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Contract

Provision of Domiciliary Care Services in the Western Health & Social Care Trust Area Lot3 Extension

Western Health and Social Care Trust

F20: Modification notice

Notice identifier: 2023/S 000-013681

Procurement identifier (OCID): ocds-h6vhtk-03c88b

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 Site, 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 & Social Care Trust Area Lot3 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 3 Limavady

Guaranteed Hours 1,953 per week

Estimated Time Specific Hours 1,053 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 3

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 Rd

Belfast

BT68DN

Email

jmarley@brysongroup.org

Telephone

+44 290325835

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 North West Care and Support Ltd 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.2.3) Name and address of the contractor/concessionaire

• UKN0 - Northern Ireland

Connected Health Ltd

Belfast

BT12 6QH

Email

douglas.adams@connectedhealth.co.uk

Telephone

+44 2890265516

Country

United Kingdom

NUTS code

• UKN0 - Northern Ireland

Internet address

https://www.connected-health.co.uk

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: £9,500,000

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 24th February 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 reprocurement process. As such, new contracts under the re-procurement exercise will not be in place before the expiry of the current Contracts in Lot 3 on 28th February 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 3 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 March 2023 and expiring on 29th February 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 3 is £3,490,985 and the value of the original Contracts for Lot 3 is £9,500,000.

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 3 Limavady

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 3 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 commencing on 1st March 2023 and expiring on 29th February 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:

£23,341,696

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

Bryson Care West

2 Rivers Edge, 13-15 Ravenhill Rd

Belfast

BT68DN

Email

imarley@brysongroup.org

Telephone

+44 290325835

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

North West Care and Support Ltd

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

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

Connected Health Limited

Belfast

BT12 6QH

Email

douglas.adams@connectedhealth.co.uk

Telephone

+44 2890265516

Country

United Kingdom

NUTS code

• UKN0 - Northern Ireland

Internet address

https://www.connected-health.co.uk

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):

Extension to Contract Period

The Trust refers to its response 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: £19,850,711

Total contract value after the modifications

Value excluding VAT: £23,341,696