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Tender

## **TD1729 - Leisure Operating Contract**

Derby City Council

F02: Contract notice

Notice identifier: 2021/S 000-009419

Procurement identifier (OCID): ocds-h6vhtk-02ac3c

Published 30 April 2021, 1:45pm

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

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

Derby City Council

Corporation Street

Derby

DE12FS

#### **Contact**

Linda Spiby

#### **Email**

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

#### **Telephone**

+44 1332640768

#### **Country**

United Kingdom

**NUTS code**

UKF11 - Derby

**Internet address(es)**

Main address

<https://www.derby.gov.uk/>

**I.3) Communication**

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

[www.eastmidstender.org](http://www.eastmidstender.org)

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

[www.eastmidstenders.org](http://www.eastmidstenders.org)

**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**

TD1729 - Leisure Operating Contract

Reference number

TD1729

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

- 92610000 - Sports facilities operation services

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

Services

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

Derby City Council wishes to appoint a leisure operator to manage its new Moorways Sports Village to include the Moorways Swimming Pool, Water Park and Moorways Stadium, including the athletics track and sports pitches together with its active communities programme for a period from spring 2022 for 10 years with a potential to extend for up to a further 10 years, consisting of any number of periods, bringing the potential contract period to a maximum of 20 years.

#### **II.1.5) Estimated total value**

Value excluding VAT: £80,000,000

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

This contract is divided into lots: No

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

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

- 92600000 - Sporting services

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

NUTS codes

- UKF11 - Derby

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

The Contract will be for an initial period of 10 years with options to extend for up to a further 10 years (consisting of any number of periods) bringing the potential contract period to 20 years.

The Contract includes the management and operation of the following:

- The new swimming pool and water park (construction due to be completed in Spring 2022);
- The Moorways Stadium including the athletics track and sports pitches
- Any additional leisure facilities within the contract area as may be introduced during the contract period for instance tennis, 3G pitches and similar improvements to the contract area.
- Any ancillary services such as café, treatment rooms, swim teaching, car park management, grounds maintenance, CCTV and other ancillary services as set out or referred to in the Services Specification.

In addition the contract includes the Authority's active communities programme.

The operator may also undertake improvement works at the facilities to increase opportunities, improve the facilities and or enhance income streams.

Variant options are being sought on different lifecycle responsibilities and utilities risks. Other than the specified variants, variants are not permitted.

The estimated value of the services is £80,000,000 over the maximum 20 year period.

#### **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: £80,000,000

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

Start date

1 April 2022

End date

31 March 2032

This contract is subject to renewal

Yes

Description of renewals

Extend for up to a further 10 years (consisting of any number of periods)

#### **II.2.10) Information about variants**

Variants will be accepted: No

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

Options: No

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## **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

Please refer to the procurement documents.

#### **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

### **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

As per the procurement documents.

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

Conditions relating to environmental and social requirements of the contracting authority may be included in this contract. Please refer to the procurement documents.

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## **Section IV. Procedure**

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

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

Competitive procedure with negotiation

#### **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

28 May 2021

Local time

2:00pm

#### **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: 6 (from the date stated for receipt of tender)

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## **Section VI. Complementary information**

### **VI.1) Information about recurrence**

This is a recurrent procurement: Yes

### **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**

This tender is being managed electronically. Please go to [www.sourcederbyshire.co.uk](http://www.sourcederbyshire.co.uk) and look for the contract advert under 'live contracts' section, select the relevant contract notice. Select the 'apply online' link in the bottom right hand corner of the contract notice. This will transfer you to the Council's e-tendering system at <https://www.eastmidtenders.org> where you can express interest and obtain the documents. To access the tender documentation and to be able to submit your response, you must first register your organisation on EastMids Tenders (unless you have done this previously).

Please note we will only accept expressions of interest/tender returns through the East Mids Tenders e-tendering system.

To register:

On the opportunities portal home page (<https://www.eastmidtenders.org>) there is an option to 'Register' link in the top right hand corner of the screen, click this to begin the registration process, which is step by step where you need to enter your details and your own company's details. Further information can be found in the user guide 'how to do business on the portal' which can be found in the 'Help' section at the top right of the homepage. Once you have received the 2 system generated emails confirming your user name and password you can search for new opportunities from the supplier home page.

To search:

On the opportunities portal home page (<https://www.eastmidtenders.org>), click on 'view opportunities'. On the 'Find Opportunities' page you can narrow your search. The 'Organisation' field allows the organisation you are searching on to be chosen. Click the arrow to bring a drop down menu displaying the various organisations. Select 'Derby City Council', then click on the 'Update' button to return the results. This will then return all the opportunities that are applicable to Derby City Council. You can narrow the search further using the 'keyword' option. To view the further details of the opportunity, click the corresponding contract title and click on the login and register interest button and login to the East Mids tenders system to start the tender process. The East Mids tenders system is a very secure site and is simple to use. However, if this is the first time you will be using the system for submitting documents you should read the comprehensive Pro-contract reference guides which will provide the guidance required by clicking the 'Help' icon that is located on the home page on the top right of the East Mids tenders system.

Once you have registered your interest, the tender information will be moved to, and can be found on, the 'My Opportunities' page on the East Mids tenders page once you are



logged in. You will be able to view and download the documents for completion, along with instructions on how to make a submission.

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

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

Derby City Council

Derby

DE1 2FS

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

Precise information on deadline(s) for review procedures:

The contracting authority will incorporate a minimum 10 calendar days standstill period following electronic notification (minimum of 15 calendar days for any other means of communication) to tenderers of the award decision. This period allows unsuccessful tenderers to seek further debriefing from the contracting authority before the contract is entered into. If an appeal regarding the award of a contract has not been successfully resolved the Public Contracts Regulations 2015 (Si 2015 No 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). Any such action must be brought promptly (generally within 3 months). Where a contract has not been entered into the Court may order the setting aside of the award decision or order the authority to amend any document and may award damages. If the contract has been entered into the Court may only award damages. The purpose of the standstill period referred to above is to allow parties to apply to the Courts to set aside the award decision before the contract is entered into.