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Award

## **Dishwashers, Blast Chillers and Toasters**

The Education Authority

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-008277

Procurement identifier (OCID): ocids-h6vhtk-0448ce

Published 14 March 2024, 4:53pm

### **Section I: Contracting authority/entity**

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

The Education Authority

40 Academy Street

Belfast

BT1 2NQ

#### **Email**

[catering.procure@eani.org.uk](mailto:catering.procure@eani.org.uk)

#### **Country**

United Kingdom

#### **Region code**

UK - United Kingdom

#### **Internet address(es)**

Main address

<https://etendersni.gov.uk/epps>

Buyer's address

<https://etendersni.gov.uk/epps>

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

Body governed by public law

#### **I.5) Main activity**

Education

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### **Section II: Object**

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

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

Dishwashers, Blast Chillers and Toasters

Reference number

CAT 11039

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

- 39310000 - Catering equipment

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

Supplies

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

The award of a contract by Education Authority Northern Ireland (EANI) without prior publication of a call for competition in the Official Journal of the European Union, in respect of the provision of Dishwashers, Blast Chillers and Toasters for EANI CAT 11039 as further described in OJEU Contract Notice.

##### **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: £440,000

## **II.2) Description**

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

- 39310000 - Catering equipment

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

NUTS codes

- UKN - Northern Ireland

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

Supply of Dishwashers, Blast Chillers and Toasters to the Education Authority N

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

Quality criterion - Name: Quality / Weighting: 20

Price - Weighting: 80

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

Options: Yes

Description of options

Option to extend for up to two x 3 month extension periods.

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

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

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## 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:

Modification to the Call-Off Contract from National Framework for Light and Heavy Catering Equipment (CAT 11039 TU) is necessary to ensuring ongoing service provision and to facilitate the procurement of additional requirements until the commencement of a new arrangement is in place.

These requirements have become necessary and are permitted by Regulation 72(1)(c) of The Public Contracts Regulations 2015. Namely, the following conditions have been fulfilled:

(i) the need for modification has been brought about by circumstances which a diligent contracting authority could not have foreseen;

The Education Authority set up CAT-23-001 Dynamic Purchasing System for Catering Equipment which went live in May 23 with the original intention of running further competitions from the DPS. Further Competition CAT-23-001-008 Commercial Dishwashers and Tabling was issued to the market on 17 November 2024 and closed on 8 December 2024. During the evaluation process it became apparent that the specification contained ambiguity. On consideration of the duty to ensure fairness and equal treatment within the tender process, EA stood down the Further Competition on 12 March 2024.

The Education Authority currently intends to review its specifications for this equipment in order to re-open competition to the market. It is envisaged that this process may take up to six months, and therefore, the EA intend to extend its current arrangements for six months, with the options to extend by two further periods of three months if deemed necessary to enable a new procurement to be concluded. This will help to ensure service continuity for the Catering Service whilst EA considers its requirements and next steps.

(ii) the modification does not alter the overall nature of the contract;

The nature of the arrangement is not being amended.

(iii) any increase in price does not exceed 50% of the value of the original contract or framework agreement.

The upper estimate of the original Call Off Contract was £881,000 GBP, this modification is for £440,000 which is less than 50% of the original maximum value. This does not exceed 50% of the value of the Call-Off Contract.

#### **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/concession**

A contract/lot is awarded: Yes

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

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

14 March 2024

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

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

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

Stephens Catering Equipment Co Ltd

Ballymena

Email

[pcaves@stephens-catering.com](mailto:pcaves@stephens-catering.com)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://www.stephenscateringequipment.com/>

The contractor/concessionaire is an SME

Yes

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

Total value of the contract/lot/concession: £440,000

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## **Section VI. Complementary information**

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

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

The UK does not currently have any such bodies with responsibilities for appeal/mediation procedures

Belfast

Country

United Kingdom