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Tender

Framework for the provision of Best Interest Assessors

DERBY CITY COUNCIL

F02: Contract notice

Notice identifier: 2023/S 000-024165

Procurement identifier (OCID): ocds-h6vhtk-03f09e

Published 17 August 2023, 12:36pm

Section I: Contracting authority

I.1) Name and addresses

DERBY CITY COUNCIL

Corporation Street

Derby

DE1 2FS

Contact

Paul Hallsworth

Email

procurement@derby.gov.uk

Telephone

+44 1332640768

Country

United Kingdom

Region code

UKF11 - Derby

Justification for not providing organisation identifier

Not on any register

Internet address(es)

Main address

www.derby.gov.uk

I.3) Communication

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

www.eastmidstenders.org

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

www.eastmidstenders.org

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

I.4) Type of the contracting authority

Regional or local authority

I.5) Main activity

General public services

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Framework for the provision of Best Interest Assessors

Reference number

TD2021

II.1.2) Main CPV code

- 85000000 - Health and social work services

II.1.3) Type of contract

Services

II.1.4) Short description

Tenders are invited for the supply of Provision of Best Interest Assessors, in respect of Deprivation of Liberty Safeguards (DoLS) Assessment Frameworks and the statutory requirements of the Mental Health Act of 2007. These will be procured through a single formal tender process.

II.1.5) Estimated total value

Value excluding VAT: £400,000

II.1.6) Information about lots

This contract is divided into lots: No

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKF - East Midlands (England)

II.2.4) Description of the procurement

Tenders are invited for the supply of Provision of Best Interest Assessors, in respect of

Deprivation of Liberty Safeguards (DoLS) Assessment Frameworks and the statutory requirements of the Mental Health Act of 2007. These will be procured through a single formal tender process.

Service Providers are invited to bid for the contract and in doing so are required to demonstrate their relevant knowledge and experience of having provided similar services previously to those being tendered.

The Authority wishes to commission service(s) from suitably qualified providers who can offer the provision of Best Interest Assessments to eligible customers in order to safeguard against an unlawful deprivation of liberty taking place.

The initial Framework Agreement period is three years. The Framework Agreement is estimated to commence 9th November 2023 and expire 8th November 2026. There will be an option to extend the Framework Agreement for up to a further one year, subject to satisfactory performance, funding and business needs. Maximum Framework Agreement period is, therefore, four years.

Please note suppliers wishing to express interest and obtain the documentation must do so by 11:30pm on 17/09/2023. It is recommended that you express interest and obtain the documentation well before this time to allow sufficient time to prepare and submit a bid.

The deadline for returns is 10:00am on 18/09/2023.

Documents are available at www.eastmidstenders.org

Please search for TD2021

Please note: we will only accept expressions of interest through the e-tendering system.

II.2.5) Award criteria

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

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

Up to one annual extension, making the overall contract period up to four years. Potential dates for advertising renewal if option is not taken is August 2026.

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: Yes

Description of options

Up to one annual extension, making the overall contract period up to four years. Potential dates for advertising renewal if option is not taken is August 2026.

II.2.14) Additional information

Please note suppliers wishing to express interest and obtain the documentation must do so by 11:30pm on 17/09/2023. It is recommended that you express interest and obtain the documentation well before this time to allow sufficient time to prepare and submit a bid.

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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

Information and formalities necessary for evaluating if requirements are met:

Any supplier may be disqualified who:

(a) is bankrupt or is being wound up, where his affairs are being administered by the court, where

he has entered into an arrangement with creditors, where he has suspended business activities or is

in any analogous situation arising from a similar procedure under national laws and regulations;

(b) is the subject of proceedings for a declaration of bankruptcy, for an order compulsory winding

up the administration by the court or of an arrangement with creditors or of any other similar

proceedings under national laws and regulations;

(c) has been convicted by a judgment which has the force of res judicata in accordance with the

legal provisions of the country of any offence concerning his professional conduct;

(d) has been guilty of grave professional misconduct proven by any means which the contract

authorities can demonstrate;

(e) has not fulfilled obligations relating to the payment of social security contributions in

accordance with the legal provisions of the country in which he is established or with those of the

country of the contracting authority;

(f) has not fulfilled obligations relating to the payment of taxes in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting

authority;

(g) is guilty of serious misrepresentation in supplying the information required under this Section

or has not supplied such information;

(h) has been the subject of a conviction for participation in a criminal organization, as defined in

Article 2(1) of Council Joint Action 98/733/JHA;

(i) has been the subject of a conviction for corruption, as defined in Article 3 of the Council Act of

26 May 1972 and Article 3(1) of Council Joint Action 98/742/JHA3 respectively;

(j) has been the subject of a conviction for fraud within the meaning of Article 1 of the Convention

relating to the protection of the financial interests of the European Communities;

(k) has been the subject of a conviction for money laundering, as defined in

Article 1 of Council

Directive 91/308/EEC of 10 June 1991 on prevention of the use of the financial system for the

purpose of money laundering.

III.1.2) Economic and financial standing

Selection criteria as stated in the procurement documents

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: 10

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

Date

17 September 2023

Local time

11:30pm

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

English

IV.2.7) Conditions for opening of tenders

Date

18 September 2023

Local time

10:00am

Section VI. Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: Yes

Estimated timing for further notices to be published: One annual extension, making the overall contract period up to four years. Potential date for advertising renewal if option are not taken is August 2026.

VI.3) Additional information

Please note suppliers wishing to express interest and obtain the documentation must do so by 11:30pm on 17/09/2023. It is recommended that you express interest and obtain the documentation well before this time to allow sufficient time to prepare and submit a bid.

The deadline for returns is 10:00am on 18/09/2023.

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VI.4) Procedures for review

VI.4.1) Review body

Derby City Council

Derby

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

Derby City Council will incorporate a minimum 10 calendar days standstill period at the point information on the award of the contract is communicated to tenderers. This period allows unsuccessful tenderers to seek further debriefing from the contracting authority

before the contract is entered into.

Applicants have 2 working days from the notification of the award decision to request additional debriefing and that information has to be provided a minimum of 3 working days before the expiry of the standstill period. Such additional information should be required from the contact details provided in section 1.1 of this notice.

If an appeal regarding the award of a contract has not been successfully resolved the Public Contracts Regulations 2015 (Si 2015 No 102) provide for aggrieved parties who have been harmed or are at risk of harm by a breach of the rules to take action in the High Court(England, Wales and Northern Ireland). Any such action must be brought promptly (generally within 3 months).

Where a contract has not been entered into the Court may order the setting aside of the award decision or order the authority to amend any document and may award damages. If the contract has been entered into the Court may only award damages. [The purpose of the standstill period referred to above is to allow parties to apply to the Courts to set aside the award decision before the contract is entered into].