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Contract

## **Unit4 SaaS Contract**

DUDLEY MBC

F03: Contract award notice

Notice identifier: 2024/S 000-021170

Procurement identifier (OCID): ocds-h6vhtk-047c77

Published 10 July 2024, 8:41pm

## **Section I: Contracting authority**

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

DUDLEY MBC

Council House, Priory Road

DUDLEY

DY19TD

### **Contact**

John Bailey

### **Email**

[john.bailey@dudley.gov.uk](mailto:john.bailey@dudley.gov.uk)

### **Telephone**

+44 7972603193

**Country**

United Kingdom

**Region code**

UKG36 - Dudley

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

<https://www.dudley.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**

Unit4 SaaS Contract

Reference number

24007

**II.1.2) Main CPV code**

- 72260000 - Software-related services

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

Services

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

The Unit 4 Agresso (Business World Enterprise Resource Planning) application is the system used by the entire council for the management of its finances. The application is essential IT infrastructure as it provides accounting functionality which enables budget allocation and management across the whole council.

This award is lawful pursuant to Regulation 32 (2)(c) of the Public Contract Regulations 2015 insofar as is strictly necessary where, for reasons of extreme urgency brought about by events unforeseeable by the contracting authority, the time limits for the open or restricted procedures or competitive procedures with negotiation cannot be complied with, and in accordance with Regulation 32(2)(b)(ii) because competition is absent for technical reasons.

### **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: £958,355

## **II.2) Description**

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

NUTS codes

- UKG36 - Dudley

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

The Unit 4 Agresso (Business World Enterprise Resource Planning) application is the system used by the entire council for the management of its finances. The application is essential IT infrastructure as it provides accounting functionality which enables budget allocation and management across the whole council.

This award is lawful pursuant to Regulation 32 (2)(c) of the Public Contract Regulations 2015 insofar as is strictly necessary where, for reasons of extreme urgency brought about by

events unforeseeable by the contracting authority, the time limits for the open or restricted procedures or competitive procedures with negotiation cannot be complied with, and in accordance with Regulation 32(2)(b)(ii) because competition is absent for technical reasons.

The following details the justification for this:

Unit 4 timing of announcements regarding product changes, coupled with a 12-month timeframe to switch solutions, creates the urgency of the situation. The system is an essential part of the council's IT infrastructure and would have a detrimental effect on the running of the council services. Unit 4 have mandated the switch and withdrawn support of the on-premise solution. It will not be possible for the application and the data to be hosted on-premise in the future due to the availability of support for third-party hosting. The Council could not have foreseen these events and no other economic provider would be able to provide this service.

At the present time it would be impossible for the council to procure and implement an alternative economic operator to provide this service. This is because, the supplier will no longer support the current on-premise software beyond December 2024 and the council risks a non-supported financial system. Therefore it is key that the council upgrades to the cloud software so that stability of provision is ensured over the next few years to allow proper consideration of the above-mentioned aspects.

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

Price

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

Options: 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

- Extreme urgency brought about by events unforeseeable for the contracting authority

Explanation:

Unit 4 timing of announcements regarding product changes, coupled with a 12-month timeframe to switch solutions, creates the urgency of the situation. The system is an essential part of the councils IT infrastructure would have a detrimental effect of the running of the council services. Unit 4 have mandated the switch and withdrawn support of the on premise solution. It will not be possible for the application and the data to be hosted on premise in the future due to the availability of support for third party hosting. The Council could not have foreseen these events and no other economic provider would be able to provide this service

At the present time it would be impossible for the council to procure and implement an alternative economic operator to provide this service. This is because, the supplier will no longer support the current on premise software beyond December 2024 and council risks a non-supported financial system. Therefore it is key that the council upgrades to the cloud software so stability of provision is ensured over the next few years to allow proper consideration of the above mentioned aspects.

#### **IV.1.8) Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: Yes

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## **Section V. Award of contract**

### **Contract No**

24007

### **Title**

Unit4 SaaS Contract

A contract/lot is awarded: Yes

### **V.2) Award of contract**

#### **V.2.1) Date of conclusion of the contract**

18 March 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 1

The contract has been awarded to a group of economic operators: No

#### **V.2.3) Name and address of the contractor**

Unit4 Business Software Limited

Bristol

BS19HS

Country

United Kingdom

NUTS code

- UKG36 - Dudley

Companies House

01737985

The contractor is an SME

No

#### **V.2.4) Information on value of contract/lot (excluding VAT)**

Initial estimated total value of the contract/lot: £880,000

Total value of the contract/lot: £958,355

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## **Section VI. Complementary information**

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

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

The High Court Royal Court Of Justice

London

WC2A 2LL

Country

United Kingdom