No

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

Option to extend for a further 3 x 12 months.

## **II.2) Description**

### **II.2.1) Title**

Nursery Services (including Private and Third Sector Settings)

Lot No

1

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

- 80110000 - Pre-school education services
- 85312110 - Child daycare services

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

NUTS codes

- UKM91 - Scottish Borders

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

The Council) are seeking to set up a flexible framework for Early Learning and Childcare providers from the voluntary, independent and private settings to provide Early Learning and Childcare for 2,3 and 4 year old children

Lot 1 - Nursery Services

All providers who apply and meet the national standards, legislation and the Council's procedural requirements and accept the rates and contract terms set out by the Council shall be accepted onto the framework agreement to deliver funded provision.

### **II.2.7) Duration of the contract or the framework agreement**

Duration in months

36

### **II.2.13) Information about European Union Funds**

The procurement is related to a project and/or programme financed by European Union funds: No

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

Option to extend for a further 3 x 12 months.

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## **Section III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **III.1.4) Objective rules and criteria for participation**

List and brief description of rules and criteria

Bidders must confirm that they are appropriately registered with the Care Inspectorate for the services required.

In addition to passing the Qualification Stage service providers will be required to demonstrate that they fully meet the National Standards criteria and sub - criteria.

### **III.2) Conditions related to the contract**

#### **III.2.1) Information about a particular profession**

Execution of the service is reserved to a particular profession

Reference to the relevant law, regulation or administrative provision

Benchmark Qualification for ELC practitioners for their role.

#### **III.2.2) Contract performance conditions**

Providers will be expected to follow the requirements set out in the Service Specification and must comply with all statutory requirements in the delivery of the service.

#### **III.2.3) Information about staff responsible for the performance of the contract**

Obligation to indicate the names and professional qualifications of the staff assigned to performing the contract

## **Section IV. Procedure**

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

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

Open procedure

#### **IV.1.3) Information about a framework agreement**

The procurement involves the establishment of a framework agreement

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

Please see tender documentation.

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

#### **IV.2.2) Time limit for receipt of tenders or requests to participate**

Date

31 May 2021

Local time

12:00pm

#### **IV.2.4) Languages in which tenders or requests to participate may be submitted**

English

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## **Section VI. Complementary information**

### **VI.2) Information about electronic workflows**

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

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

SPD (Scotland) 1.73.7 Statement

A copy of the organisation's audited accounts or equivalent for the most recent 2 years along with details of any significant change since the last year end.

OR

A statement of the organisation's turnover, profit and cashflow for the most recent full year of trading.

OR

If service providers are unable to provide the information requested above they may be required to provide additional information and documentation that will give the authority the assurance that they are capable of carrying out any subsequent awarded contract.

For example a statement of their organisations cashflow forecast for the current year and a letter from the organisation's bank outlining the current cash and credit position or other alternative means of demonstrating financial standing.

For Childminding Services Only

Evidence of HMRC self-evaluation confirmation - please provide self-assessment form/simple account of turnover/ expenses and profit for last financial year.

Economic Operators maybe excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015.

Employer's (Compulsory) Liability: 10m GBP in respect of each claim without limit to the number of claims



Public Liability: 10m GBP in respect of each claim without limit to the number of claims

Other Insurance:

Statutory Third Party Motor vehicle insurance - only where providers will use their vehicles when undertaking activities under any awarded contract.

The Supplier Development Programme are hosting webinars for tender training for the Early Learning & Childcare tender. There are two sessions:

14 April - 2.30pm: 1.2 Using PCS & PCS-T - Early Learning & Childcare Funded Entitlement - Scottish Borders Council

22 April - 6.30pm: 1.2 Using PCS & PCS-T - Early Learning & Childcare Funded Entitlement - Scottish Borders Council

To book a place on the webinar please register on the Supplier Development Programme website.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 16029. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2343>

(SC Ref:619103)

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

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

Jedburgh Sherriff Court and Justice of the Peace Court

Sherriff Court House, Castlegate

Jedburgh

TD8 6AR

Email

[jedburgh@scotcourts.gov.uk](mailto:jedburgh@scotcourts.gov.uk)

Telephone

+44 1835863231

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

The contracting authorities will incorporate a minimum 10 day standstill period at the point of information on the award of the contract is communicated to tenderers. The Public Contract (Scotland) Regulations 2015 (SSI,2015 No446) provide for aggrieved parties who have been harmed or at risk of harm by a breach of the rule to take action in the Sherriff Court or Court of Session. A claim for an ineffectiveness order must be made within 30 days of the Framework Agreement award being published on Find A Tender or within 30 days of the date to those who expressed an interest in or otherwise bid for the contract were informed of the conclusion of the contract or in any other case within six months from the date on which the contract was entered into.