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Tender

## **Fresh Food DPS**

NHS Supply Chain

F02: Contract notice

Notice identifier: 2022/S 000-020877

Procurement identifier (OCID): ocds-h6vhtk-02fab1

Published 29 July 2022, 5:36pm

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

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

NHS Supply Chain

Wellington House, 133-155 Waterloo Road

London

SE1 8UG

#### **Email**

[strategicsourcing@supplychain.nhs.uk](mailto:strategicsourcing@supplychain.nhs.uk)

#### **Country**

United Kingdom

#### **NUTS code**

UKI4 - Inner London – East

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

Main address

<https://www.gov.uk/government/organisations/department-of-health/about/>

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

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

<https://nhssupplychain.app.jaggaer.com>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://nhssupplychain.app.jaggaer.com>

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

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

National or federal Agency/Office

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

Health

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## **Section II: Object**

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

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

Fresh Food DPS

#### **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**

NHS Supply Chain: Food seeks to establish a non-exclusive DPS Agreement for the supply of Fresh Food to NHS Supply Chain: Food's customer base via the Direct Route covering products including but not limited to: fruit, vegetables, prepared potatoes, salads, milk, dairy products, eggs, bread, morning goods, fresh meat, fresh poultry, fresh fish and meat alternatives.

The DPS will be in place for a minimum of 7 years with an approximate spend of £200m and will be the main procurement route for NHS Trusts Fresh Food requirements.

The DPS is open for applications until 28th February 2029 as a minimum.

The DPS is divided into 4 categories of products and Applicants may apply to be included on any or all of the product categories. The 4 categories under the DPS are as follows:

Category 1 - Dairy & Bakery

Category 2 – Fresh Meat, Poultry & Fish

Category 3 – Fresh Fruit, Vegetables & Salads

Category 4 - Meat Alternatives

Applicants will only be accepted to categories they have applied for if they pass all mandatory criteria within the DPS award process.

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

Value excluding VAT: £200,000,000

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

This contract is divided into lots: Yes

Tenders may be submitted for all lots

## **II.2) Description**

### **II.2.1) Title**

Dairy & Bakery

Lot No

1

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

- 03142500 - Eggs
- 15500000 - Dairy products
- 15511000 - Milk
- 15512000 - Cream
- 15551000 - Yoghurt and other fermented milk products
- 15810000 - Bread products, fresh pastry goods and cakes
- 15811000 - Bread products
- 15811200 - Rolls

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

NUTS codes

- UKI4 - Inner London – East

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

This category will cover but not limited to milk, milk alternative, shell and liquid eggs, cream and yoghurt, bread loaves sliced, rolls, baguettes and bakery items.

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

Value excluding VAT: £82,500,000

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

Duration in months

84

This contract is subject to renewal

No

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

Variants will be accepted: No

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

Options: Yes

Description of options

The DPS Agreement will have an initial term of 84 months with an option to extend. If this DPS agreement is terminated early it will be due to a more suitable alternative procurement procedure being implemented or identified with any potential changes to Public Contract Regulations 2015 or due to market conditions.

### **II.2.13) Information about European Union Funds**

The procurement is related to a project and/or programme financed by European Union funds: No

## **II.2) Description**

### **II.2.1) Title**

Fresh Meat, Poultry & Fish

Lot No

2

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

- 03311000 - Fish
- 15110000 - Meat
- 15111100 - Beef
- 15112000 - Poultry
- 15112120 - Turkeys
- 15112130 - Chickens
- 15113000 - Pork
- 15114000 - Offal
- 15115100 - Lamb
- 15119300 - Game
- 15211100 - Fresh fish fillets

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

NUTS codes

- UKI4 - Inner London – East

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

This category will cover but not limited to the most common cuts of beef, pork, lamb, chicken and turkey species, bacon and sausages.

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

Value excluding VAT: £56,000,000

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

Duration in months

84

This contract is subject to renewal

No

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

Variants will be accepted: No

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

Options: Yes

Description of options

The DPS Agreement will have an initial term of 84 months with an option to extend.

If this DPS agreement is terminated early it will be due to a more suitable alternative procurement procedure being implemented or identified with any potential changes to Public Contract Regulations 2015 or due to market conditions.

## **II.2.13) Information about European Union Funds**

The procurement is related to a project and/or programme financed by European Union funds: No

## **II.2) Description**

### **II.2.1) Title**

Fruit, Vegetables & Salad

Lot No

3

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

- 15310000 - Potatoes and potato products
- 15330000 - Processed fruit and vegetables

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

NUTS codes

- UKI4 - Inner London – East

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

This category will cover but not limited to prepared fruit, prepared salads, prepared vegetables, fresh fruit, salads, fresh vegetables and par-cooked frozen potatoes and chips.

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

Value excluding VAT: £57,500,000

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

Duration in months

84

This contract is subject to renewal

No

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

Variants will be accepted: No

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

Options: Yes

Description of options

The DPS Agreement will have an initial term of 84 months with an option to extend.

If this DPS agreement is terminated early it will be due to a more suitable alternative procurement procedure being implemented or identified with any potential changes to Public Contract Regulations 2015 or due to market conditions.

### **II.2.13) Information about European Union Funds**

The procurement is related to a project and/or programme financed by European Union funds: No

## **II.2) Description**

### **II.2.1) Title**

Meat Alternatives

Lot No

4

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

- 15894000 - Processed food products

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

NUTS codes

- UKI4 - Inner London – East

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

This category will cover but not limited to meat alternatives or meat substitute products.

