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Award

ID 4866411 - DAC 55/23 - DfC - Mitigation Measures

Department for Communities

F15: Voluntary ex ante transparency notice

Notice identifier: 2023/S 000-017150

Procurement identifier (OCID): ocds-h6vhtk-03d6eb

Published 16 June 2023, 11:10am

Section I: Contracting authority/entity

I.1) Name and addresses

Department for Communities

Causeway Exchange, 1-7 Bedford Street

BELFAST

BT2 7EG

Email

ssdadmin.cpd@finance-ni.gov.uk

Country

United Kingdom

Region code

UK - United Kingdom

Internet address(es)

Main address

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

Buyer's address

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

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

General public services

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

ID 4866411 - DAC 55/23 - DfC - Mitigation Measures

II.1.2) Main CPV code

- 72000000 - IT services: consulting, software development, Internet and support

II.1.3) Type of contract

Services

II.1.4) Short description

The Department of Communities Mitigation Measures IT system requires final development and testing work to be completed of an essential IT upgrade with continued support and maintenance to their Supplementary Payment IT System (SPS). This Direct Award Contract (DAC) will be for 6 months and expire on 31 December 2023.

II.1.6) Information about lots

This contract is divided into lots: No

II.1.7) Total value of the procurement (excluding VAT)

Value excluding VAT: £500,000

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKN - Northern Ireland

II.2.4) Description of the procurement

The Department of Communities Mitigation Measures IT system requires final development and testing work to be completed of an essential IT upgrade with continued support and maintenance to their Supplementary Payment IT System (SPS). This Direct Award Contract (DAC) will be for 6 months and expire on 31 December 2023.

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

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Negotiated without a prior call for competition

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
 - absence of competition for technical reasons

Explanation:

The Department for Communities requires Microsoft support for their Mitigation Measures IT system, for 6 months to 31 December 2023. This is permitted under Regulation 32(2)(b)(ii) – technical reasons; whereby it is considered that given the amount of custom code currently in the system that only Microsoft could perform this upgrade thus reducing the dependency on custom code and ensuring a ‘level playing field’ for any future procurement exercise; and Regulation 32(2)(b)(iii) – the protection of exclusive rights, whereby it is considered that given the amount of custom code in the system that Microsoft would be the only viable tenderer if a fresh procurement were to be run now.

IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: Yes

Section V. Award of contract/concession

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

15 June 2023

V.2.2) Information about tenders

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

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

Microsoft Limited

Microsoft Campus, Thames Valley Park

Reading

RG6 1WG

Email

SSDAdmin.cpd@finance-ni.gov.uk

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

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

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £500,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

The UK does not have any such bodies with responsibility for appeal/mediation procedures. Instead; any challenges are dealt with by the High Court, Commercial Division, to which proceedings may be issued regarding alleged breaches of the PCR 2015 as amended.

Belfast

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

CPD will comply with the Public Contracts Regulations 2015 (as amended) and, where appropriate, will incorporate a standstill period (i.e. a minimum of 10 calendar days) at the point information on the award of contract is communicated to tenderers. That notification will provide full information on the award decision. This provides time for the unsuccessful tenderers to challenge the award decision before the contract is entered into.