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Tender

## **KMCSP-001 Dewsbury Market Containers**

Kirklees Council

F02: Contract notice

Notice identifier: 2021/S 000-011185

Procurement identifier (OCID): ocids-h6vhtk-02b322

Published 20 May 2021, 11:56am

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

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

Kirklees Council

Civic Centre 1

Huddersfield

HD1 2NF

#### **Contact**

Mr Paul Davis

#### **Email**

[paul.davis@kirklees.gov.uk](mailto:paul.davis@kirklees.gov.uk)

#### **Telephone**

+44 1484221000

#### **Country**

United Kingdom

**NUTS code**

UKE44 - Calderdale and Kirklees

**Internet address(es)**

Main address

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

Buyer's address

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

**I.3) Communication**

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

[www.yortender.co.uk](http://www.yortender.co.uk)

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

[www.yortender.co.uk](http://www.yortender.co.uk)

**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**

## KMCSP-001 Dewsbury Market Containers

Reference number

DN541706

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

- 44613400 - Storage containers

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

Supplies

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

The Council are looking to purchase approximately 53 one trip steel shipping containers to enable the traders to decant into, and trade from, while Dewsbury Market is redeveloped.

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

Value excluding VAT: £800,000

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

This contract is divided into lots: No

## **II.2) Description**

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

- 44613300 - Standard freight containers

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

NUTS codes

- UKE44 - Calderdale and Kirklees

Main site or place of performance

The geographic area of Kirklees

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

Kirklees Council are looking to purchase approximately 53 one trip steel shipping containers to enable the traders to decant into, and trade from, while Dewsbury market is redeveloped.

These shipping containers will have to visually look attractive and be individually tailored to meet each traders' requirements and be adapted to permit maximum trading exposure in its identified location. (See location map ). (The Council will reserve the right to determine the final container numbers at a later stage).

#### **II.2.5) Award criteria**

Quality criterion - Name: Quality / Weighting: 70

Price - Weighting: 30

#### **II.2.6) Estimated value**

Value excluding VAT: £800,000

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

Duration in months

23

This contract is subject to renewal

No

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

Variants will be accepted: No

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

Options: No

#### **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 III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **III.1.2) Economic and financial standing**

List and brief description of selection criteria

##### **Section 4 – Economic and Financial Standing**

You must be able to supply any one of the documents listed in Section 4.1 (a) to (c) in order to demonstrate financial standing as required under this Section 4. Failure to supply on request any one of the documents listed in Section 4.1 (a) to (c) may result in exclusion.

With regards to Section 4.2, potential suppliers will Pass or Fail on the basis of being financially viable for the Contract tendered for.

In addition, any answers to Section 4 which lead the Authority, acting reasonably, to conclude (considering the risk that the relevant answer suggests about your ability to properly perform the Contract) that it would be inappropriate to select your organisation on this occasion, may result in your exclusion from the remainder of the procurement process.

#### **III.1.3) Technical and professional ability**

List and brief description of selection criteria

##### **Section 6 - Technical and Professional Ability**

Responses to Section 6 will be scored as follows:

PASS - You have provided EITHER:

1. at least one example of a previous contract in response to Section 6.1 that demonstrates to the reasonable satisfaction of the Authority that you possess the relevant general technical expertise and professional experience to deliver the Contract;

OR

2. a satisfactory reason in response to Section 6.3 as to why you are unable to provide any examples of previous contracts that are relevant to the Authority's requirements under this procurement that meets the minimum requirements;

AND

3. if, further to your responses to Section 1 you intend to sub-contract a proportion of this

Contract, the information requested under Section 6.2.

HOWEVER, potential suppliers are asked to note that:

- i) If you need to use more than one example to demonstrate that you possess the relevant general technical expertise and professional experience, you may do so up to a maximum of three (3) examples.
- ii) The Authority reserves the right to confirm the accuracy of any information provided in response to Section 6 with any named customer contact(s).
- iii) Any replies from any named customer contact(s) which lead the Authority, acting reasonably, to doubt any significant representations made in your responses to Section 6 may result in exclusion.

FAIL –

1. you have failed to provide any examples of any previous contracts in response to Section 6.1 AND have failed to provide a satisfactory reason as to why you were unable to provide any examples in response to Section 6.3;

OR

2. the examples given in response to Section 6.1 do NOT demonstrate to the satisfaction of the Authority that you possess the relevant general technical expertise and professional experience to deliver the Contract;

OR

3. where relevant:

i) you have either not responded to Section 6.2,

OR

ii) your answers to Section 6.2 lead the Authority, acting reasonably, to conclude that it would be inappropriate to select your organisation on this occasion.

The named contact provided should be able to provide written evidence to confirm the accuracy of the information provided in Section 6 and it is your responsibility to ensure that the people you name in Section 6 are aware of their responsibilities and are willing to comply with these.

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## **Section IV. Procedure**

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

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

Open procedure

#### **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

21 June 2021

Local time

1:00pm

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

English

#### **IV.2.7) Conditions for opening of tenders**

Date

21 June 2021

Local time

1:00pm

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## **Section VI. Complementary information**

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

This is a recurrent procurement: No

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

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

High Court of England and Wales

N/A

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

In accordance with Regulation 86 (Notices of decisions to award a contract or conclude a framework), Regulation 87 (Standstill periods) and Chapter 6 (Applications to Court) of the Public Contracts Regulations 2015 (SI 2015/102), the contracting authority incorporated a minimum ten (10) calendar day standstill period at the point that information on the award of

the Contract was communicated to economic operators. This period allowed any unsuccessful economic operator(s) to seek further debriefing from the contracting authority

before the award of the Contract to the successful economic operators. Such additional information should be requested from the address at Sections I.1 and I.3 of this Notice above. If an appeal regarding the award of the Contract 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 thirty

(30) days beginning with the date when the aggrieved party first knew or sought to have grounds for starting the proceedings had arisen. 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 three (3) months after that date.

Where the Contract has not been awarded, the Court may order the setting aside of the award decision or order the contracting authority to amend any document and may award damages. If however the Contract has been awarded, the Court may only award damages or,

where the contract award procedures have not been followed correctly, declare the Contract to be ineffective.