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Tender

Procurement of Leasing Facilities

Durham County Council

F02: Contract notice

Notice identifier: 2022/S 000-008099

Procurement identifier (OCID): ocds-h6vhtk-03263d

Published 25 March 2022, 10:15am

Section I: Contracting authority

I.1) Name and addresses

Durham County Council

County Hall

Durham

DH1 5UL

Contact

Robyn Ruddick

Email

robyn.ruddick@linkgroup.co.uk

Telephone

+44 7912977691

Country

United Kingdom

NUTS code

UKC14 - Durham CC

Internet address(es)

Main address

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

I.2) Information about joint procurement

The contract is awarded by a central purchasing body

I.3) Communication

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

<https://www.delta-esourcing.com/tenders/UK-UK-Durham:-Financial-leasing-services./3XPB457K26>

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

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Procurement of Leasing Facilities

Reference number

LTSL/DCC/LFF01

II.1.2) Main CPV code

- 66114000 - Financial leasing services

II.1.3) Type of contract

Services

II.1.4) Short description

Durham County Council is seeking to establish a 4 year leasing facilities framework. The tender and subsequent framework agreement consists of 4 lots:

- Lot 1: Residual based Lease Facilities
- Lot 2: Non-residual based Lease Facilities
- Lot 3: Educational Establishment Lease Facilities
- Lot 4: Microsoft® Software and Services Lease Facilities

It is anticipated that the framework will commence during June 2022. BIDDERS CAN BID ON ONE OR MORE LOTS.

II.1.5) Estimated total value

Value excluding VAT: £500,000,000

II.1.6) Information about lots

This contract is divided into lots: Yes

Tenders may be submitted for all lots

II.2) Description

II.2.1) Title

Lot 1: Residual based Lease Facilities

Lot No

1

II.2.2) Additional CPV code(s)

- 66114000 - Financial leasing services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

UNITED KINGDOM

II.2.4) Description of the procurement

Lot 1 is for residual based lease facilities; cars, light commercial vehicles, heavy goods vehicles, specialist vehicles, IT, copiers, multi-functional devices, plant, general equipment and any other asset type the Council or any Eligible Bodies may require.

It is envisaged that a maximum of 25 economic operators (the Contractors) will be awarded a position on the Framework Agreement for Lot 1.

II.2.5) Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6) Estimated value

Value excluding VAT: £140,000,000

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

Duration in months

48

This contract is subject to renewal

No

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

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

The estimate of framework expenditure is for information only, and no guarantees are given, nor are implied as to the value of business that will be placed with the successful Contractors participating in the resulting Framework Agreement.

II.2) Description

II.2.1) Title

Lot 2: Non-residual based Lease Facilities

Lot No

2

II.2.2) Additional CPV code(s)

- 66114000 - Financial leasing services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

UNITED KINGDOM

II.2.4) Description of the procurement

Lot 2 is for non-residual based lease facilities; cars, light commercial vehicles, heavy goods vehicles, specialist vehicles, IT, copiers, multi-functional devices, plant, general equipment and any other asset type the Council or an Eligible Bodies may require.

It is envisaged that a maximum of 25 economic operators (the Contractors) will be awarded a position on the Framework Agreement for Lot 2.

II.2.5) Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6) Estimated value

Value excluding VAT: £140,000,000

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

Duration in months

48

This contract is subject to renewal

No

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

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

The estimate of framework expenditure is for information only, and no guarantees are given, nor are implied as to the value of business that will be placed with the successful Contractors.

II.2) Description

II.2.1) Title

Lot 3: Educational Establishment Lease Facilities

Lot No

3

II.2.2) Additional CPV code(s)

- 66114000 - Financial leasing services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

UNITED KINGDOM

II.2.4) Description of the procurement

Lot 3 is for non-residual and residual based lease facilities of reprographic equipment and ICT based equipment for Educational Establishments.

