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Tender

## **Supply and Delivery of Ambient Food and High-Volume Grocery Supplies, Chilled and Frozen Food**

The Council of the Borough of Kirklees

F02: Contract notice

Notice identifier: 2022/S 000-027052

Procurement identifier (OCID): ocids-h6vhtk-0357af

Published 27 September 2022, 1:55pm

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

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

The Council of the Borough of Kirklees

Town Hall, Ramsden Street

HUDDERSFIELD

HD1 2TA

#### **Contact**

Robert Baines

#### **Email**

[robert.baines@kirklees.gov.uk](mailto:robert.baines@kirklees.gov.uk)

#### **Telephone**

+44 1484221000

#### **Country**

United Kingdom

**Region code**

UKE44 - Calderdale and Kirklees

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

<https://www.kirklees.gov.uk>

Buyer's address

<https://yortender.eu-supply.com>

**I.3) Communication**

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

<https://yortender.eu-supply.com>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://yortender.eu-supply.com>

**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**

Supply and Delivery of Ambient Food and High-Volume Grocery Supplies, Chilled and Frozen Food

Reference number

KMCCW-043

#### **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**

Contract for the Supply and Delivery of Ambient Food and High-Volume Grocery Supplies (lot 1) and Chilled and Frozen Foods (lot 2)

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

Value excluding VAT: £15,500,000

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

This contract is divided into lots: Yes

Tenders may be submitted for all lots

The contracting authority reserves the right to award contracts combining the following lots or groups of lots:

Interested Parties may submit Tenders for one or both Lots and may be awarded a Contract in respect of more than one Lot. Each lot will be evaluated separately; therefore, it is possible that a supplier may be awarded both lots. Contracts awarded for each Lot will be by way of separate Contracts.

### **II.2) Description**

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

Supply and Delviery of Ambeint Food and High Volume Grocery Supplies

Lot No

1

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

- 15820000 - Rusks and biscuits; preserved pastry goods and cakes
- 15830000 - Sugar and related products
- 15840000 - Cocoa; chocolate and sugar confectionery
- 15850000 - Pasta products
- 15860000 - Coffee, tea and related products
- 15870000 - Condiments and seasonings
- 15890000 - Miscellaneous food products and dried goods
- 15980000 - Non-alcoholic beverages

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

NUTS codes

- UKE44 - Calderdale and Kirklees

Main site or place of performance

Kirklees, West Yorkshire, UK

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

Single source contract for the supply and delivery of ambient food and high volume grocery supplies to numerous locations and establishments throughout Kirklees and neighbouring districts.

The contract will included (but not limited to) the supply and delivery of the following food categories: ambient food products, packaged and tinned goods, soft drinks and bottled water (including premium products), confectionary and pre-wrapped snacks (including premium products), products for making hot beverages.

The anticipated commencement date for the Contract is 20 March 2023 for a period of 2

years. The Council may extend the contract for a period of up to 3 years, such period/multiple of periods is at the discretion of the Council, meaning the final possible expiry date is 19 March 2028.

The estimated value stated for this lot is the value over the 5 year life of the agreement.

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

Quality criterion - Name: Quality / Weighting: 30

Quality criterion - Name: Social Value / Weighting: 10

Price - Weighting: 60

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

Value excluding VAT: £7,250,000

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

Duration in months

60

This contract is subject to renewal

Yes

Description of renewals

The anticipated commencement date for the Contract is 20 March 2023 for a period of 2 years. The Council may extend the contract for a period of up to 3 years, such period/multiple of periods is at the discretion of the Council, meaning the final possible expiry date is 19 March 2028.

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

Variants will be accepted: No

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

Options: No

#### **II.2.14) Additional information**

Tenderers are invited to attend a briefing session at 10am on 6 October 2022 on the use of the Social Value Portal to aid completion of the Social Value element of the tender submission. Further information on how to access this session is available in the Invitation to tender document.

This exercise is an open procedure in accordance with the requirements under Regulation 27(5) of the Public Contracts Regulations 2015 (SI 2015/102) for the purpose of procuring the

Goods described in the procurement documents which can be found at <https://yortender.eusupply.com>

## **II.2) Description**

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

Supply and Delivery of Frozen & Chilled Foods

Lot No

2

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

- 15130000 - Meat products
- 15220000 - Frozen fish, fish fillets and other fish meat
- 15311000 - Frozen potatoes
- 15331170 - Frozen vegetables
- 15500000 - Dairy products
- 15800000 - Miscellaneous food products

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

NUTS codes

- UKE44 - Calderdale and Kirklees

Main site or place of performance

Kirklees, West Yorkshire, UK

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

Single source contract for the supply and delivery of frozen and chilled foods to numerous locations and establishments throughout Kirklees and neighbouring districts.

