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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

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

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

Section IV. Procedure

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract

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

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

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

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