It is anticipated that the combined requirement from all Eligible Bodies accessing the Framework Agreement will result in between 500 and 1,000 leases being procured during the life of the Framework Agreement. It is envisaged that 1 economic operator (the Contractor) will be awarded a position on the Framework Agreement for Lot 3.

II.2.5) Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6) Estimated value

Value excluding VAT: £20,000,000

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

Duration in months

48

This contract is subject to renewal

No

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

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

The estimate of framework expenditure is for information only, and no guarantees are given, nor are implied as to the value of business that will be placed with the successful Contractors

II.2) Description

II.2.1) Title

Lot 4: Microsoft® Software and Services Lease Facilities

Lot No

4

II.2.2) Additional CPV code(s)

- 66114000 - Financial leasing services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

UNITED KINGDOM

II.2.4) Description of the procurement

Lot 4 is for finance lease facilities and deferred payment plan agreements for Microsoft® licenses, other relevant software or IT related products provided by Microsoft® (and approved Microsoft® partners and third parties) and Microsoft® Premier / consulting services (and other relevant services provided by Microsoft® (and approved Microsoft® partners and third parties).

It is envisaged that 1 economic operator (the Contractor) will be awarded a position on the Framework Agreement for Lot 4.

II.2.5) Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6) Estimated value

Value excluding VAT: £200,000,000

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

Duration in months

48

This contract is subject to renewal

No

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

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

The estimate of framework expenditure is for information only, and no guarantees are given, nor are implied as to the value of business that will be placed with the successful Contractors participating in the resulting Framework Agreement.

Section III. Legal, economic, financial and technical information

III.1) Conditions for participation

III.1.1) Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions

Any supplier may be disqualified who has been convicted of:

- (a) conspiracy within the meaning of section 1 or 1A of the Criminal Law Act 1977(a) or article 9 or 9A of the Criminal Attempts and Conspiracy (Northern Ireland) Order 1983 (b) where that conspiracy relates to participation in a criminal organisation as defined in Article 2 of Council Framework Decision 2008/841/JHA on the fight against organised crime(c);
- (b) corruption within the meaning of section 1(2) of the Public Bodies Corrupt Practices Act 1889(d) or section 1 of the Prevention of Corruption Act 1906(e);
- (c) the common law offence of bribery;
- (d) bribery within the meaning of sections 1, 2 or 6 of the Bribery Act 2010(f), or section 113 of the Representation of the People Act 1983(g);
- (e) where the offence relates to fraud affecting the European Communities financial interests as defined by Article 1 of the Convention on the protection of the financial interests of the European Communities(h);
- (i) the common law offence of cheating the Revenue;
- (ii) the common law offence of conspiracy to defraud;

- (iii) fraud or theft within the meaning of the Theft Act 1968(i), the Theft Act (Northern Ireland) 1969(j), the Theft Act 1978(k) or the Theft (Northern Ireland) Order 1978(l);
- (iv) fraudulent trading within the meaning of section 458 of the Companies Act 1985(m), article 451 of the Companies (Northern Ireland) Order 1986(n) or section 993 of the Companies Act 2006(o);
- (v) fraudulent evasion within the meaning of section 170 of the Customs and Excise Management Act 1979(p) or section 72 of the Value Added Tax Act 1994(q);
- (vi) an offence in connection with taxation in the European Union within the meaning of section 71 of the Criminal Justice Act 1993(r);
- (vii) destroying, defacing or concealing of documents or procuring the execution of a valuable security within the meaning of section 20 of the Theft Act 1968(s) or section 19 of the Theft Act (Northern Ireland) 1969(t);
- (viii) fraud within the meaning of section 2, 3 or 4 of the Fraud Act 2006(u); or
- (ix) the possession of articles for use in frauds within the meaning of section 6 of the Fraud Act 2006, or the making, adapting, supplying or offering to supply articles for use in frauds within the meaning of section 7 of that Act;
- (f) any offence listed,
- (i) in section 41 of the Counter Terrorism Act 2008(a); or
- (ii) in Schedule 2 to that Act where the court has determined that there is a terrorist connection;
- (g) any offence under sections 44 to 46 of the Serious Crime Act 2007(b) which relates to an offence covered by subparagraph (f);
- (h) money laundering within the meaning of sections 340(11) and 415 of the Proceeds of Crime Act 2002(c);
- (i) an offence in connection with the proceeds of criminal conduct within the meaning of section 93A, 93B or 93C of the Criminal Justice Act 1988(d) or article 45, 46 or 47 of the Proceeds of Crime (Northern Ireland) Order 1996(e);
- (j) an offence under section 4 of the Asylum and Immigration (Treatment of Claimants, etc. Act 2004(f);

