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Award

## **70400 General Groceries**

Education Authority NI

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-019890

Procurement identifier (OCID): ocds-h6vhtk-03545a

Published 21 July 2022, 2:05pm

### **Section I: Contracting authority/entity**

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

Education Authority NI

40 Academy Street

Belfast

BT1 2NQ

#### **Email**

[catering.procure@eani.org.uk](mailto:catering.procure@eani.org.uk)

#### **Country**

United Kingdom

#### **NUTS 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

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## **Section II: Object**

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

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

70400 General Groceries

#### **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**

The award of an extension to the framework agreement 70400 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 the Collection and Disposal of Frying oil element only for a further 8 month period until 30 April 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: £0.01

## **II.2) Description**

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

- 15400000 - Animal or vegetable oils and fats

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

NUTS codes

- UK - United Kingdom
- UKN - Northern Ireland

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

The collection and disposal of frying oil from school meals kitchens with Northern Ireland Education Authority Region from 01 September 2022 to 30 April 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

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## **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:

The Framework Agreement 70400 General Groceries as set out in the OJEU Contract Notice was entered into by the EA as per the published Contract Award Notice

(Framework Agreement). The framework was for the period 01 November 2018 until 31 August 2021 with an optional extension until 31 August 2022 (this extension option was exercised and consequently the expiry of the Framework is 31 August 2022). As part of a new tender process for Ambient items it was agreed that the collection and disposal of Frying oil was not within the scope of the new tender as it is for food commodities and this is a distinct service with specific waste licensing agreements required. It was agreed by the EA that this was a service that needed to be procured through the EA's Facilities Maintenance Procurement and necessitates extensive Pre-Market Engagement. It is anticipated that the new procurement exercise for this service will commence in August 2022 with a view to having a Framework in place for 01 May 2023. To ensure continuity of service for School Meals Kitchens it was agreed to modify the current 70400 Framework for General Groceries to extend the Collection and Disposal Frying Oil element only to ensure there is contractual cover for this service in the intervening period. Furthermore, as a rebate to the EA is linked to the service provision, the extension for a further 8 month period means that the value of the modification is less than 10% of the original published framework value. In addition the value of the modification is below the relevant threshold as mentioned in regulation 5. Consequently the modification falls within both para a and b of Regulation 72 para.5 of PCR 2015 i.e. This paragraph applies where the value of the modification is below both of the following values: (a) the relevant threshold mentioned in regulation 5, and (b) 10% of the initial contract value for service and supply contracts and 15% of the initial contract value for works contracts, provided that the modification does not alter the overall nature of the contract or framework agreement.

#### **IV.1.3) Information about a framework agreement**

The procurement involves the establishment of a framework agreement

#### **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: [2018/S 197-445259](#)

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## **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**

8 October 2018

**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**

Frylite Ltd

Orchard Road Industrial Estate

Strabane

BT82 9FR

Email

[info@frylite.com](mailto:info@frylite.com)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

National registration number

NI031632

Internet address

<https://frylite.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: £0.01

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## **Section VI. Complementary information**

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

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

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

Armagh

Country

United Kingdom