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Contract

Provision of Planned and Responsive Maintenance and Minor Works - Ballymena M&E Lot 1

Education Authority NI

F20: Modification notice

Notice identifier: 2023/S 000-012377

Procurement identifier (OCID): ocids-h6vhtk-038cf3

Published 28 April 2023, 4:33pm

Section I: Contracting authority/entity

I.1) Name and addresses

Education Authority NI

40 Academy Street

Belfast

BT1 2NQ

Email

facilities.procure@eani.org.uk

Country

United Kingdom

Region code

UKN - Northern Ireland

Internet address(es)

Main address

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

Buyer's address

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

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Provision of Planned and Responsive Maintenance and Minor Works - Ballymena M&E Lot 1

Reference number

Ballymena M&E Lot 1

II.1.2) Main CPV code

- 45210000 - Building construction work

II.1.3) Type of contract

Works

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKN - Northern Ireland

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

Provision of planned and responsive maintenance works for EANI across its property portfolio in the old North Eastern Education and Library Board area, Contract Lot 1 which includes but is not limited to controlled and uncontrolled schools

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

Start date

29 April 2023

End date

31 May 2024

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: [2022/S 000-035201](#)

Section V. Award of contract/concession

Contract No

Ballymena M&E Lot 1

Title

Provision of Planned and Responsive Maintenance and Minor Works - Ballymena M&E Lot 1

V.2) Award of contract/concession

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

12 December 2022

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

LM Services NI Ltd

Belfast

Email

info@lmservicesni.com

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://lmservicesni.com/>

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: £4,000,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

The UK does not have any special review body with responsibility for appeal/mediation procedures in public procurement competitions

Belfast

Country

United Kingdom

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 45210000 - Building construction work

VII.1.3) Place of performance

NUTS code

- UKN - Northern Ireland

VII.1.4) Description of the procurement:

The award of a contract by Education Authority Northern Ireland (EANI) without prior publication of a call for competition in the Official Journal of the European Union, in respect

of the continued provision of Contract Lot 1: Term Service Contracts for Mechanical and Electrical Maintenance Works in the old North Eastern Education and Library Board area (Area 1), Contract Lot 1 as further described in OJEU Contract Notice and as outlined in the

previous VEAT issued on 12 December 2022.

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

Start date

1 June 2022

End date

31 May 2024

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

Total value of the contract/lot/concession:

£4,000,000

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

LM Services NI Ltd

Belfast

Email

info@lmservicesni.com

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://lmservicesni.com/>

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 previous VEAT 2022/S 000-010143 issued on 15 April 2022 extended this contract until 31 May 2023 with an option for the EANI to extend, at its sole discretion, until 30 September 2023. This option has not been exercised. Instead, this notice shall extend the contract until 31 May 2024 with the further option for EANI, in its absolute discretion, terminate the contract by providing the contractor with written notice of its intention to terminate the contract. The total value of the extension is £4,000,000 GBP.

Further information in VII.2.2 below.

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:

It has become necessary to extend the contract until 31 May 2024 to facilitate the development and design of a new procurement. Modification value is GBP 4 000 000 which does not exceed 50 % of original contract value. The EANI shall have, at its absolute discretion, the ability to terminate the contract by giving the contractor written notice of its intention to terminate. To secure continuity, the provisions of the contract as referenced in VEAT 2021/S 105-278055 remain.

Regulation 72(1) (b) further permits this extension as a change of provider:

(i) cannot be made for economic and technical reasons for reasons of interchangeability and interoperability with the initial procurement; and

(ii) would cause significant inconvenience or substantial duplication of costs.

EANI envisages new contract award by 31/05/24.

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: £22,750,000

Total contract value after the modifications

Value excluding VAT: £26,750,000