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Contract

Reserved Commodities for Supported Businesses Framework Reference number: SP-18-11

Scottish Government

F20: Modification notice

Notice identifier: 2023/S 000-009908

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

Published 5 April 2023, 10:37am

Section I: Contracting authority/entity

I.1) Name and addresses

Scottish Government

4 Atlantic Quay, 70 York St

Glasgow

G2 8EA

Contact

Scott McCrindle

Email

scott.mccrindle@gov.scot

Telephone

+44 1412425759

Country

United Kingdom

NUTS code

UKM - Scotland

Internet address(es)

Main address

<http://www.scotland.gov.uk>

Buyer's address

https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA10482

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Reserved Commodities for Supported Businesses Framework Reference number:
SP-18-11

Reference number

DEC340899

II.1.2) Main CPV code

- 39100000 - Furniture

II.1.3) Type of contract

Supplies

II.2) Description

II.2.2) Additional CPV code(s)

- 39100000 - Furniture

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:

This is a 3 month extension to the national Framework, reserved for Supported Businesses, for the supply of the undernoted Goods and Services. The Scottish Ministers are reserving the right to participate in the procurement for the award of this framework to a Supported Business, as defined in Article 20 of Directive 2014/24/EU.

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

Start date

10 December 2018

End date

9 July 2023

In the case of framework agreements, provide justification for any duration exceeding 4 years

Regulation 72(1)(e) of the Public Contracts (Scotland) Regulations 2015 allows amendment where modifications, irrespective of their value, are not substantial. While any period beyond the duration set out in the initial procurement, four years in this case, risks breaching Regulation 34(2), the proposed extension is only for what is absolutely necessary to carry out a fresh procurement exercise.

II.2.13) Information about European Union Funds

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

Section IV. Procedure

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2018/S 143-326359](#)

Section V. Award of contract/concession

Contract No

SP-18-11

Title

Reserved Commodities for Supported Businesses Framework Reference number:
SP-18-11

V.2) Award of contract/concession

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

10 December 2018

V.2.2) Information about tenders

The contract/concession has been awarded to a group of economic operators: Yes

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

Haven Products Ltd

325 Govan Road

Glasgow

G51 2SE

Telephone

+44 971507211

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor/concessionaire is an SME

Yes

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

Capture All

9 Castings Court, Middlefield Ind Est

Falkirk

FK2 9HQ

Telephone

+44 1324670353

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor/concessionaire is an SME

Yes

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

Scotland's Bravest Manufacturing Company

Bishopton

Renfrewshire

PA7 5PU

Telephone

+44 1414710830

Country

United Kingdom

NUTS code

- UKM83 - Inverclyde, East Renfrewshire and Renfrewshire

The contractor/concessionaire is an SME

Yes

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

City Building (Contracts) LLP/RSBi

350 Darnick Street

Glasgow

G21 4BA

Telephone

+44 1412872167

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Dovetail Enterprises

Dunsinane Avenue, Dundee

Dundee

DD23QN

Country

United Kingdom

NUTS code

- UKM71 - Angus and Dundee City

The contractor/concessionaire is an SME

Yes

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

Highland BlindCraft

39 Ardconnel Street, Inverness

Inverness

IV2 3EX

Telephone

+44 1463233662

Country

United Kingdom

NUTS code

- UKM6 - Highlands and Islands

The contractor/concessionaire is an SME

Yes

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: £12,000,000

Section VI. Complementary information

VI.3) Additional information

The estimated value referred to covers the 4 years of the framework length. This modification is for a 3 months extension of the framework agreement.

(SC Ref:728338)

VI.4) Procedures for review

VI.4.1) Review body

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

Precise information on deadline(s) for review procedures:

Economic operators should approach the contracting authority in the first instance.

However, the only formal remedy is to apply to the courts: An economic operator that suffers, or is at risk of suffering, loss or damage attributable to a breach of duty under the Public Contracts (Scotland) Regulations 2015 or the Procurement Reform (Scotland) Act 2014, may bring proceedings in the Sheriff Court or the Court of Session.

The bringing of court proceedings against the Authority after the Framework Agreement has been entered into will not affect the Framework Agreement unless grounds for the imposition of special penalties under the Public Contracts (Scotland) Regulations 2015 can be established. Otherwise the remedies that may be awarded by the courts where the Framework Agreement has been entered into are limited to the award of damages.

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 39100000 - Furniture

VII.1.3) Place of performance

NUTS code

- UKM - Scotland

Main site or place of performance

Scotland

VII.1.4) Description of the procurement:

Please see notice 2018/5 143-326359 for a full description of the requirement.

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

Duration in months

3

In the case of framework agreements, provide justification for any duration exceeding 4 years:

Regulation 72.1.e of The Public contracts (Scotland) Regulation 2015

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

Total value of the contract/lot/concession:

£750,000

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

Dovetail Enterprises (1993) Ltd

Dunsinane Avenue , Dunsinane Industrial Estate

Dundee

DD2 3QN

Telephone

+44 1382833890

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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 modification to this Framework Agreement is a three months extension. All terms & conditions of contract remain in place.

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:

Regulation 72(1)(e) of the Public Contracts (Scotland) Regulations 2015 allows amendment where modifications, irrespective of their value, are not substantial.

While any period beyond the duration set out in the initial procurement, four years in this case, risks breaching Regulation 34(2), the proposed extension is only for what is absolutely necessary to carry out a fresh procurement exercise.

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: £13,000,000

Total contract value after the modifications

Value excluding VAT: £13,750,000