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Tender

## **Winter Maintenance Assistance Service Framework Agreement**

Scottish Borders Council

F02: Contract notice

Notice identifier: 2024/S 000-022726

Procurement identifier (OCID): ocds-h6vhtk-04836b

Published 22 July 2024, 4:11pm

The closing date and time has been changed to:

**30 August 2024, 12:00pm**

See the [change notice](#).

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

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

Scottish Borders Council

Council Headquarters

Newtown St Boswells

TD6 0SA

#### **Contact**

Procurement

#### **Email**

[procurement@scotborders.gov.uk](mailto:procurement@scotborders.gov.uk)

**Telephone**

+44 1835824000

**Country**

United Kingdom

**NUTS code**

UKM91 - Scottish Borders

**Internet address(es)**

Main address

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

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA00394](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00394)

**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)

Electronic communication requires the use of tools and devices that are not generally available. Unrestricted and full direct access to these tools and devices is possible, free of charge, at

[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**

Winter Maintenance Assistance Service Framework Agreement

Reference number

1001298

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

- 90620000 - Snow-clearing services

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

Services

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

Scottish Borders Council is seeking third party contractors to provide winter maintenance assistance to cover legislative requirements during winter periods should there be insufficient in-house capacity.

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

Value excluding VAT: £2,400,000

#### **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**

Lot 2 - Provision of Planned Winter Service Treatments on Priority Carriageway Routes (am/pm)

Lot No

2

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

- 90620000 - Snow-clearing services

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

NUTS codes

- UKM91 - Scottish Borders

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

Scottish Borders Council (the Council) is seeking Bidder responses to this Invitation to Tender (ITT) from third party providers to assist in the delivery of winter maintenance activities throughout the Scottish Borders from October 2024.

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

Quality criterion - Name: Quality / Weighting: 30

Price - Weighting: 70

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

Duration in months

24

This contract is subject to renewal

Yes

Description of renewals

The Framework will be for an initial period of 2-years with the option to extend by 1-year with a further option to extend for 1-year extension taking the Framework to a maximum of 4 years.

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

Variants will be accepted: No

### **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

## **II.2) Description**

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

Lot 3 - Assistance with Snow clearance on depot routes in conjunction with council vehicles (Snow Plan)

Lot No

3

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

- 90620000 - Snow-clearing services

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

NUTS codes

- UKM91 - Scottish Borders

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

Scottish Borders Council (the Council) is seeking Bidder responses to this Invitation to Tender (ITT) from third party providers to assist in the delivery of winter maintenance activities throughout the Scottish Borders from October 2024.

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

Quality criterion - Name: Quality / Weighting: 30

Price - Weighting: 70

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

Duration in months

24

This contract is subject to renewal

Yes

Description of renewals

The Framework will be for an initial period of 2-years with the option to extend by 1-year with a further option to extend for 1-year extension taking the Framework to a maximum of 4 years.

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

Variants will be accepted: No

### **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

## **II.2) Description**

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

Lot 4 - Assistance with Miscellaneous Winter Related Activities on Roads & Footways and other Council locations

Lot No

4

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

- 90620000 - Snow-clearing services

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

NUTS codes

- UKM91 - Scottish Borders

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

Scottish Borders Council (the Council) is seeking Bidder responses to this Invitation to Tender (ITT) from third party providers to assist in the delivery of winter maintenance activities throughout the Scottish Borders from October 2024.

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

Quality criterion - Name: Quality / Weighting: 30

Price - Weighting: 70

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

Duration in months

24

This contract is subject to renewal

Yes

Description of renewals

The Framework will be for an initial period of 2-years with the option to extend by 1-year with a further option to extend for 1-year extension taking the Framework to a maximum of 4 years.

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

Variants will be accepted: No

#### **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

## **II.2) Description**

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

Lot 5 - Provision of planned winter Treatments at Jedburgh Campus

Lot No

5

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

- 90620000 - Snow-clearing services

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

NUTS codes

- UKM91 - Scottish Borders

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

Scottish Borders Council (the Council) is seeking Bidder responses to this Invitation to Tender (ITT) from third party providers to assist in the delivery of winter maintenance activities throughout the Scottish Borders from October 2024.

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

Quality criterion - Name: Quality / Weighting: 30

Price - Weighting: 70

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

Duration in months

24

This contract is subject to renewal

Yes

Description of renewals

The Framework will be for an initial period of 2-years with the option to extend by 1-year with a further option to extend for 1-year extension taking the Framework to a maximum of 4 years.

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

Variants will be accepted: No

### **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

## **II.2) Description**

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

Lot 1 - Planned Treatments on Priority Footway Routes

Lot No

1

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

- 90620000 - Snow-clearing services

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

NUTS codes

- UKM91 - Scottish Borders

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

Scottish Borders Council (the Council) is seeking Bidder responses to this Invitation to Tender (ITT) from third party providers to assist in the delivery of winter maintenance activities throughout the Scottish Borders from October 2024.

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

Quality criterion - Name: Quality / Weighting: 30

Price - Weighting: 70

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

Duration in months

24

This contract is subject to renewal

Yes

Description of renewals

The Framework will be for an initial period of 2-years with the option to extend by 1-year with a further option to extend for 1-year extension taking the Framework to a maximum of 4 years.

