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Contract

CAT-19-015 Refrigeration, Freezing and Chilling

The Education Authority

F20: Modification notice

Notice identifier: 2024/S 000-015906

Procurement identifier (OCID): ocds-h6vhtk-046907

Published 20 May 2024, 5:04pm

Section I: Contracting authority/entity

I.1) Name and addresses

The Education Authority

40 Academy Street

Belfast

BT1 2NQ

Email

catering.procure@eani.org.uk

Country

United Kingdom

Region code

UKN - Northern Ireland

Internet address(es)

Main address

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

Buyer's address

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

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

CAT-19-015 Refrigeration, Freezing and Chilling

Reference number

CAT-19-015

II.1.2) Main CPV code

- 39310000 - Catering equipment

II.1.3) Type of contract

Supplies

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKN - Northern Ireland

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

The award of a Framework by Education Authority Northern Ireland (EANI) without prior publication of a call for

competition in the Official Journal of the European Union, in respect of the continued provision of the Framework for Commercial Catering

Refrigeration, Freezing and Chilling Equipment as further described in the original Contract Notice.

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

Start date

21 May 2024

End date

31 March 2025

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: [2019/S 219-537458](#)

Section V. Award of contract/concession

Contract No

CAT-19-015

V.2) Award of contract/concession

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

15 March 2024

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

Stephen McKenna Company T/A Galgorm Group

Ballymena

Email

phil.Alexander@galgormgroup.com

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://www.galgormgroup.com/>

The contractor/concessionaire is an SME

Yes

V.2.3) Name and address of the contractor/concessionaire

Massey Catering Equipment Limited

Moira

Email

philip@masseycatering.co.uk

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://masseycatering.com/>

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: £1,692,600

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

The UK does not currently have any such bodies with responsibilities for appeal/mediation procedures

Belfast

Country

United Kingdom

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 39310000 - Catering equipment

VII.1.3) Place of performance

NUTS code

- UKN - Northern Ireland

VII.1.4) Description of the procurement:

The award of a Framework by Education Authority Northern Ireland (EANI) without prior publication of a call for

competition in the Official Journal of the European Union, in respect of the continued provision of the Framework for Commercial Catering

Refrigeration, Freezing and Chilling Equipment as further described in the original Contract Notice.

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

Start date

22 April 2024

End date

31 March 2025

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

Total value of the contract/lot/concession:

£1,692,600

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

Stephen McKenna Company T/A Galgorm Group

Ballymena

Email

phil.Alexander@galgormgroup.com

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://www.galgormgroup.com/>

The contractor/concessionaire is an SME

Yes

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

Massey Catering Equipment Limited

Moirá

Email

philip@masseycatering.co.uk

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://masseycatering.com/>

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):

Modification to the current Framework (CAT-19-015) is necessary to ensure ongoing service provision and to facilitate the procurement of additional requirements until the commencement of a new arrangement is in place. These requirements have become necessary and are permitted by Regulation 72(1)(c) of The Public Contracts Regulations 2015. Namely, the following conditions have been fulfilled. The Education Authority set up CAT-23-001 Dynamic Purchasing System for Catering Equipment which went live in May 23 with the original intention of running further competitions from the DPS. Following ongoing publications in relation to the Procurement Act 2023, the EA would like to review its long term strategy for the procurement of Catering Equipment, including review of the opportunities and flexibilities offered under the Procurement Act (2023) and to utilise this time to engage with the market through pre-market engagement. It is envisaged that this process may take up to six months, and therefore, the EA intend to extend it's current arrangements for three months, with the options to extend by three further periods of three months if deemed necessary to enable a new procurement to be concluded. The Education Authority subsequently published a VEAT notice (2024/S 000-008536) on 15 March 2024 to advise the market of its intended approach (see continued in section VII.2.2 below).

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:

(ii) the modification does not alter the overall nature of the contract; The nature of the Framework Agreement is not being amended. (iii) any increase in price does not exceed 50% of the value of the original contract or framework agreement. The upper estimate of the original Framework Agreement was £1,128,600 GBP, this modification will include for the provision of an

additional £564,000 which is less than 50% of the original maximum value of £1,128,600. This does not exceed 50% of the value of the Framework. The new total value of the Framework Agreement would be £1,692,600.

VII.2.3) Increase in price

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

Value excluding VAT: £1,128,600

Total contract value after the modifications

Value excluding VAT: £1,692,600