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Contract

## **Organic Waste Disposal**

Derbyshire Dales District Council

F03: Contract award notice

Notice identifier: 2024/S 000-012562

Procurement identifier (OCID): ocds-h6vhtk-0437b4

Published 17 April 2024, 5:03pm

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

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

Derbyshire Dales District Council

Town Hall, Bank Road

MATLOCK

DE43NN

#### **Contact**

Sherry Russell

#### **Email**

[sherry.russell@derbyshiredales.gov.uk](mailto:sherry.russell@derbyshiredales.gov.uk)

#### **Telephone**

+44 1629761271

#### **Country**

United Kingdom

**Region code**

UKF13 - South and West Derbyshire

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

<https://www.derbyshiredales.gov.uk>

Buyer's address

<https://procontract.due-north.com>

**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**

Organic Waste Disposal

Reference number

DDPT013

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

- 90500000 - Refuse and waste related services

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

Services

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

Derbyshire Dales District Council has awarded the following contracts for the disposal of organic waste collected by Serco Limited, the Councils waste and recycling collection provider:

1) Severn Trent Green Power Ltd for the disposal and processing of 100% of the Councils domestic food waste, approx. 2600 tonnes (1300 tonnes per annum) at their Seven Trent Green Power site in Derby to be processed using Anaerobic Digestion (AD) to produce renewable energy and a nutrient rich fertiliser.

2) Biffa Waste Services Limited for the disposal and processing of approximately 25% of the Council's domestic garden waste, approx. 4500 tonnes (2250 tonnes per annum) at their composting site in Etwall, South Derbyshire, to be processed using In Vessel Composting (IVC) to create compost and soil improvers.

The contracts will be for a term of 2 years from 1st March 2024 until 31st March 2026.

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

This contract is divided into lots: Yes

#### **II.1.7) Total value of the procurement (excluding VAT)**

Value excluding VAT: £295,000

## **II.2) Description**

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

Organic Waste Disposal - Domestic Food Waste

Lot No

1

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

- 90513100 - Household-refuse disposal services
- 90514000 - Refuse recycling services

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

NUTS codes

- UKF1 - Derbyshire and Nottinghamshire

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

The disposal and processing of 100% of the domestic food waste residents dispose of in their kerbside 23L food caddies collected on behalf of the District Council by Serco Limited, the Councils waste and recycling collection provider.

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

Price

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

Options: No

## **II.2) Description**

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

Organic Waste Disposal - Domestic Garden Waste

Lot No

2

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

- 90513100 - Household-refuse disposal services
- 90514000 - Refuse recycling services

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

NUTS codes

- UKF1 - Derbyshire and Nottinghamshire

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

An organic waste disposal and processing facility located to the South of the District for the disposal and processing of approximately 25% of the domestic garden waste collected on

behalf of the District Council by Serco Limited, the councils waste and recycling collection provider.

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

Price

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

Options: No

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## Section IV. Procedure

### IV.1) Description

#### IV.1.1) Type of procedure

Award of a contract without prior publication of a call for competition in the cases listed below

- The services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons

Explanation:

Derbyshire County Council (DCC) is the Waste Disposal Authority (WDA) for the county with responsibility for deciding the disposal of waste collected by Derbyshire's eight Districts and Boroughs in their capacity as Waste Collection Authorities (WCA).

DCC currently use In Vessel Composting (IVC) to process organic waste material. The primary advantage of IVC is its ability to accept and treat a comingled feedstock.

Recent changes to legislation require all WCAs to provide a free and weekly collection of food waste from the kerbside. Whilst not introducing a strict prohibition on the comingling of food and garden waste, the requirement for collections to be weekly, all year round and free means continuing to comingle both streams would incur significant additional cost for which no new burdens funding would be available.

Alternative techniques (anaerobic digestion of food waste and open windrow for garden waste) may offer significant improvements in terms of operating costs and environmental performance however a comprehensive cost benefit analysis is required prior to DCC reaching a final determination.

To allow DCC time, for such an assessment to be conducted and for the subsequent procurement and contract mobilisation to take place, Derbyshire Dales District Council needs an interim contract arrangement from 1st March 2024, until 31st March 2026 to enable continuation of organic waste disposal services.

Letting contracts of this type for shorter contract periods significantly reduces the attractiveness of the contract to the market. A contract term of one or two years makes it very difficult for prospective bidders to recoup their bid and contract mobilisation costs, which can be significant.

There is a limited number of organic waste disposal and processing locations within or near the Derbyshire Dales District border that allow the council to dispose of its organic waste and meet the terms agreed on its waste and recycling collection contract without significant additional costs.

Because of the uncertainty regarding the Council's long-term requirements and the need for a short-term solution to maintain current services, competition is absent. Where competition for public service contracts is absent for technical reasons, contracting authorities may use a negotiated procedure without prior publication in accordance with regulation 32 (2) (b) (ii) of the Public Contracts Regulations 2015.

#### **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.2.1) Previous publication concerning this procedure**

Notice number: [2024/S 000-003954](#)

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### **Section V. Award of contract**

#### **Contract No**

DDPT013

#### **Lot No**

1

#### **Title**

Organic Waste Disposal - Domestic Food Waste

A contract/lot is awarded: Yes

#### **V.2) Award of contract**

##### **V.2.1) Date of conclusion of the contract**

29 February 2024

**V.2.2) Information about tenders**

Number of tenders received: 1

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

**V.2.3) Name and address of the contractor**

Severn Trent Green Power Ltd

The Stables, Radford

Chipping Norton

OX7 4EB

Country

United Kingdom

NUTS code

- UKJ14 - Oxfordshire

Companies House

04501557

The contractor is an SME

No

**V.2.4) Information on value of contract/lot (excluding VAT)**

Total value of the contract/lot: £0.01

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## **Section V. Award of contract**

### **Contract No**

DDPT013

### **Lot No**

2

### **Title**

Organic Waste Disposal - Domestic Garden Waste

A contract/lot is awarded: Yes

### **V.2) Award of contract**

#### **V.2.1) Date of conclusion of the contract**

29 February 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 1

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

#### **V.2.3) Name and address of the contractor**

Biffa Waste Services Limited

Coronation Road, Cressex,

High Wycombe

HP12 3TZ

Country

United Kingdom

NUTS code

- UKJ13 - Buckinghamshire CC

Companies House

00946107

The contractor is an SME

No

#### **V.2.4) Information on value of contract/lot (excluding VAT)**

Total value of the contract/lot: £295,000

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## **Section VI. Complementary information**

### **VI.3) Additional information**

A Voluntary ex ante transparency notice was issued on the 6 February 2024 and a 10 day standstill observed before entering into the contracts.

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

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

The Royal Court of Justice

The Strand

London

WC2A 2LL

Country

United Kingdom