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

Variants will be accepted: No

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

List and brief description of conditions

The bidder is enrolled in the relevant professional registers kept in its country of establishment.

The bidder is enrolled in the relevant trade registers kept in its country of establishment.

If the relevant documentation is available electronically, the bidder should state:

The web address

The issuing authority or body

The precise reference of the documentation

#### **III.1.2) Economic and financial standing**

List and brief description of selection criteria

Credit Safe check:

Prior to awarding contractors will be subject to a Credit Safe check to assess economic financial standing. The contractor will be required to co-operate with the Council and may be asked to provide copies of their last 2 financial audited accounts to assist with this process if they are regarded high risk.

Insurances:

The bidder confirms they already have or can commit to obtain, prior to the commencement of the contract, the levels of insurance cover indicated below.

Minimum level(s) of standards possibly required

Insurances minimum levels required:

Employers (Compulsory) Liability GBP 5 million

Public Liability GBP 10 million

Motor GBP 5 million

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

List and brief description of selection criteria

Educational and professional qualifications:

Relevant qualifications, licences and training held by drivers/operators.

Health and Safety procedures: A documented health and safety policy or where applicable (less than 5 employees, self-employed etc.) provide a statement of Health and Safety Intent and similarly, where recorded, provide examples of risk assessments likely to be associated with carrying out this type of work (3 minimum).

These should include safety of staff and others, members of the public, operation of vehicles, plant and equipment and include their current major incident controls for example a pandemic.

Minimum level(s) of standards possibly required

Class C licence or Class C1 required; with regards to lot 1 only Class 1 + E licence required.

Certification to operate any plant or vehicles they will be responsible for. Gritters require to be supplied with a valid calibration certificate.

All vehicles should have legal certifications such as MOT, Servicing and Road Tax.

Health and Safety Procedures: Minimum level(s) of standards required: Organisations with less than five employees are not required by law to have a documented policy statement. The need to reduce documentary requirements on micro businesses in particular will be taken into account by buyers and the evaluation panel. Method statements and risk assessments for risks likely to be associated with carrying out this type of work including their current major incident controls for example a pandemic.

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

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

Performance of the Contract will be monitored against six major Key Performance Indicators (KPIs), these are specified in more detail within the Performance Management Plan attached with this ITT.

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## **Section IV. Procedure**

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

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

Open procedure

#### **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 several operators

Envisaged maximum number of participants to the framework agreement: 5

In the case of framework agreements, provide justification for any duration exceeding 4 years:

Not applicable- framework duration including optional extensions is 4-years.

#### **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**

Originally published as:

Date

26 August 2024

Local time

12:00pm

Changed to:

Date

30 August 2024

Local time

12:00pm

See the [change notice](#).

#### **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**

Tender must be valid until: 25 November 2024

#### **IV.2.7) Conditions for opening of tenders**

Date

26 August 2024

Local time

1:00pm

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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: Summer 2028

### **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**

Please note bidders who intend to tender should contact

[procurement@scotborders.gov.uk](mailto:procurement@scotborders.gov.uk) to obtain Appendix B- Carriageway Gritting Routes 2024 as file size exceeded upload limit on PCS.

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=771956](https://www.publiccontractsscotland.gov.uk/Search/Search_Switch.aspx?ID=771956).

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.

Community benefits are included in this requirement. For more information see:

<https://www.gov.scot/policies/public-sector-procurement/community-benefits-in-procurement/>

A summary of the expected community benefits has been provided as follows:

Community Benefits will only be requested when the total collective spend with an individual contractor exceeds GBP 50,000 over the term of this framework, they will be required to provide evidence of community benefits being delivered to the local community.

Bidders are required to complete the Community Benefit Delivery Plan stating their proposed plan and return as part of their tender submission.

(SC Ref:771956)

Download the ESPD document here:

[https://www.publiccontractsscotland.gov.uk/ESPD/ESPD\\_Download.aspx?id=771956](https://www.publiccontractsscotland.gov.uk/ESPD/ESPD_Download.aspx?id=771956)

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

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

Jedburgh Sherriff Court and Justice of the Peace Court

Castlegate

Jedburgh

TD8 6AR

Email

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

Telephone

+44 1835863231

Country

United Kingdom

Internet address

<https://www.scotcourts.gov.uk/the-courts/court-locations/jedburgh-sheriff-court-and-justice-of-the-peace-court>

### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

The contracting authorities will incorporate a minimum 10 day standstill period at the point of information on the award of the contract is communicated to tenderers. The Public Contract (Scotland) Regulations 2015 (SSI,2015 No446) provide for aggrieved parties who have been harmed or at risk of harm by a breach of the rule to take action in the Sherriff Court or Court of Session. A claim for an ineffectiveness order must be made within 30 days of the Framework Agreement award being published on the Find a Tender Service (FTS) or within 30 days of the date to those who expressed an interest in or otherwise bid for the contract were informed of the conclusion of the contract or in any other case within six months from the date on which the contract was entered into.