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Contract

## **70359, Disposable Catering Products for the Education Authority**

Education Authority

F20: Modification notice

Notice identifier: 2021/S 000-009573

Procurement identifier (OCID): ocds-h6vhtk-02acd6

Published 4 May 2021, 2:25pm

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

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

Education Authority

3 Charlemont Place, The Mall

Armagh

BT61 9AX

#### **Email**

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

#### **Country**

United Kingdom

#### **NUTS code**

UK - United Kingdom

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

Main address

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

Buyer's address

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

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## **Section II: Object**

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

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

70359, Disposable Catering Products for the Education Authority

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

- 39222100 - Disposable catering supplies

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

Supplies

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

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

NUTS codes

- UK - United Kingdom

#### **II.2.4) Description of the procurement at the time of conclusion of the contract:**

The Education Authority invites tenders for the supply and delivery of disposable catering products to individual educational catering establishments throughout Northern Ireland for the period 1.9.2018 to 31.8.2019 (with options to extend for a further period of up to 12 months, followed by an optional extension period of up to 24 months) on a call off as required basis.

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

Duration in months

48

#### **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.2) Administrative information

#### IV.2.1) Contract award notice concerning this contract

Notice number: [2018/S 206-469987](#)

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## Section V. Award of contract/concession

### Contract No

1

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

#### V.2.1) Date of conclusion of the contract/concession award decision:

12 October 2018

#### V.2.2) Information about tenders

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

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

Henderson Foodservice Ltd

Newtownabbey

Email

[dermot.mcpeake@henderson-group.com](mailto:dermot.mcpeake@henderson-group.com)

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

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

The contractor/concessionaire is an SME

No

**V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)**

Total value of the procurement: £1,225,000

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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.

Armagh

Country

United Kingdom

**VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

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

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## **Section VII: Modifications to the contract/concession**

### **VII.1) Description of the procurement after the modifications**

#### **VII.1.1) Main CPV code**

- 39222100 - Disposable catering supplies

#### **VII.1.3) Place of performance**

NUTS code

- UK - United Kingdom

#### **VII.1.4) Description of the procurement:**

The Education Authority invites tenders for the supply and delivery of disposable catering products to individual educational catering establishments throughout Northern Ireland for the period 1.9.2018 to 31.8.2019 (with options to extend for a further period of up to 12 months, followed by an optional extension period of up to 24 months) on a call off as required basis.

Due to the exceptional unforeseen circumstances described in this notice, the Education Authority and the named contractor has agreed to modify the maximum value of the framework to £1,837,500. There has been no change to the overall nature of the framework agreement. There has also not been any other change to the terms of the framework agreement (including the prices).

#### **VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession**

Duration in months

48

#### **VII.1.6) Information on value of the contract/lot/concession (excluding VAT)**

Total value of the contract/lot/concession:

£1,837,500

#### **VII.1.7) Name and address of the contractor/concessionaire**

Henderson Foodservice Ltd

Newtownabbey

Email

[dermot.mcpeake@henderson-group.com](mailto:dermot.mcpeake@henderson-group.com)

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

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

The contractor/concessionaire is an SME

No

## **VII.2) Information about modifications**

### **VII.2.1) Description of the modifications**

Nature and extent of the modifications (with indication of possible earlier changes to the contract):

The framework has been extensively utilised during the Covid-19 pandemic to enable classroom delivery of meals when access to the dining hall is not available or deemed suitable to enable social distancing between bubbles.

At time of the original tender, the EA could not have reasonably foreseen the increased need for these products. However, due to the exceptional unforeseen circumstances described above, the EA now has a need to modify the value of this framework to allow it to run to the end of the current framework period, until 31 August 2022. There has been no change to the overall nature of the framework agreement. The increased total value after the modifications (as detailed below) is an estimate only as anticipated spend may vary during the term of the extension and is not guaranteed.

### **VII.2.2) Reasons for modification**

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee.

Description of the circumstances which rendered the modification necessary and

explanation of the unforeseen nature of these circumstances:

The framework has been extensively utilised during the Covid-19 pandemic to enable classroom delivery of meals when access to the dining hall is not available or deemed suitable to enable social distancing between bubbles.

At time of the original tender, the EA could not have reasonably foreseen the increased need for these products.

All of the following conditions of Regulation 72c are fulfilled.

### **VII.2.3) Increase in price**

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptations and average inflation)

Value excluding VAT: £1,225,000

Total contract value after the modifications

Value excluding VAT: £1,837,500