This is a published notice on the Find a Tender service: <a href="https://www.find-tender.service.gov.uk/Notice/013680-2023">https://www.find-tender.service.gov.uk/Notice/013680-2023</a>

#### Contract

# Provision of Domiciliary Care Services in the Western Health and Social Care Trust Area Lot2 Extension

Western Health and Social Care Trust

F20: Modification notice

Notice identifier: 2023/S 000-013680

Procurement identifier (OCID): ocds-h6vhtk-03c88a

Published 12 May 2023, 6:30pm

# Section I: Contracting authority/entity

#### I.1) Name and addresses

Western Health and Social Care Trust

MDEC Building, Altnagelvin Area Hospital, Glenshane Road

Derry

**BT47 6SB** 

#### **Email**

info.contracts@westerntrust.hscni.net

#### **Telephone**

+44 2871345171

#### Country

**United Kingdom** 

#### Region code

#### UK - United Kingdom

#### Internet address(es)

Main address

https://www.westerntrust.hscni.net

Buyer's address

https://etendersni.gov.uk/epps

# **Section II: Object**

# II.1) Scope of the procurement

#### II.1.1) Title

Provision of Domiciliary Care Services in the Western Health and Social Care Trust Area Lot2 Extension

#### II.1.2) Main CPV code

• 98000000 - Other community, social and personal services

#### II.1.3) Type of contract

Services

#### II.2) Description

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

- 98000000 Other community, social and personal services
- 85000000 Health and social work services

#### II.2.3) Place of performance

**NUTS** codes

• UKN0 - Northern Ireland

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

Provision of Domiciliary Care Services in the Western Health and Social Care Trust Area

Lot 2 Waterside

Guaranteed Hours 3,255 hours per week;

Estimated Time Specific Hours 1,215 hours per week

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

**Duration in months** 

72

#### 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: <u>2016/S 200-361245</u>

# Section V. Award of contract/concession

#### **Contract No**

12279

#### **Title**

Provision of Domiciliary Care Services in the Western Health and Social Care Trust Area - Lot 2 Waterside

#### V.2) Award of contract/concession

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

9 September 2016

#### 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

**Bryson Care West** 

2 Rivers Edge, 13-15 Ravenhill Road

**Belfast** 

**BT6 8DN** 

Email

jmarley@brysongroup.org

Telephone

+44 2890325835

Country

**United Kingdom** 

**NUTS** code

Internet address
https://www.brysongroup.org
The contractor/concessionaire is an SME
No
V.2.3) Name and address of the contractor/concessionaire
Strabane and District Caring Services
Strabane
BT82 9AE
Email
jacqui@strabanedistrictcaring.com
Telephone
+44 2871884986
Country
United Kingdom
NUTS code
UKN0 - Northern Ireland
Internet address
https://strabanedistrictcaring.com
The contractor/concessionaire is an SME
No
V.2.3) Name and address of the contractor/concessionaire
North West Care and Support Ltd

• UKN0 - Northern Ireland

Limavady

**BT49 0DN** 

Email

shaunairwin@nwcare.co.uk

Telephone

+44 2877723514

Country

**United Kingdom** 

**NUTS** code

• UKN0 - Northern Ireland

Internet address

https://www.nwcare.co.uk

The contractor/concessionaire is an SME

No

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: £14,000,000

# Section VI. Complementary information

# VI.3) Additional information

Reference VII.2.2 continued: The Trust is preparing to re-tender this Service. Unfortunately, this re-procurement exercise has been delayed as a result of the matters detailed in the Trust's letter to Providers dated 25th March 2022, as well as unforeseen Department of Health Northern Ireland ("DoH NI") and regional Health and Social Care ("HSC") policy requirements which materially impact upon the re-procurement process. As such, new contracts under the re-procurement exercise will not be in place before the expiry of the current Contracts in Lot 2 on 30th June 2023. In order to ensure the

continued and uninterrupted service delivery of this critical front line service, in the interim, the Trust issued a letter 23 February 2023 to amend the Contracts in Lot 2 with effect from 23rd February 2023 (Variation Date) so that the Contract Period shall be amended to include one further period of extension of 12 months commenting on 1st July 2023 and expiring on 30th June 2024. The second condition of this ground under Regulation 72(1)(c) (ii) is that the modification does not alter the overall nature of the contract. Here the service, being a domiciliary care service, is unchanged. As such the modification does not alter the overall nature of the Contract and therefore satisfies Regulation 72(1)(c)(ii). The final condition of this ground under Regulation 72(1)(c)(iii) is met in that the increase in price does not exceed 50% of the value of the original contract. The increase in price for Lot 2 is £4,893,179 and the value of the original Contracts for Lot 2 is £14,000,000.

#### VI.4) Procedures for review

#### VI.4.1) Review body

The High Court of Justice In Northern Ireland, Royal Courts of Justice

**Chichester Street** 

Belfast

BT1 3JF

**Email** 

adminoffice@courtsni.gov.uk

Telephone

+00 03002007812

Country

**United Kingdom** 

Internet address

https://www.justice-ni.gov.uk/topics/courts-and-tribunals

#### Section VII: Modifications to the contract/concession

### VII.1) Description of the procurement after the modifications

#### VII.1.1) Main CPV code

• 98000000 - Other community, social and personal services

#### VII.1.2) Additional CPV code(s)

- 98000000 Other community, social and personal services
- 85000000 Health and social work services

#### VII.1.3) Place of performance

**NUTS** code

• UKN0 - Northern Ireland

#### VII.1.4) Description of the procurement:

Provision of Domiciliary Care Services in the Western Health and Social Care Trust ("the Trust") Area Lot 2 Waterside. The Trust refers to its response at VII.2.1 and VII.2.2.

**Extension to Contract Period** 

The Trust issued a letter dated 23 February 2023 to amend Contracts in Lot 2 with effect from 23 February 2023 (Variation Date) so that the Contract Period shall be amended to include one further period of extension of 12 months commencing on 1st July 2023 and expiring on 30th June 2024

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

Duration in months

84

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

Total value of the contract/lot/concession:

£30,916,639

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

Bryson Care West
2 Rivers Edge, 13-15 Ravenhill Road
Belfast
BT6 8DN
Email
jmarley@brysongroup.org
Telephone
+44 2890325835
Country
United Kingdom
NUTS code
UKN0 - Northern Ireland
Internet address
https://www.brysongroup.org
The contractor/concessionaire is an SME
No
VII.1.7) Name and address of the contractor/concessionaire
Strabane and District Caring Services
Strabane
BT82 9AE
Email
jacqui@strabanedistrictcaring.com
Telephone

The contractor/concessionaire is an SME

No

#### 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):

**Extension to Contract Period** 

The Trust refers also to its responses below at VII.2.2 and VII.2.3.

#### 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:

The Trust refers to its response at VII.2.1 above. The first condition of this ground under Regulation 72(1)(c) PCR 2015 is that the need for modification has been brought about by circumstances which a diligent contracting authority could not have foreseen. Regulation 72(1)(c)(i) PCR 2015 is satisfied in respect of this modification as the need for modification has been brought about by external circumstances, which a diligent contracting authority could not have foreseen when the Trust awarded these contracts back in 2016. This is continued in VI.3 Additional Information

#### VII.2.3) Increase in price

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptions and average inflation)

Value excluding VAT: £26,023,460

Total contract value after the modifications

Value excluding VAT: £30,916,639