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Tender

## **Surface Dressing Framework (NY Highways)**

NY Highways Limited

F02: Contract notice

Notice identifier: 2021/S 000-017996

Procurement identifier (OCID): ocds-h6vhtk-02cdba

Published 28 July 2021, 7:22pm

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

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

NY Highways Limited

County Hall

Northallerton

DL7 8AD

#### **Email**

[NYHighwaysProcurement@northyorks.gov.uk](mailto:NYHighwaysProcurement@northyorks.gov.uk)

#### **Country**

United Kingdom

#### **NUTS code**

UKE - Yorkshire and the Humber

#### **Internet address(es)**

Main address

<http://www.northyorks.gov.uk/>

### **I.3) Communication**

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

<https://www.yortender.co.uk/>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://www.yortender.co.uk/>

Tenders or requests to participate must be submitted to the above-mentioned address

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

Other type

Wholly owned subsidiary of a Local Authority (North Yorkshire County Council)

### **I.5) Main activity**

Other activity

Highways Maintenance Activities

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## **Section II: Object**

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

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

Surface Dressing Framework (NY Highways)

Reference number

DN538294

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

- 45233000 - Construction, foundation and surface works for highways, roads

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

Works

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

This Framework Contract is for surface dressing works to be delivered on behalf of NY Highways, across the County of North Yorkshire (note this excludes York, which comes under the jurisdiction of the City of York Council) on both rural and urban roads. This will also include any third party works secured by NY Highways, which may be on private land and not necessarily the public highway.

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

Value excluding VAT: £32,000,000

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

This contract is divided into lots: No

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

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

- 45233000 - Construction, foundation and surface works for highways, roads

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

NUTS codes

- UKE - Yorkshire and the Humber

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

This Framework Contract is for surface dressing works to be delivered on behalf of NY Highways, across the County of North Yorkshire (note this excludes York, which comes under the jurisdiction of the City of York Council) on both rural and urban roads. This will also include any third party works secured by NY Highways, which may be on private land and not necessarily the public highway.

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

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

One year initial period, followed by three further 12 month periods to a maximum of 4 years (1+1+1+1).

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

Variants will be accepted: No

#### **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

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

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

#### **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

#### **IV.1.3) Information about a framework agreement or a dynamic purchasing system**

The procurement involves the establishment of a framework agreement

Framework agreement with a single operator

In the case of framework agreements, provide justification for any duration exceeding 4 years:

#### **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

27 August 2021

Local time

12:00pm

#### **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: 3 (from the date stated for receipt of tender)

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

Date

27 August 2021

Local time

12:00pm

Information about authorised persons and opening procedure

An independent member of the Procurement and Contract Management section of North Yorkshire County Council will verify the tenders through our e-tendering system (YORtender).

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## **Section VI. Complementary information**

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

This is a recurrent procurement: Yes

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

To access the tender documents you must register your organisation details on the YORtender (ProContract) system at <https://procontract.due-north.com/Login/> by creating a username, password and company profile.

To view details of this opportunity click on the Find Opportunities icon within the Opportunities section. Select North Yorkshire County Council from the Organisations drop down in the filter section and click Update. The Opportunity should then be displayed on the page. Alternatively use the Find Opportunities icon and

- change the All Data drop down to Reference Number in the search drop down;

- enter the contract ID: DN538294;
- click Go, and the details of this contract should be displayed.

Once you have selected the Opportunity by clicking on the project title, you will need to express your interest by clicking the Register Interest In This Opportunity button. This will then allow you to download any documentation required, complete and upload the documents to the system. This must be done in advance of the deadline date.

If you require further information, guidance or support using YORtender (ProContract) please visit the supplier help centre: <https://supplierhelp.due-north.com/> If you have specific system issues please log a support call using the following link: <http://proactis.kayako.com/procontractv3/Core/Default/Index>

Alternatively you can log your call by emailing [ProContractSuppliers@proactis.com](mailto:ProContractSuppliers@proactis.com). For critical and time-sensitive issues (requiring resolution within 60 minutes) please call 0330 005 0352.

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

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

High Court of England and Wales

Strand, City of Westminster

London

Country

United Kingdom

### **VI.4.2) Body responsible for mediation procedures**

High Court of England and Wales

Strand, City of Westminster

London

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

North Yorkshire County Council, on the behalf of NY Highways Limited, shall in accordance with the Public Contracts (Amendment) Regulations 2015, incorporate a minimum 10 day standstill period commencing at the point that information on the intention to award the contract is sent to tenderers.

The Council shall, as soon as possible after the decision has been made, inform the tenderers and candidates of its decision, and shall do so by notice in writing by the most rapid means of communication practicable.

Should additional information be required, please contact the person cited in paragraph I.1) of this form. If an appeal regarding the award of a contract has not been successfully resolved, Public Contracts Regulations 2015 (SI 2015 No 6) 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 and Wales).

Any such action must be started within 30 days beginning with the date when the aggrieved party first knew or ought to have known that grounds for starting the proceedings had arisen. Where a contract has not been entered into the Court may order the setting aside of the award decision or order the authority to amend any document and may award damages.

Following the 10 day standstill period, if no further debriefing has been requested, the Court may only award damages once the contract has been entered into.

### **VI.4.4) Service from which information about the review procedure may be obtained**

High Court of England and Wales

Strand, City of Westminster

London

Country

United Kingdom