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Award

## **Extension of Train Services Agreement (TSA) with Alstom Transport UK Limited for Class 397 vehicles that are already operated on the TPE rail network**

FIRST TRANSPENNINE EXPRESS LIMITED

F15: Voluntary ex ante transparency notice

Notice identifier: 2023/S 000-009199

Procurement identifier (OCID): ocds-h6vhtk-03b728

Published 29 March 2023, 4:18pm

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

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

FIRST TRANSPENNINE EXPRESS LIMITED

8th Floor, The Point, 37 North Wharf Road

London

W2 1AF

#### **Contact**

Stephen Stewart

#### **Email**

[stephen.stewart@firstrail.com](mailto:stephen.stewart@firstrail.com)

#### **Country**

United Kingdom

**Region code**

UKI32 - Westminster

**Companies House**

09111801

**Internet address(es)**

Main address

[www.tpexpress.com](http://www.tpexpress.com)

**I.6) Main activity**

Railway services

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## **Section II: Object**

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

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

Extension of Train Services Agreement (TSA) with Alstom Transport UK Limited for Class 397 vehicles that are already operated on the TPE rail network

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

- 60200000 - Railway transport services

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

Services

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

In preparation for an award of a National Rail Contract from the Department for Transport to Transpennine Express Limited (operated by First Group), it is intended to extend the TSA with Alstom Transport UK Limited for the fleets of trains currently under a TSA with Alstom Transport UK Limited. The TSA is expected to be extended in accordance with paragraph II.2.4 below.

The Contracting Authority will observe a 10 day standstill period from the date of issue of this notice prior to entering into the TSA extension with Alstom Transport UK Limited.

The Standstill Period will end on 10th April 2023.

Please see PIN Ref (published by DfT) : 2022/S 000-006951 Dated 15th March 2022.

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

This contract is divided into lots: No

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

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

- 50100000 - Repair, maintenance and associated services of vehicles and related equipment

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

NUTS codes

- UKD - North West (England)
- UKE - Yorkshire and the Humber
- UKG - West Midlands (England)
- UKM - Scotland

Main site or place of performance

Services operated between

- Manchester, Preston, Carlisle, Glasgow and Edinburgh;
- Newcastle and Edinburgh; and,
- Liverpool, Manchester, Leeds, York and Newcastle.

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

The Contracting Authority intends to extend the TSA in accordance with Regulation 50(1)(c)(ii) of the Utilities Contract Regulations 2016 for technical reasons.

TPE intend to award a TSA extension with Alstom Transport UK Limited for the Class 397 rolling stock. The current TSA expires in May 2023 and it is intended to extend the TSA until May 2024.

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

Options: No

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## **Section IV. Procedure**

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

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

Negotiated without a prior call for competition

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons

Explanation:

This fleet of trains have been in operation on the TPE network since 2016.

Alstom are currently responsible for carrying out Level 1 to Level 4 maintenance activities at their depot locations across the TPE network.

Due to the shortage of depot space available on the market no other provider will be able to provide depot space for maintenance and train all staff prior to the 28th May 2023 on the TPE network.

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

The procurement is covered by the Government Procurement Agreement: No

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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**

29 March 2023

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## **Section VI. Complementary information**

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

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

High Court

London

Country

United Kingdom