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Tender

## **The supply and delivery of prepared and unprepared fresh fruit, vegetables and dairy products**

Kirklees Council

F02: Contract notice

Notice identifier: 2022/S 000-017191

Procurement identifier (OCID): ocids-h6vhtk-0349cc

Published 23 June 2022, 1:09pm

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

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

Kirklees Council

Riverbank Court

HUDDERSFIELD

HD59AA

#### **Contact**

Helen Spink

#### **Email**

[helen.spink@kirklees.gov.uk](mailto:helen.spink@kirklees.gov.uk)

#### **Telephone**

+44 1484221000

#### **Country**

United Kingdom

**NUTS code**

UKE44 - Calderdale and Kirklees

**Internet address(es)**

Main address

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

**I.3) Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://yortender.eu-supply.com>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://yortender.eu-supply.com>

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

Regional or local authority

**I.5) Main activity**

General public services

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## **Section II: Object**

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

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

The supply and delivery of prepared and unprepared fresh fruit, vegetables and dairy products

Reference number

KMCCW-040

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

- 15000000 - Food, beverages, tobacco and related products

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

Supplies

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

Single source contract for the supply and delivery of prepared and unprepared fresh fruit, vegetables and dairy products to various locations and establishments throughout Kirklees.

The anticipated commencement date for the contract is 1st September 2022. The anticipated expiry date for the contract is 31st August 2023 with the option to extend for a further four (4) twelve (12) month periods making the final expiry date potentially 31st August 2027.

#### **II.1.5) Estimated total value**

Value excluding VAT: £5,000,000

#### **II.1.6) Information about lots**

This contract is divided into lots: No

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

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

- 15300000 - Fruit, vegetables and related products
- 15500000 - Dairy products

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

NUTS codes

- UKE44 - Calderdale and Kirklees

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

Single source contract for the supply and delivery of prepared and unprepared fresh fruit, vegetables and dairy products to various locations and establishments throughout Kirklees.

The anticipated commencement date for the contract is 1st September 2022. The anticipated expiry date for the contract is 31st August 2023 with the option to extend for a further four (4) twelve (12) month periods making the final expiry date potentially 31st August 2027.

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

Quality criterion - Name: Quality / Weighting: 40

Price - Weighting: 60

### **II.2.6) Estimated value**

Value excluding VAT: £5,000,000

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

Duration in months

60

This contract is subject to renewal

Yes

#### Description of renewals

The anticipated commencement date for the contract is 1st September 2022. The anticipated expiry date for the contract is 31st August 2023 with the option to extend for a further four (4) twelve (12) month periods making the final expiry date potentially 31st August 2027.

#### **II.2.10) Information about variants**

Variants will be accepted: No

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

Options: No

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

This exercise is an open procedure in accordance with the requirements under Regulation 27(5)

of the Public Contracts Regulations 2015 (SI 2015/102) for the purpose of procuring the

Goods described in the procurement documents which can be found at [https://yortender.eusupply.](https://yortender.eusupply.com)

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## **Section III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **III.1.1) Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions

In accordance with: (i) Article 57 to 60 of Directive 2014/24/EU of the European Parliament

and of the European Council; and (ii) Regulations 57 to 60 of the Public Contracts 2015 (SI

2015/102) (the 'Regulations'), which require or permit the contracting authority not to select or to treat as ineligible, economic operators, the contracting authority reserves the right to exclude any economic operator whom they deem to not satisfy any criteria outlined within the scoring matrices contained within the standard selection questionnaire ('SQ') within the

Tenderers' Submission Document, which is available to download at:  
[https://yortender.eusupply.](https://yortender.eusupply.com)

com or is available at the address set out in Sections I.1) and I.3) of this Notice above

#### **III.1.2) Economic and financial standing**

Selection criteria as stated in the procurement documents

#### **III.1.3) Technical and professional ability**

Selection criteria as stated in the procurement documents

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## **Section IV. Procedure**

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

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

Open procedure

Accelerated procedure

Justification:

Unplanned early termination of the current contract requires a swift replacement to ensure continuity of food provision.

**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.2.2) Time limit for receipt of tenders or requests to participate**

Date

11 July 2022

Local time

1:00pm

**IV.2.4) Languages in which tenders or requests to participate may be submitted**

English

**IV.2.6) Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 6 (from the date stated for receipt of tender)

**IV.2.7) Conditions for opening of tenders**

Date

11 July 2022

Local time

1:01pm

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## **Section VI. Complementary information**

### **VI.1) Information about recurrence**

This is a recurrent procurement: No

### **VI.2) Information about electronic workflows**

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

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

Provided that the tender is submitted fully in accordance with the requirements set out within the Specification and the remaining sections of the procurement documents, the contract will be awarded on the basis of the Most Economically Advantageous Tender based

on 40% quality and 60% Price.

Further specifics on the above award criteria can be found in the procurement documentation that is available to access at <https://yortender.eu-supply.com>

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

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

High Court of England & Wales

n/a

Country

United Kingdom

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

Precise information on deadline(s) for review procedures



In accordance with Regulation 86 (Notices of decisions to award a contract or conclude a framework), Regulation 87 (Standstill periods) and Chapter 6 (Applications to Court) of the Public Contracts Regulations 2015 (SI 2015/102), the contracting authority incorporated a minimum ten (10) calendar day standstill period at the point that information on the award of

the Contract was communicated to economic operators. This period allowed any unsuccessful economic operator(s) to seek further debriefing from the contracting authority

before the award of the Contract to the successful economic operators. Such additional information should be requested from the address at Sections I.1 and I.3 of this Notice above. If an appeal regarding the award of the Contract has not been successfully resolved,

then the Public Contracts Regulations 2015 (SI 2015/102) provide for aggrieved parties who

have been harmed or are at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland). Any such action must be started within thirty(30) days beginning with the date when the aggrieved party first knew or sought to have grounds for starting the proceedings had arisen. The Court may extend the time limited

for starting proceedings where the Court considers that there is a good reason for doing so,

but not so as to permit proceedings to be started more than three (3) months after that date.

Where the Contract has not been awarded, the Court may order the setting aside of the award decision or order the contracting authority to amend any document and may award

damages. If however the Contract has been awarded, the Court may only award damages or,

where the contract award procedures have not been followed correctly, declare the

Contract to be ineffective