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Tender

## **Road Materials, Aggregates (dry) and Ready Mix Concrete**

Scottish Borders Council

F02: Contract notice

Notice identifier: 2022/S 000-011732

Procurement identifier (OCID): ocids-h6vhtk-033471

Published 5 May 2022, 3:42pm

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

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

Scottish Borders Council

Council HQ

Newtown St Boswells

TD6 0SA

#### **Contact**

N/A

#### **Email**

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

#### **Telephone**

+44 1835824000

#### **Country**

United Kingdom

**NUTS code**

UK - United Kingdom

**Internet address(es)**

Main address

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

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA00394](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00394)

**I.3) Communication**

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

<http://www.publictendersscotland.publiccontractsscotland.gov.uk>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted to the above-mentioned address

**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**

Road Materials, Aggregates (dry) and Ready Mix Concrete

Reference number

1000893

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

- 44113140 - Roadstone

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

Supplies

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

The purpose of the Framework Agreement is to secure supply for the Council's Significant Trading Organisation (STO), SBc Contracts, of

Road Surfacing Materials, Aggregates (Dry) and Ready Mixed Concrete.

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

Value excluding VAT: £15,000,000

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

This contract is divided into lots: Yes

Tenders may be submitted for all lots

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

#### **II.2.1) Title**

Road Materials

Lot No

1

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

- 44113620 - Asphalt

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

NUTS codes

- UKM91 - Scottish Borders

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

(Series 900: Road Pavements – Bituminous Bound Materials)

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Optional 2 x 12 months extension to framework

### **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

## **II.2) Description**

### **II.2.1) Title**

Aggregates (dry)

Lot No

2

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

- 14212200 - Aggregates

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

NUTS codes

- UKM91 - Scottish Borders

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

Aggregates to comply with MCDHW\* Volume 1 – specification for highway works.

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Optional 2 x 12 months optional extension

### **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

## **II.2) Description**

### **II.2.1) Title**

Ready Mix Concrete

Lot No

3

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

- 44114000 - Concrete
- 44114100 - Ready-mixed concrete

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

NUTS codes

- UKM91 - Scottish Borders

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

Concrete to comply with MCDHW\* Volume 1 – Specification for Highway Works and BS EN 206-1 and BS8500 or equivalent.

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Optional extensions 2 x 12 months

**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

SPD (Scotland) Question 1.72.2 Part B - Economic or Financial Requirements.

The bidder should provide its ('general') yearly turnover for past 3 financial years.

Prior to awarding contractors will be subject to a Credit Safe check to assess the economic financial standing. The contractor will be required to co-operate with the Council and may be asked to provide copies of their last 2 financial audited accounts to assist with this process. The contractor will be required to obtain a Credit safe rating  $\geq 40$ .

The Council reserves the right to exclude economic operators who fail to meet this rating and reserves the right not to award a contract without liability on its part.

Minimum level(s) of standards possibly required

SPD (Scotland) Question 1.73 Part 4B - Insurance Requirements and Economic and Financial Standing.

It is a requirement of this contract that Economic operators hold, or can commit to obtain prior to the commencement of any subsequently

awarded contract, the types and levels of insurance indicated below:

- Public Liability - Minimum 10,000,000 GBP
- Employer's Liability - Minimum 5,000,000 GBP(if applicable)
- Product Liability - Minimum 1,000,000 GBP (if applicable)
- Motor insurance as required.

#### **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**

Open procedure

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

The procurement involves the establishment of a framework agreement

Framework agreement with several operators

Envisaged maximum number of participants to the framework agreement: 10

#### **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

9 June 2022

Local time

12:00pm

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

English

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

Date

9 June 2022

Local time

12:00pm

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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.3) Additional information**

Economic Operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of The Public

Contracts (Scotland) Regulations 2015.

Relevant bodies (including Police Scotland) to actively share significant elements of information provided and detailed in this response.

The supplier shall ensure all relevant certificates, insurances etc., are up to date.

Management Information will be required on a quarterly basis including reporting on Community Benefits.

Once notification is received the following documentation will be required:

Evidence of your company's insurance certification detailing the required level of insurance as per the levels stated within the contract notice.

A completed copy of the following forms:

Certificate of Non Collusion, Canvassing and Declaration & Freedom of Information

Non Involvement in Serious Crime Declaration

Insurances

And any other documentation required.

Tenderers are advised to allow adequate time for uploading documents and dispatch the electronic tender well in advance of the closing

time to avoid any last minute problems.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 20949. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2343>

A sub-contract clause has been included in this contract. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2363>

Community benefits are included in this requirement. For more information see:

<https://www.gov.scot/policies/public-sector-procurement/community-benefits-in-procurement/>

A summary of the expected community benefits has been provided as follows:

Scottish Borders Council is committed to maximising community benefit from its procurement activities. Under this procurement, the

supplier and its supply chain will be required to actively participate in the achievement of the authorities' social and economic objectives.

Accordingly, contract performance conditions may relate in particular to social, economic and environmental considerations.

(SC Ref:687359)

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

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

Jedburgh Sherriff Court and Justice of the Peace Court

Castlegate

Jedburgh

TD8 6AR

Email

[jedburgh@scotcourts.gov.uk](mailto:jedburgh@scotcourts.gov.uk)

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

Scottish Borders Council will incorporate a minimum 10 day standstill period at the point of information on the award of the framework is communicated to tenderers. The Public contract (Scotland) Regulations 2015 (SSI,2015 No446) provide for aggrieved parties who have been harmed or at risk of harm by a breach of the rule to take action in the Sherriff Court or Court of Session. A claim for an ineffectiveness order must be made within 30 days of the Contract Award Notice being published on the OJEU or within 30 days of the date to those who expressed an interest in or otherwise bid for the contract were informed of the conclusion of the contract or in any other case within 6 months from the date on which the contract was entered into.