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Award

Frozen Food Products

The Education Authority N.Ireland

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-018120

Procurement identifier (OCID): ocds-h6vhtk-02a978

Published 12 June 2024, 9:42am

Section I: Contracting authority/entity

I.1) Name and addresses

The Education Authority N.Ireland

40 Academy Street

Belfast

BT1 2NQ

Email

catering.procure@eani.org.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

Education

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Frozen Food Products

Reference number

CAT-19-013

II.1.2) Main CPV code

- 15800000 - Miscellaneous food products

II.1.3) Type of contract

Supplies

II.1.4) Short description

The award of a contract by Education Authority Northern Ireland (EANI) without prior

publication of a call for

competition in the Official Journal of the European Union, in respect of the provision of Frozen Food Products for EANI. CAT-19-013.

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: £46,000,000

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKN - Northern Ireland

Main site or place of performance

UKN

II.2.4) Description of the procurement

Supply of Frozen Foods Products to the Education Authority N.Ireland

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 20

Price - Weighting: Price

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

Award of a contract without prior publication of a call for competition in the cases listed below

- The procurement falls outside the scope of application of the regulations

Explanation:

A modification to the value of the Framework Agreement for Frozen Food Products (CAT 19 013) by 20% is necessary to cover anticipated orders to the remaining contract period (until 31 July 2024).

These requirements have become necessary and are permitted by Regulation 72(1)(c) of The Public Contracts Regulations 2015. Namely, the following conditions have been fulfilled:

(i) the need for modification has been brought about by circumstances which a diligent contracting authority could not have foreseen.

The following issues that could not have been predicted and have impacted on costs and therefore increased spend under the current Framework:

- Hyper food inflation experienced as a result of the conflict in Ukraine which has impacted supply on European products.
- Much higher than anticipated energy prices that impacted all processing, production, and transportation of goods.
- Increased costs due to farming pressures and weather creating stock shortages.

(ii) the modification does not alter the overall nature of the contract;

The proposed modification does not impact the overall nature of the agreement, it remains to be there to supply frozen food products to schools.

(iii) any increase in price does not exceed 50% of the value of the original contract or framework agreement.

The upper estimate of the original Framework was £21,879,000 GBP, this modification is for an additional £4,375,800 (20%) which is less than 50% of the original maximum value.

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.2.1) Previous publication concerning this procedure

Notice number: [2021/S 000-018224](#)

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

2 June 2024

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

Hendersons Food Service

Belfast

BT364RT

Email

Dermot.McPeake@henderson-group.com

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

<https://www.henderson-foodservice.com/>

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: £4,375,800

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

The UK does not currently have any such bodies with responsibilities for appeal/mediation procedures

Belfast

Country

United Kingdom