The contract will included (but not limited to) the supply and delivery of the following food categories: frozen vegetables including potato products, frozen fruit, frozen fish products, frozen meat products, frozen bread products, frozen dessert products, chilled dairy products suchs as cheese, yogurt and margarine.

The anticipated commencement date for the Contract is 20 March 2023 for a period of 2 years. The Council may extend the contract for a period of up to 3 years, such period/multiple of periods is at the discretion of the Council, meaning the final possible expiry date is 19 March 2028.

The estimated value stated for this lot is the value over the 5 year life of the agreement.

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

Quality criterion - Name: Quality / Weighting: 30

Quality criterion - Name: Social Value / Weighting: 10

Price - Weighting: 60

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

Value excluding VAT: £8,250,000

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

Duration in months

60

This contract is subject to renewal

Yes

Description of renewals

The anticipated commencement date for the Contract is 20 March 2023 for a period of 2 years. The Council may extend the contract for a period of up to 3 years, such period/multiple of periods is at the discretion of the Council, meaning the final possible expiry date is 19 March 2028.

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

Variants will be accepted: No

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

Options: No

#### **II.2.14) Additional information**

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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

In accordance with: (i) Article 57 to 60 of Directive 2014/24/EU of the European Parliament and of the European Council; and (ii) Regulations 57 to 60 of the Public Contracts 2015 (SI 2015/102) (the 'Regulations'), which require or permit the contracting authority not to select or to treat as ineligible, economic operators, the contracting authority reserves the right to

exclude any economic operator whom they deem to not satisfy any criteria outlined within the scoring matrices contained within the standard selection questionnaire ('SQ') within the Tenderers' Submission Document, which is available to download at:

<https://yortender.eusupply.com>

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

Selection criteria as stated in the procurement documents

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

Selection criteria as stated in the procurement documents

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## **Section IV. Procedure**

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

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

Open procedure

#### **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: [2022/S 000-020898](#)

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

Date

27 October 2022

Local time

1:00pm

**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**

Duration in months: 6 (from the date stated for receipt of tender)

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

Date

27 October 2022

Local time

1:01pm

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## **Section VI. Complementary information**

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

This is a recurrent procurement: No

### **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**

Provided that the tender is submitted fully in accordance with the requirements set out within the Specification and the remaining sections of the procurement documents, the contracts will be awarded on the basis of the Most Economically Advantageous Tender based on 30% Quality, 10% Social Value and 60% Price.

Further specifics on the above award criteria can be found in the procurement documentation that is available to access at <https://yortender.eu-supply.com>

Tenderers are invited to attend a briefing session at 10am on 6 October 2022 on the use of the Social Value Portal to aid completion of the Social Value element of the tender submission. Further information on how to access this session is available in the Invitation to tender document.

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

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

High Court of England and Wales

London

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

In accordance with Regulation 86 (Notices of decisions to award a contract or conclude a framework), Regulation 87 (Standstill periods) and Chapter 6 (Applications to Court) of the Public Contracts Regulations 2015 (SI 2015/102), the contracting authority incorporated a minimum ten (10) calendar day standstill period at the point that information on the award of the Contract was communicated to economic operators. This period allowed any unsuccessful economic operator(s) to seek further debriefing from the contracting authority before the award of the Contract to the successful economic operators. Such additional information should be requested from the address at Sections I.1 and I.3 of this Notice above. If an appeal regarding the award of the Contract has not been successfully resolved, then the Public Contracts Regulations 2015 (SI 2015/102) 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 started within

thirty(30) days beginning with the date when the aggrieved party first knew or sought to have grounds for starting the proceedings had arisen. The Court may extend the time limited for starting proceedings where the Court considers that there is a good reason for doing so, but not so as to permit proceedings to be started more than three (3) months after that date.

Where the Contract has not been awarded, the Court may order the setting aside of the award decision or order the contracting authority to amend any document and may award damages. If however the Contract has been awarded, the Court may only award damages or, where the contract award procedures have not been followed correctly, declare the Contract to be ineffective