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Tender

## **The Modular Modern-Methods of Construction Projects Framework Agreement**

Staffordshire County Council  
Stafford Borough Council  
Cannock Chase District Council  
South Staffordshire Council

F02: Contract notice

Notice identifier: 2021/S 000-013910

Procurement identifier (OCID): ocids-h6vhtk-02bdc9

Published 18 June 2021, 3:32pm

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

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

Staffordshire County Council

2 Staffordshire Place

STAFFORD

ST16 2DH

#### **Contact**

Paul Timmins

#### **Email**

[paul.timmins@staffordshire.gov.uk](mailto:paul.timmins@staffordshire.gov.uk)

**Country**

United Kingdom

**NUTS code**

UKG - West Midlands (England)

**Internet address(es)**

Main address

<https://www.staffordshire.gov.uk/Homepage.aspx>

**I.1) Name and addresses**

Stafford Borough Council

Stafford

ST16 3AQ

**Email**

[paul.timmins@staffordshire.gov.uk](mailto:paul.timmins@staffordshire.gov.uk)

**Country**

United Kingdom

**NUTS code**

UKG2 - Shropshire and Staffordshire

**Internet address(es)**

Main address

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

**I.1) Name and addresses**

Cannock Chase District Council

Cannock

WS11 1BG

## **Contact**

Paul Timmins

## **Email**

[paul.timmins@staffordshire.gov.uk](mailto:paul.timmins@staffordshire.gov.uk)

## **Country**

United Kingdom

## **NUTS code**

UKG2 - Shropshire and Staffordshire

## **Internet address(es)**

Main address

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

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

South Staffordshire Council

Codsall

WV8 1PX

## **Contact**

Paul Timmins

## **Email**

[paul.timmins@staffordshire.gov.uk](mailto:paul.timmins@staffordshire.gov.uk)

## **Country**

United Kingdom

## **NUTS code**

UKG - West Midlands (England)

## **Internet address(es)**

Main address

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

## **I.2) Information about joint procurement**

The contract involves joint procurement

## **I.3) Communication**

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

<https://supplierlive.proactisp2p.com/Account/Login>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://supplierlive.proactisp2p.com/Account/Login>

## **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**

The Modular Modern-Methods of Construction Projects Framework Agreement

Reference number

IA2060

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

- 45210000 - Building construction work

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

Works

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

This procurement is for a Framework between the appointed providers and the Council to supply predominately Works on an ad-hoc call-off basis as and when required for the 'Modular' construction Modern-Methods of Construction Projects.

The Framework is scoped to provide the Council, or client partner, with traditional modular construction projects typically consisting of (but not confined to) new build works, alterations and extensions, refurbishments, mixed work, fit outs, fabric repairs, replacements and installations, external works, and other associated work/services which may include for contractor's design. The provision of hired-modular build is not within scope.

This is an electronic tender. All requests for information to be sent through the electronic tendering portal and messaging facility on the Proactis electronic tendering system.

Refer to the 'Project Brief' document for full details.

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

Value excluding VAT: £25,000,000

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

This contract is divided into lots: No

## **II.2) Description**

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

- 44211000 - Prefabricated buildings
- 45000000 - Construction work
- 71240000 - Architectural, engineering and planning services
- 71500000 - Construction-related services
- 79415200 - Design consultancy services

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

NUTS codes

- UK - United Kingdom

Main site or place of performance

Main place of delivery is within Staffordshire. From time-to-time projects may be delivered outside of this geography.

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

The Framework is designed to primarily accommodate educational projects (e.g. schools, academies, colleges, universities etc), and will also include for non-educational project work including, but not limited to general Public Sector estate including but not limited to health & social care buildings; emergency services buildings; community buildings; libraries, nursery facilities, housing, sports facilities, respite and day care facilities, offices, general public buildings, and industrial units.

The Contracting Authority (owner) of the Framework will be the Council (<https://www.staffordshire.gov.uk/Homepage.aspx>).

The Council may commission projects or programmes of work on behalf of itself or its clients.

The procurement does allow provision for other partner clients, namely Public Sector Bodies

to access this Framework with the permission of the Council. Other Authorities and Public Sector organisations, or similar may also directly commission projects on behalf of themselves and will be responsible for their own contracts.

Specifically, this Framework may be made available to Local Authorities (<https://www.gov.uk/find-local-council>), Contracting Authorities and Public Bodies within Staffordshire and wider areas as prescribed by the NUTS codes in this notice. These may include any other Government Department, Defence, Emergency Services, Metropolitan / Borough & District Councils, Utilities, Educational Establishments, together with the specific Contracting Authorities named in the Find a Tender contract notice. Health Authorities Councils Boards and Trusts (<https://www.nhs.uk/ServiceDirectories/Pages/NHSTrustListing.aspx>), Police forces (<https://www.police.uk/forces/>) and Fire and rescue services (<http://www.cfoa.org.uk/12072>).