- (k) an offence under section 59A of the Sexual Offences Act 2003(g);
- (l) an offence under section 71 of the Coroners and Justice Act 2009(h);
- (m) an offence in connection with the proceeds of drug trafficking within the meaning of section 49, 50 or 51 of the Drug Trafficking Act 1994(i); or
- (n) any other offence within the meaning of Article 57(1) of the Public Contracts Directive;
- (i) as defined by the law of any jurisdiction outside England and Wales and Northern Ireland; or
- (ii) created, after the day on which these Regulations were made, in the law of England and Wales or Northern Ireland.

III.1.2) Economic and financial standing

Selection criteria as stated in the procurement documents

III.1.3) Technical and professional ability

Selection criteria as stated in the procurement documents

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Open procedure

IV.1.3) Information about a framework agreement or a dynamic purchasing system

The procurement involves the establishment of a framework agreement

Framework agreement with several operators

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

The procurement is covered by the Government Procurement Agreement: Yes

IV.2) Administrative information

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

Date

26 April 2022

Local time

12:00pm

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

English

IV.2.6) Minimum time frame during which the tenderer must maintain the tender

Duration in months: 3 (from the date stated for receipt of tender)

IV.2.7) Conditions for opening of tenders

Date

26 April 2022

Local time

12:05pm

Information about authorised persons and opening procedure

Durham County Council staff members and their authorised agents only.

Section VI. Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: No

VI.3) Additional information

The contracting authority considers that this contract may be suitable for economic operators that are small or medium enterprises (SMEs). However, any selection of tenderers will be based solely on the criteria set out for the procurement. Link Treasury Services Limited, trading as Link Group (Link), a major provider of advisory services to the UK public sector, intends to use this Framework Agreement to enable its clients to procure leasing facilities. Link will therefore provide details of the Framework Agreement and market the Framework Agreement to its clients. The Framework Agreement will be used by Durham County Council and may also be used by Link clients and all other contracting authorities in the United Kingdom (as defined in Regulation 2 of the Public Contracts Regulations 2015 #102), including but not limited to all Local Authorities, Fire & Rescue Services, Police and Crime Commissioners, Registered Providers of Social Housing, Schools, Colleges, Universities and other organisations located in the United Kingdom. Further information on the eligible bodies who can use the framework agreement can be found within Appendix B of the tender documentation.

For more information about this opportunity, please visit the Delta eSourcing portal at:

<https://www.delta-esourcing.com/tenders/UK-UK-Durham:-Financial-leasing-services./3XPB457K26>

To respond to this opportunity, please click here:

<https://www.delta-esourcing.com/respond/3XPB457K26>

GO Reference: GO-2022325-PRO-19861976

VI.4) Procedures for review

VI.4.1) Review body

Durham County Council

County Hall

Durham

DH1 5UL

Country

United Kingdom

Internet address

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

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

This tender process will incorporate a minimum 10 calendar day standstill period at the point information on the award is communicated to tenderers. Appeals can be directly raised via the contact points detailed in section VI.4.1 of this contract notice. The Public Contracts Regulations 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).