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Contract

## **Derbyshire Composting Contract**

DERBYSHIRE COUNTY COUNCIL

F20: Modification notice

Notice identifier: 2024/S 000-015952

Procurement identifier (OCID): ocds-h6vhtk-04691f

Published 21 May 2024, 10:06am

### **Section I: Contracting authority/entity**

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

DERBYSHIRE COUNTY COUNCIL

County Offices

MATLOCK

DE43AG

#### **Contact**

Tim Dence

#### **Email**

[tim.dence@derbyshire.gov.uk](mailto:tim.dence@derbyshire.gov.uk)

#### **Telephone**

+44 1629580000

#### **Country**

United Kingdom

**Region code**

UKF1 - Derbyshire and Nottinghamshire

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

[www.derbyshire.gov.uk](http://www.derbyshire.gov.uk)

## **Section II: Object**

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

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

Derbyshire Composting Contract

Reference number

CTP469

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

- 90510000 - Refuse disposal and treatment

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

Services

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

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

NUTS codes

- UKF1 - Derbyshire and Nottinghamshire

Main site or place of performance

Within the geographical area of Derbyshire

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

A contract for the processing of green and mixed green and food waste by In Vessel Composting (IVC).

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

Duration in months

199

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## Section IV. Procedure

### IV.2) Administrative information

#### IV.2.1) Contract award notice concerning this contract

Notice number: [2099/S 001-999999](#)

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## Section V. Award of contract/concession

### Contract No

CTP469

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

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

6 June 2008

#### V.2.2) Information about tenders

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

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

SUEZ Recycling and Recovery UK Ltd

SUEZ House, Grenfell Road, Maidenhead, Berkshire,

SL6 1ES

Country

United Kingdom

NUTS code

- UKF1 - Derbyshire and Nottinghamshire

Justification for not providing organisation identifier

Not on any register

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: £49,110,000

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**Section VI. Complementary information**

**VI.3) Additional information**

The values shown in Section VII. Modifications to the contract/concession, (in particular VII.2.3. Increase in price) have taken into account price adaptations and been adjusted by the RPIX Inflationary rate (as per the contract requirements) on each annual anniversary of the contract

**VI.4) Procedures for review**

**VI.4.1) Review body**

High Court (Technology and Construction Court)

Royal Courts of Justice

London

EC4A 1NL

Country

United Kingdom

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

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

#### **VII.1.1) Main CPV code**

- 90510000 - Refuse disposal and treatment

#### **VII.1.3) Place of performance**

NUTS code

- UKF1 - Derbyshire and Nottinghamshire

Main site or place of performance

Within the geographical area of Derbyshire

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

Recent legislation changes require all WCAs to provide a free weekly kerbside collection of food waste that will come into effect at the start of the financial year 2026/27.

The current contract for the processing of green and mixed green and food waste by In Vessel Composting (IVC) is due to end the 31/12/2024. However, with a contract extension modification of up to 5 years, the new contract end date at the latest is 31/12/2029.

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

Duration in months

259

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

Total value of the contract/lot/concession:

£131,214,292.41

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

SUEZ Recycling and Recovery UK Ltd

MAIDENHEAD

SL6 1ES

Country

United Kingdom

NUTS code

- UKF1 - Derbyshire and Nottinghamshire

Justification for not providing organisation identifier

Not on any register

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):

The Council propose to extend the current contract for a period of between 2 and 5 years to take into account the legislation changes to come into effect at the start of the financial year 2026/2. The Council will retain early termination rights of such a contract for all or part of the services if required.

### **VII.2.2) Reasons for modification**

Need for additional works, services or supplies by the original contractor/concessionaire.

Description of the economic or technical reasons and the inconvenience or duplication of cost preventing a change of contractor:

A new requirement to collect food waste weekly will come into effect at the start of the financial year 2026/27. Most Waste Collection Authorities in England and Wales (apart from a small number of exemptions) will be revising both their collection and processing methodologies.

The Council's current contract for the processing of green and mixed green and food waste by In Vessel Composting (IVC) ends on the 31st of December 2024. Rather than a short-term interim procurement based on current specifications to suffice until April 2026,

the Council propose a contract term extension as described in section VII.2.1), allowing time to investigate new technologies available and carry out a cost benefit analysis of such. To prepare and enable a new procurement based on this will be far more attractive to the market.

The modification is pursuant to PCR 72, in particular Regulation 72(1)(b)(ii).

### **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: £88,140,253.05

Total contract value after the modifications

Value excluding VAT: £131,214,292.41