These organisations will be afforded third party rights or be named as beneficiaries under the contract or contracts where appropriate

The Framework may also include general associated construction services, service installations, design services (contractor and otherwise) and associated infrastructure works including hard or soft landscaping.

The estimated Framework value range of £5 million to £25 million GBP is over the total of 4 years. This is reflective of variations of budgetary provision and anticipated work from 3rd party partner clients. The lower end of the spend range is more reflective of the Council's potential spend, with the higher end incorporating other potential public sector partners both within and outside of the Staffordshire geographical border.

Whilst from a Councils perspective pipeline of work the Framework is likely to see a predominance of projects typically ranging between £0.5 million and £2 million, the Framework may be commissioned for projects above and below this range.

However, there is no commitment at the time of tendering from any parties and this should be taken into consideration when bidding. Note - this is anticipated and approximate with no guarantee on actual figures.

The Framework is not exclusive, and the Council or its public sector partner clients makes no guarantee as to the volume of business on offer or to be awarded, and any figures / quantities / volumes given are indicative only and intended as a general guide. The Council also reserves the right to operate a public tender outside of the Framework where so required.

From time-to-time Staffordshire County Council may ask Providers for a bond or parent company guarantee to facilitate the construction project work.

Payments may be made following acceptance by the banking agents of Staffordshire County Council.

Legal form to be taken by the group of economic operators to whom the contract is to be awarded - no special legal form is required by the grouping of providers but each provider will be required to become jointly or severally responsible for the contract before acceptance.

This is an electronic tender. All requests for information to be sent through the electronic tendering portal and messaging facility on the Proactis electronic tendering system.

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

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

### **II.2.6) Estimated value**

Value excluding VAT: £25,000,000

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

Duration in months

48

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

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

Options: Yes

Description of options

The Framework Agreement allows for a 1 year extension within the term, i.e. a 3 year +1 year arrangement. Refer to the Framework Terms for more information.



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## **Section III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **III.1.2) Economic and financial standing**

Selection criteria as stated in the procurement documents

#### **III.1.3) Technical and professional ability**

Selection criteria as stated in the procurement documents

### **III.2) Conditions related to the contract**

#### **III.2.2) Contract performance conditions**

Refer to the Framework Terms.

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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: 2

#### **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

23 July 2021

Local time

12:00pm

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

English

### **IV.2.6) Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 4 (from the date stated for receipt of tender)

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

Date

23 July 2021

Local time

1:00pm

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## **Section VI. Complementary information**

### **VI.1) Information about recurrence**

This is a recurrent procurement: Yes

Estimated timing for further notices to be published: around 3 years (no guarantee).

### **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**

This is an electronic tender. All submission must be made via the formal Staffordshire County Council electronic tendering platform.

All requests for information to be sent through the electronic tendering portal and message facility on the Proactis electronic tendering system.

How to register - follow the link to Proactis electronic tendering (<https://supplierlive.proactisp2p.com/Account/Login>).

If you require urgent assistance regarding the initial usage of the eProcurement package please contact the Contracting Authority point-of-contact in Section I.1) of this notice. On failure to reach this contact, please immediately email the nature of the difficulty to [commercial.team@staffordshire.gov.uk](mailto:commercial.team@staffordshire.gov.uk)

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

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

Staffordshire County Council

2 Staffordshire Place, Tipping Street,

Stafford

ST16 2DH

Email

[paul.timmins@staffordshire.gov.uk](mailto:paul.timmins@staffordshire.gov.uk)

Country

United Kingdom

#### **VI.4.2) Body responsible for mediation procedures**

Staffordshire County Council

Stafford

ST16 2DH

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

Precise information on deadline(s) for lodging appeals: The Contracting Authority will incorporate a minimum 10 calendar day standstill period (or 15 days where non-electronic or fax methods are used) at the point that an award decision notice is communicated to tenderers.

The award decision process will specify the criteria for the award of the contract/framework agreement, the reasons for the decision, including the characteristics and relative advantages, the name and score of the successful tender; and will specify when the standstill period is expected to end or the date before which the Contracting Authority will not conclude the contract/framework agreement.

If an appeal regarding the award of a contract/framework agreement has not been successfully resolved, the Public Contracts Regulations 2015 provide for aggrieved parties who have been harmed or are at risk of a breach of the rules to take action in the High Court (England, Wales and Northern Ireland).

Any such action must be brought promptly (generally within 3 months). The Court may order the setting aside of the award decision or may order the Contracting Authority to amend any document and may award damages.

If an agreement has been entered into the Court may make a declaration of ineffectiveness or may order that the duration of any relevant specific contract be shortened and additionally may award damages.

The time limit for seeking such a declaration is generally 30 days from notification of the award (either by award decision notification or contract award notice depending upon the circumstances) or otherwise 6 months.