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Contract

## **ID 4088812 - DoJ NIPS - Supply and Delivery of Fresh and Prepared Fruit and Vegetables**

Northern Ireland Prison Service

F03: Contract award notice

Notice identifier: 2022/S 000-015480

Procurement identifier (OCID): ocids-h6vhtk-03277e

Published 6 June 2022, 11:38am

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

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

Northern Ireland Prison Service

c/o CPD Supplies and Services Division, 303 Airport Road West

BELFAST

BT3 9ED

#### **Email**

[Justice.CPD@finance-ni.gov.uk](mailto:Justice.CPD@finance-ni.gov.uk)

#### **Country**

United Kingdom

#### **NUTS code**

UK - United Kingdom

#### **Internet address(es)**

Main address

<https://www.justice-ni.gov.uk/topics/prisons>

Buyer's address

<https://www.finance-ni.gov.uk/topics/procurement>

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

The contract is awarded by a central purchasing body

## **I.4) Type of the contracting authority**

Body governed by public law

## **I.5) Main activity**

General public services

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## **Section II: Object**

### **II.1) Scope of the procurement**

#### **II.1.1) Title**

ID 4088812 - DoJ NIPS - Supply and Delivery of Fresh and Prepared Fruit and Vegetables

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

- 15300000 - Fruit, vegetables and related products

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

Supplies

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

The Northern Ireland Prison Service (NIPS) wishes to establish a contract for the supply and delivery of fresh and prepared fruit and vegetables. The contract will be awarded in lots as set out below: - Lot 1: HM Prison Maghaberry and Hydebank Wood College and Women's Prison - Lot 2: HM Prison Magilligan Tenderers may bid for one or both Lots

providing they have the capacity to deliver the requirements as stated in the tender documents.

#### **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: £2,000,000

### **II.2) Description**

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

Lot 1: HM Prison Maghaberry and Hydebank Wood College and Women's Prison

Lot No

1

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

- 03220000 - Vegetables, fruits and nuts
- 03221000 - Vegetables
- 03221200 - Fruit vegetables

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

NUTS codes

- UKN - Northern Ireland

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

The Northern Ireland Prison Service (NIPS) wishes to establish a contract for the supply and delivery of fresh and prepared fruit and vegetables. The contract will be awarded in lots as set out below: - Lot 1: HM Prison Maghaberry and Hydebank Wood College and Women's Prison - Lot 2: HM Prison Magilligan Tenderers may bid for one or both Lots providing they have the capacity to deliver the requirements as stated in the tender documents.

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

Quality criterion - Name: Supply Chain / Weighting: 20

Price - Weighting: 80

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

Options: No

### **II.2.13) Information about European Union Funds**

The procurement is related to a project and/or programme financed by European Union funds: No

### **II.2.14) Additional information**

Since this is a demand-led requirement, neither CPD nor Northern Ireland Prison Service can provide any guarantee as to the level of business under this contract. The estimated contract values are broad estimates only, include additional quantum for unforeseen demand and to future proof for additional potential users. The estimates are not deemed to be a condition of contract nor a guarantee of minimum demand or uptake. No compensation will be payable to a contractor should the actual demand be less than that stated. Contract monitoring: the successful Contractor's performance on the contract will be regularly monitored. Contractors not delivering on contract requirements is a serious matter. It means the public purse is not getting what it is paying for. If a Contractor fails to reach satisfactory levels of contract performance they will be given a specified time to improve. If, after the specified time, they still fail to reach satisfactory levels of contract performance, the matter will be escalated to senior management in CPD for further action. If this occurs and their performance still does not improve to satisfactory levels within the specified period, it may be regarded as an act of grave professional misconduct and they may be issued with a notice of written warning and notice of unsatisfactory performance, and this contract may be terminated. The issue of a notice of written warning and notice of unsatisfactory performance will result in the Contractor being excluded from all procurement competitions being undertaken by Centres of Procurement Expertise on behalf of bodies covered by the Northern Ireland Procurement Policy for a period of up to 3 years from the date of issue of the notice. The authority expressly reserves the rights: i not to award any contract as a result of the procurement process commenced by publication of this notice; ii to make whatever changes it may see fit to the content and structure of the tendering competition; iii to award a contracts in respect of any parts of the services covered by this notice and iv to award contracts in stages. And under no circumstances will the authority be liable for any costs incurred by Candidates.

## **II.2) Description**

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

Lot 2: HM Prison Magilligan

Lot No

2

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

- 03220000 - Vegetables, fruits and nuts
- 03221000 - Vegetables
- 03221200 - Fruit vegetables

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

NUTS codes

- UKN - Northern Ireland

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

The Northern Ireland Prison Service (NIPS) wishes to establish a contract for the supply and delivery of fresh and prepared fruit and vegetables. The contract will be awarded in lots as set out below: - Lot 1: HM Prison Maghaberry and Hydebank Wood College and Women's Prison - Lot 2: HM Prison Magilligan Tenderers may bid for one or both Lots providing they have the capacity to deliver the requirements as stated in the tender documents.

