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Tender

## **Supply and Delivery of Marine Grade Gas Oil to Shetland Islands Council**

Shetland Islands Council

F02: Contract notice

Notice identifier: 2021/S 000-018353

Procurement identifier (OCID): ocds-h6vhtk-02cf1f

Published 2 August 2021, 8:55am

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

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

Shetland Islands Council

8 North Ness Business Park, Lerwick

Shetland

ZE1 0LZ

#### **Contact**

Colin Black

#### **Email**

[contract.admin@shetland.gov.uk](mailto:contract.admin@shetland.gov.uk)

#### **Telephone**

+44 1595744595

**Country**

United Kingdom

**NUTS code**

UKM66 - Shetland Islands

**Internet address(es)**

Main address

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

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA00402](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00402)

**I.3) Communication**

Access to the procurement documents is restricted. Further information can be obtained at

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

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

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

**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**

Supply and Delivery of Marine Grade Gas Oil to Shetland Islands Council

Reference number

I/8/21

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

- 09135000 - Fuel oils

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

Supplies

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

Supply and delivery of Marine Grade Gas Oil strictly in accordance with ISO 8217 Grade DMA, FAME Free and fully MARPOL compliant to Shetland Islands Council's marine vessels. Estimated annual requirement is five million litres.

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

Value excluding VAT: £8,000,000

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

This contract is divided into lots: No

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

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

- 63721400 - Ship refuelling services
- 09134000 - Gas oils

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

NUTS codes

- UKM66 - Shetland Islands

Main site or place of performance

Various locations throughout the Shetland Islands and as required by the contracting authority.

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

The choice of procurement procedure being followed for the Supply and Delivery of Marine Grade Gas Oil (“the Goods” or “the Product”) is the Competitive Procedure with Negotiation in accordance with Regulation 30 of the Public Contracts (Scotland) Regulations 2015 (the “Regulations”). The procedure is intended to result in the Council entering into a Framework Agreement with the successful Tenderer, from whom subsequent Call-off contract(s) for the Goods shall be made.

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

Quality criterion - Name: Quality / Weighting: 20

Price - Weighting: 80

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

Value excluding VAT: £2,000,000

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

Start date

1 February 2022

End date

31 January 2026

This contract is subject to renewal

Yes

## Description of renewals

Initial framework agreement period is 12 months with the option to extend for a further period or periods of 12 months, subject to a maximum framework agreement period of 48 months.

### **II.2.9) Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 3

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

Variants will be accepted: Yes

### **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**

List and brief description of selection criteria

Full audited Business Accounts for the last three years;

Overall turnover detailing those of a similar supply over the last three years;

Appropriate bank statement of a minimum value of 2,000,000 GBP;

Employer's and Public Liability insurances at a minimum of 10,000,000 GBP and 5,000,000 GBP respectively;

All other questions in SPD (Scotland) Part 4 Section B - ECONOMIC AND FINANCIAL STANDING are for the last three years.

The Council will carry out an Equifax check where a Bank Reference cannot be obtained and this will form part of the economic and financial evaluation of economic operators.

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

List and brief description of selection criteria

Economic Operators must confirm that they can guarantee the supply of Marine Grade Gas Oil conforming to ISO 8217 Grade DMA (Sulphur content must not exceed 0.1%) to Shetland Islands Council 365 days per year.

Marine Grade Gas Oil supplied shall be strictly in accordance with ISO 8217 Grade DMA, FAME Free and fully MARPOL compliant.

Economic Operators unable to demonstrate security of supply will not be considered further.

Evidence of same/similar supplies in the last three years.

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## **Section IV. Procedure**

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

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

Competitive procedure with negotiation

#### **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

#### **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

30 August 2021

Local time

3:00pm

#### **IV.2.3) Estimated date of dispatch of invitations to tender or to participate to selected candidates**

20 September 2021

#### **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)

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## **Section VI. Complementary information**

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

This is a recurrent procurement: Yes

Estimated timing for further notices to be published: 2025

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

Electronic invoicing will be accepted

Electronic payment will be used

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

Please note that it is an essential requirement of the procurement process that Tenderers fully complete and submit a satisfactory Single Procurement Document (SPD) and satisfy all requirements specified or referred to in the Contract Notice and Procurement Documents.

The contract shall be subject to Scots Law and the jurisdiction of the Scottish Courts.

GBP means Great British Pounds.

III.1.2 - Economic operators who do not obtain a satisfactory financial evaluation may not be considered for contract award.

The UK has left the EU and the transition period after EU came to an end on 31 December 2020. From 1 January 2021, relevant references to the EU and EU procurement legislation will either be updated or removed from the Public Contracts Scotland site where appropriate. This will be an ongoing process undertaken during the early part of 2021.

Despite the reference to the EU Directives embedded in the header of the Contract Notice, the EU Directives do not apply to this procurement.

For the avoidance of doubt, the Estimated Annual Value of the requirement is 2,000,000 GBP and the Total Estimated Value is 8,000,000 GBP (i.e. four years of Supply).

III.1.2 - A Bank Reference Mandate Form is included with the procurement documents for completion by economic operators where a Bank Reference is not submitted direct by the economic operator.

The Council will carry out an Equifax check where a Bank Reference cannot be obtained and



this will form part of the economic and financial evaluation of economic operators.

Link to map showing all Delivery Locations - <http://goo.gl/nggibo>

NOTE: To register your interest in this notice and obtain any additional information please visit the Public Contracts Scotland Web Site at [https://www.publiccontractsscotland.gov.uk/Search/Search\\_Switch.aspx?ID=654287](https://www.publiccontractsscotland.gov.uk/Search/Search_Switch.aspx?ID=654287).

The buyer has indicated that it will accept electronic responses to this notice via the Postbox facility. A user guide is available at [https://www.publiccontractsscotland.gov.uk/sitehelp/help\\_guides.aspx](https://www.publiccontractsscotland.gov.uk/sitehelp/help_guides.aspx).

Suppliers are advised to allow adequate time for uploading documents and to dispatch the electronic response well in advance of the closing time to avoid any last minute problems.

The Contracting Authority does not intend to include a sub-contract clause as part of community benefits (as per Section 25 of the Procurement Reform (Scotland) Act 2014) in this contract for the following reason:

Any proposed use of sub-contractors will require to be approved by the Council and will be required to comply with the conditions listed within the Invitation To Tender document.

The Contracting Authority does not intend to include any community benefit requirements in this contract for the following reason:

The main purpose of the framework agreement is the supply and delivery of fuel to marine vessels including lifeline services.

One of the key requirements is security of supply to ensure that scheduled ferry services can be maintained for the benefit of the community.

Although not a contractual requirement, sub-contracting is allowed for in the procurement documents. It is considered that a further contractual obligation would not be conducive to achieving the best response from the market.

(SC Ref:654287)

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

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

Lerwick Sheriff Court

King Erik Street

Lerwick

ZE1 0HD

Email

[lerwick@scotcourts.gov.uk](mailto:lerwick@scotcourts.gov.uk)

Telephone

+44 1595693914

Country

United Kingdom