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Award

CAT-19-013 - Frozen Food Products

the Education Authority

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-023694

Procurement identifier (OCID): ocds-h6vhtk-02a978

Published 30 July 2024, 8:40am

Section I: Contracting authority/entity

I.1) Name and addresses

the Education Authority

40 Academy Street

Belfast

BT1 2NQ

Email

catering.procure@eani.org.uk

Country

United Kingdom

Region 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

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

CAT-19-013 - Frozen Food Products

II.1.2) Main CPV code

- 15800000 - Miscellaneous food products

II.1.3) Type of contract

Supplies

II.1.4) Short description

The award of a contract by Education Authority N.Ireland (EANI) without prior publication of a call for competition in the official journal of the European Union, in respect of the provision of Frozen Food Products for EANI. CAT-19-013

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: £21,879,000

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKN - Northern Ireland

II.2.4) Description of the procurement

The Supply of Frozen Food Products to the Education Authority N.Ireland

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

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:

Modification to the framework is necessary to ensuring ongoing service provision and to facilitate the procurement of essential frozen food products required to serve meals until the commencement of a new arrangement is in place. These requirements have become necessary and are permitted by Regulation 72(1)(c) of The Public Contracts Regulations 2015. Namely, the following conditions have been fulfilled: (i) the need for modification has been brought about by circumstances which a diligent contracting authority could not have foreseen; There is currently a new tender process for the re procurement of Frozen Foods which it was anticipated would be completed by 30th June 2024 with a view to a new contract start date of 1st August 2024. However, there has been a delay in the evaluation which is outside of EA's control. The supplies are required by schools and therefore require this short modification to term of 3 months to ensure no break in service. The additional 3 months is within the timeframes permissible under the Regulation 72. (ii) the modification does not alter the overall nature of the contract; The proposed modification does not impact the overall nature of the contract, it remains to be there to supply frozen food products. (iii) any increase in price does not exceed 50% of the value of the original contract or framework agreement. The awarded value of the original Framework was £21,879,000 GBP. This modification of £2,500,000 represents 11% of the awarded value which is less than 50% which is permissible

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 000-018224](#)

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

30 July 2024

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

Henderson Food Service

Belfast

BT364RT

Email

sales@henderson-group.com

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

<https://www.henderson-foodservice.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: £2,500,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

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

Belfast

Country

United Kingdom