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

Value excluding VAT: £4,000,000

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

Duration in months

84

This contract is subject to renewal

No

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

Variants will be accepted: No

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

Options: Yes

Description of options

The DPS Agreement will have an initial term of 84 months with an option to extend.

If this DPS agreement is terminated early it will be due to a more suitable alternative procurement procedure being implemented or identified with any potential changes to Public Contract Regulations 2015 or due to market conditions.

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

List and brief description of conditions

Applicants should refer to II.2) of this contract notice for further details in respect of appointment to the DPS Agreement.

Applicants may bid for one, more than one or all lots and Applicants should refer to the Invitation to Participate for more information in respect of this.

The term of contracts formed under the DPS Agreement may continue beyond the end of the term of the DPS Agreement itself.

NHS Supply Chain: Food will share savings information in order to assist its customers with making informed procurement decisions. NHS Supply Chain: Food intends to enter into arrangements under which it will be entitled to purchase supplies and/or services which it will make available for purchase by the following eligible users:

- 1) any NHS Trust;
- 2) any other NHS entity;
- 3) any government department, agency or other statutory body;
- 4) any private sector entity active in the UK healthcare sector and/or
- 5) any local authority will be able to utilise this DPS agreement to run further competition with the written consent of NHS Supply Chain: Food in order to secure a direct contract.

If any of the defined users run a competition under the DPS Agreement, the awarded Supplier still has a contractual obligation to provide the BTT report (see Appendix 5) on a monthly basis (see Section 6, management fee) for the customers, NHS and non NHS, Supplied under this DPS Agreement.

Only NHS Supply Chain: Food can order from the DPS Agreement and enter into contracts under it. Electronic ordering will be used and electronic invoicing will be accepted and electronic payment will be used.

NHS Supply Chain: Food does not guarantee any level of purchase through the DPS and

advises applicants that the DPS shall be established on a non-exclusive basis. Tenders and all supporting documentation for the contract must be priced in sterling and written in English. Any agreement entered into will be considered a contract made in England according to English law and will be subject to the exclusive jurisdiction of the English Courts. NHS Supply Chain: Food is not liable for any costs (including any third party costs fees or expenses incurred by those expressing an interest, participating or tendering for this contract opportunity. NHS Supply Chain: Food reserves the right to terminate the procurement process (or part of it), to change the basis of and the procedures for the procurement process at any time or to procure the subject matter of the contract by alternative means if it appears that it can be more advantageously procured by alternative means.

All communications must be made through NHS Supply Chain's eTendering portal at <https://nhssupplychain.app.jaggaer.com> using the message centre facility linked to this particular contract notice. Please note that the maximum number of suppliers as set out in IV.1.3) is an estimate only.

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

Minimum level(s) of standards possibly required

The contracting authority reserves the right to require groupings of entities to take a particular form or to require one party to undertake primary legal liability or to require that each party undertakes joint and several liability.

## **III.2) Conditions related to the contract**

### **III.2.2) Contract performance conditions**

The DPS Agreement includes obligations with respect to environmental issues and a requirement for successful suppliers to comply with the NHS Supply Chain code of conduct.

## **Section IV. Procedure**

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

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

Restricted procedure

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

The procurement involves the setting up of a dynamic purchasing system

#### **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 000-029506](#)

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

Date

28 February 2029

Local time

3:00pm

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

English

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## **Section VI. Complementary information**

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

This is a recurrent procurement: Yes

### **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**

Submission of expression of interest and procurement specific information:

This procurement exercise will be conducted on the NHS Supply Chain eProcurement portal at <https://nhssupplychain.app.jaggaer.com/>

Candidates wishing to be considered for this contract must register their expression of interest and provide additional procurement-specific information (if required) through the NHS Supply Chain eProcurement portal using the URL <https://nhssupplychain.app.jaggaer.com/> to access the portal. Please see instructions below on how to Express Interest and Intend to Respond:

Selection Questionnaire:

- Once you have registered and logged in to Jaggaer, you will see a section called 'Supplier Area'. Under this you will need to go to 'ITTs open to All Suppliers'. In this section you will find an SQ titled 'Fresh Food DPS', click into this.
- Once you have clicked into the ITT, click 'Express Interest' in the top right-hand corner. Once you have expressed interest in the ITT, a new option will appear titled 'Intent to Respond'. You will need to click intend to respond to be able to fill in a response.
- Once you have Expressed Interest and Intended to Respond to the ITT, this will now sit under 'My ITTs' in the Supplier Area and will no longer show under 'ITTs Open to all Suppliers'.

Categories:

- Once you have registered and logged in to Jaggaer, you will see a section called 'Supplier Area'. Under this you will need to go to 'ITTs open to All Suppliers'. In this section you will find 4 ITTs which are the Categories for this DPS. The ITTs will have the following titles:

- Category 1 - Dairy & Bakery DPS
- Category 2 – Fresh Meat, Poultry & Fish DPS
- Category 3 – Fruit, Vegetables & Salads DPS
- Category 4 - Meat Alternatives DPS

- Once you have clicked into your chosen Category/Categories, click 'Express Interest' in the top right-hand corner. Once you have expressed interest in the ITT, a new option will appear titled 'Intent to Respond'. You will need to click intend to respond to be able to fill in a response.

- Once you have Expressed Interest and Intended to Respond to the ITT, this will now sit under 'My ITTs' in the Supplier Area and will no longer show under 'ITTs Open to all Suppliers'.

For any technical help with the portal please contact: Tel: 0800 069 8630 or email: [help\\_uk@jaggaer.com](mailto:help_uk@jaggaer.com)

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

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

N/A

N/A

Country

United Kingdom