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

Quality criterion - Name: Supply Chain / Weighting: 20

Price - Weighting: 80

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

Options: No

### **II.2.13) Information about European Union Funds**

The procurement is related to a project and/or programme financed by European Union funds: No

### **II.2.14) Additional information**

Since this is a demand-led requirement, neither CPD nor Northern Ireland Prison Service can provide any guarantee as to the level of business under this contract. The estimated contract values are broad estimates only, include additional quantum for unforeseen demand and to future proof for additional potential users. The estimates are not deemed to be a condition of contract nor a guarantee of minimum demand or uptake. No compensation will be payable to a contractor should the actual demand be less than that stated. Contract monitoring: the successful Contractor's performance on the contract will be regularly monitored. Contractors not delivering on contract requirements is a serious matter. It means the public purse is not getting what it is paying for. If a Contractor fails to reach satisfactory levels of contract performance they will be given a specified time to improve. If, after the specified time, they still fail to reach satisfactory levels of contract performance, the matter will be escalated to senior management in CPD for further action. If this occurs and their performance still does not improve to satisfactory levels within the specified period, it may be regarded as an act of grave professional misconduct and they may be issued with a notice of written warning and notice of unsatisfactory performance, and this contract may be terminated. The issue of a notice of written warning and notice of unsatisfactory performance will result in the Contractor being excluded from all procurement competitions being undertaken by Centres of Procurement Expertise on behalf of bodies covered by the Northern Ireland Procurement Policy for a period of up to 3 years from the date of issue of the notice. The authority expressly reserves the rights: i not to award any contract as a result of the procurement process commenced by publication of this notice; ii to make whatever changes it may see fit to the content and structure of the tendering competition; iii to award a contracts in respect of any parts of the services covered by this notice and iv to award contracts in stages. And under no circumstances will the authority be liable for any costs incurred by Candidates.

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## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Type of procedure**

Open procedure

#### **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: [2022/S 000-008420](#)

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

### **Contract No**

1

### **Lot No**

1

### **Title**

Lot 1: HM Prison Maghaberry and Hydebank Wood College and Women's Prison

A contract/lot is awarded: Yes

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

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

18 May 2022

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

Number of tenders received: 4

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 4

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

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

Information withheld for security reasons

Information withheld for security reasons

Email

[Justice.CPD@finance-ni.gov.uk](mailto:Justice.CPD@finance-ni.gov.uk)

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

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

The contractor is an SME

No

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

Initial estimated total value of the contract/lot: £2,000,000

Total value of the contract/lot: £1,250,000



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

### **Contract No**

2

### **Lot No**

2

### **Title**

Lot 2: HM Prison Magilligan

A contract/lot is awarded: Yes

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

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

18 May 2022

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

Number of tenders received: 4

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 4

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

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

Information withheld for security reasons

Information withheld for security reasons

Email

[Justice.CPD@finance-ni.gov.uk](mailto:Justice.CPD@finance-ni.gov.uk)

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

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

The contractor is an SME

No

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

Initial estimated total value of the contract/lot: £2,000,000

Total value of the contract/lot: £750,000

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## **Section VI. Complementary information**

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

Since this is a demand-led requirement, neither CPD nor Northern Ireland Prison Service can provide any guarantee as to the level of business under this contract. The estimated contract value is a broad estimate only and includes additional quantum for unforeseen demand and to future proof. There is no guarantee of any level of business under this contract. The estimate is not deemed to be a condition of contract nor a guarantee of minimum demand or uptake. No compensation will be payable to a contractor should the actual demand be less than that stated. The successful contractor's performance on this contract will be managed as per specification and regularly monitored (see Procurement Guidance Note 01/12 Contract Management: <https://www.finance-ni.gov.uk/sites/default/files/publications/dfp/PGN-01012-Contract-Management-Principles-Procedures-25-Sept-2017.PDF> ). Contractors not delivering on contract requirements is a serious matter. It means the public purse is not getting what it is paying for. If a contractor fails to reach satisfactory levels of contract performance they will be given a specified time to improve. If, after the specified time, they still fail to reach satisfactory levels of contract performance, the matter will be escalated to senior management in CPD for

further action. If this occurs and their performance still does not improve to satisfactory levels within the specified period, it may be regarded as an act of grave professional misconduct and they may be issued with a notice of written warning and notice of unsatisfactory performance and this contract may be terminated. The issue of a notice of written warning and notice of unsatisfactory performance will result in the contractor being excluded from all procurement competitions being undertaken by Centres of Procurement Expertise on behalf of bodies covered by the Northern Ireland Procurement Policy for a period of up to 3 years from the date of issue of the notice.

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

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

The UK does not have such bodies with responsibilities for appeals and mediation procedures

The UK does not have such bodies with responsibilities for appeals and mediation procedures

Country

United Kingdom

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

The UK does not have such bodies with responsibilities for appeals and mediation procedures

The UK does not have such bodies with responsibilities for appeals and mediation procedures

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

The UK does not have any special review body with responsibility for appeal/mediation procedures in public procurement competitions. Instead, any challenges are dealt with by the High Court, Commercial Division, to which proceedings may be issued regarding alleged breaches of the Public Contracts Regulations 2015.