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Tender

## **Dynamic Purchasing System for the Provision of Passenger Transport**

Kirklees Council

F02: Contract notice

Notice identifier: 2023/S 000-009504

Procurement identifier (OCID): ocds-h6vhtk-03b7d5

Published 31 March 2023, 2:53pm

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

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

Kirklees Council

Vine Street

HUDDERSFIELD

HD16NT

#### **Email**

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

#### **Telephone**

+44 1484221000

#### **Country**

United Kingdom

#### **Region code**

UKE44 - Calderdale and Kirklees

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

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

**I.3) Communication**

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

<https://yortender.eu-supply.com/login.asp?B=YORTENDER>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://yortender.eu-supply.com/login.asp?B=YORTENDER>

**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**

Dynamic Purchasing System for the Provision of Passenger Transport

Reference number

KMCTS-018

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

- 60120000 - Taxi services

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

Services

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

Kirklees Council are seeking to establish a Dynamic Purchasing System ("DPS") for the provision of Passenger Transport Services under which interested economic Operators can become eligible to bid to provide specific Service Contracts or 'Routes'.

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

Value excluding VAT: £30,000,000

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

This contract is divided into lots: No

## **II.2) Description**

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

- 60112000 - Public road transport services
- 60120000 - Taxi services
- 60130000 - Special-purpose road passenger-transport services
- 60140000 - Non-scheduled passenger transport

- 60170000 - Hire of passenger transport vehicles with driver

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

NUTS codes

- UKE44 - Calderdale and Kirklees

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

The Council is responsible for arranging home to school transport to schools and colleges for Children and Young People with special education needs and disabilities (SEND). In addition, the Council also arranges transport for respite/short breaks and for adults to attend local day centres. Overall, the Service comprises over 400,000 journeys annually.

The Council's Home to School Transport Service employs approximately 180 Passenger Assistants who ensure that Children and Adults are safely and comfortably transported to various locations within, and on occasions outside, the Kirklees District.

The Services comprise of the following requirements:

- a) Route transportation of Children / Adults / Passenger Assistants to schools, colleges and day centre locations and other venues, and either back home again or to another designated point as specifically set out in each Route Sheet/ instruction
- b) Interim Cover of new journeys which are likely to continue for some time and which may eventually be converted into Routes at the discretion of the Council.
- c) Emergency Provision for Service requirements at short notice (tender return date reduced to 1 day)
- d) Ad-hoc Provision for occasional Service requirements.

The estimated cumulative annual value for the Contracts potentially called off under this DPS is six million Pounds Sterling (£6,000,000). It is anticipated that the majority of Contracts awarded under this DPS will each have an individual value of between one thousand Pounds Sterling (£1,000) and forty thousand Pounds Sterling (£40,000).

This DPS is anticipated to commence on 1st June 2023 for a period of three (3) years up to 31st May 2026, with a provision to extend the DPS for up to two (2) further one (1) year periods (the "DPS Period"), subject to continued availability of eligible Operators continuing to meet the requirements and demands of the Service.

### **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: £30,000,000

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

Duration in months

60

This contract is subject to renewal

Yes

Description of renewals

The DPS will initially run for a period of three (3) years, with a provision to extend the DPS for up to two (2) further one (1) year periods, subject to continued availability of eligible Operators continuing to meet the requirements and demands of the Service

**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

The economic operators' request to participate on this DPS will be assessed against their responses to the

minimum selection criteria within the Selection Questionnaire ("SQ") in the request to participate submission

document, which is available to download at <https://yortender.eu-supply.com/login.asp?B=YORTENDER>

#### **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

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## **Section IV. Procedure**

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

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

Restricted procedure

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

The procurement involves the setting up of a dynamic purchasing system

#### **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

31 May 2028

Local time

1:00pm

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

English

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## **Section VI. Complementary information**

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

This is a recurrent procurement: No

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

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

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

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

High Court of England and Wales

London

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

Economic Operators who are unsuccessful at the SQ stage shall be informed by the Contracting Authority as soon as possible after the decision is made as to the reasons why the application to join the DPS was unsuccessful.

If an economic Operator requires any additional information following this initial de-briefing, this should be requested via the messaging function within <https://yortender.eu-supply.com/login.asp?B=YORTENDER>

If an appeal regarding the decision to award a position on the DPS has not been successfully resolved, then the public contracts Regulations 2015(SI 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). Any such action

must be started within 30 days beginning with the date when the aggrieved party first knew or sought to have grounds for starting the proceedings had risen. The Court may extend the time limited for starting proceedings where the Court considers that there is a good reason for doing so, but not so as to permit proceedings to be started more than 3 months after that date. Where a contract has not been entered into, the Court may order the setting aside of the award decision or order for any document to be amended and may award damages, make a declaration of ineffectiveness, order for a fine to be paid, and /or order the duration of the contract to be shortened.

If however the contract has been concluded, the Court may only award damages or, where the contract award procedures

have not been followed correctly, declare the contract to be ineffective.