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Contract

## **DfI Roads and Rivers T-1118 Interim Term Contracts for Asphalt Resurfacing Phase 1**

Department for Infrastructure

F20: Modification notice

Notice identifier: 2023/S 000-027215

Procurement identifier (OCID): ocds-h6vhtk-02f876

Published 14 September 2023, 2:16pm

### **Section I: Contracting authority/entity**

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

Department for Infrastructure

Clarence Court Adelaide Street

Belfast

BT2 8GB

#### **Email**

[Pb2@infrastructure-ni.gov.uk](mailto:Pb2@infrastructure-ni.gov.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>

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## **Section II: Object**

### **II.1) Scope of the procurement**

#### **II.1.1) Title**

DfI Roads and Rivers T-1118 Interim Term Contracts for Asphalt Resurfacing Phase 1

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

- 45000000 - Construction work

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

Works

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

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

- 45200000 - Works for complete or part construction and civil engineering work
- 45220000 - Engineering works and construction works
- 45230000 - Construction work for pipelines, communication and power lines, for highways, roads, airfields and railways; flatwork

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

NUTS codes

- UKN0 - Northern Ireland

#### **II.2.4) Description of the procurement at the time of conclusion of the contract:**

The Interim Term Contracts for Asphalt Resurfacing - Phase 1 will include the following work

activities: delivery of multiple concurrent resurfacing schemes; laying various types of asphalt, asphalt concrete and thin surfacing; reshaping of carriageways; adjustment of street furniture to new levels; adjustment/provision of kerblines; adjustment/provision of carriageway drainage systems; delivery of traffic management; provision of road markings and studs and other associated ancillary works in the following contract areas: IAW1 - Magherafelt IAW2 - Omagh IAW3 - Dungannon IAW4 - Strabane IAS1 - Newry and Mourne IAS2 - Down

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

Duration in months

24

**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 IV. Procedure**

**IV.2) Administrative information**

**IV.2.1) Contract award notice concerning this contract**

Notice number: [2021/S 000-028935](#)

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

### **Contract No**

T-1118 Interim Term Contracts for Asphalt Resurfacing Phase 1

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

#### **V.2.1) Date of conclusion of the contract/concession award decision:**

28 June 2022

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

The contract/concession has been awarded to a group of economic operators: Yes

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

GIBSON 2022 Joint Venture

Banbridge

Email

[info@gibsonbrothers.co.uk](mailto:info@gibsonbrothers.co.uk)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://www.gibsonbrothers.co.uk>

The contractor/concessionaire is an SME

Yes

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

Whitemountain Quarries

Newtownabbey

Email

[info@breedongroup.com](mailto:info@breedongroup.com)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://www.breedongroup.com>

The contractor/concessionaire is an SME

No

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

Patrick Keenan

Magherafelt

Email

[info@pkeenaroads.com](mailto:info@pkeenaroads.com)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://www.pkeenaroads.com>

The contractor/concessionaire is an SME

Yes

**V.2.3) Name and address of the contractor/concessionaire**

FP McCann Ltd

Magherafelt

Email

[info@fpmccann.co.uk](mailto:info@fpmccann.co.uk)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://www.fpmccann.co.uk>

The contractor/concessionaire is an SME

No

**V.2.3) Name and address of the contractor/concessionaire**

Northstone NI Ltd Materials Division

Coleraine

Email

[info@northstone-ni.com](mailto:info@northstone-ni.com)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://www.northstone-ni.com>

The contractor/concessionaire is an SME

No

**V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)**

Total value of the procurement: £32,520,000

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## **Section VI. Complementary information**

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

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

High Court

Belfast

Country

United Kingdom

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## **Section VII: Modifications to the contract/concession**

### **VII.1) Description of the procurement after the modifications**

#### **VII.1.1) Main CPV code**

- 45000000 - Construction work

#### **VII.1.2) Additional CPV code(s)**

- 45200000 - Works for complete or part construction and civil engineering work
- 45220000 - Engineering works and construction works
- 45230000 - Construction work for pipelines, communication and power lines, for highways, roads, airfields and railways; flatwork

### **VII.1.3) Place of performance**

NUTS code

- UKN - Northern Ireland

### **VII.1.4) Description of the procurement:**

The Interim Term Contracts for Asphalt Resurfacing (ITCAR) - Phase 1 will include the following work

activities: delivery of multiple concurrent resurfacing schemes; laying various types of

asphalt, asphalt concrete and thin surfacing; reshaping of carriageways; adjustment of street

furniture to new levels; adjustment/provision of kerblines; adjustment/provision of

carriageway drainage systems; delivery of traffic management; provision of road markings

and studs and other associated ancillary works in the following contract areas: IAW1 -

Magherafelt IAW2 - Omagh IAW3 - Dungannon IAW4 - Strabane IAS1 - Newry and Mourne

IAS2 - Down

### **VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession**

Duration in months

36

### **VII.1.6) Information on value of the contract/lot/concession (excluding VAT)**

Total value of the contract/lot/concession:

£47,154,000

### **VII.1.7) Name and address of the contractor/concessionaire**

GIBSON 2022 Joint Venture

Banbridge



Email

[info@gibsonbros.co.uk](mailto:info@gibsonbros.co.uk)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://www.gibsonbros.co.uk>

The contractor/concessionaire is an SME

Yes

**VII.1.7) Name and address of the contractor/concessionaire**

Whitemountain Quarries

Newtownabbey

Email

[info@breedongroup.com](mailto:info@breedongroup.com)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://www.breedongroup.com>

The contractor/concessionaire is an SME

No

**VII.1.7) Name and address of the contractor/concessionaire**

Patrick Keenan

Magherafelt

Email

[info@pkeenaroads.com](mailto:info@pkeenaroads.com)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://www.pkeenaroads.com>

The contractor/concessionaire is an SME

Yes

**VII.1.7) Name and address of the contractor/concessionaire**

FP McCann Ltd

Magherafelt

Email

[info@fpmccann.co.uk](mailto:info@fpmccann.co.uk)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://www.fpmccann.co.uk>

The contractor/concessionaire is an SME

No

#### **VII.1.7) Name and address of the contractor/concessionaire**

Northstone NI Ltd Materials Division

Coleraine

Email

[info@northstone-ni.com](mailto:info@northstone-ni.com)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<http://www.northstone-ni.com>

The contractor/concessionaire is an SME

No

#### **VII.2) Information about modifications**

##### **VII.2.1) Description of the modifications**

Nature and extent of the modifications (with indication of possible earlier changes to the contract):

Increases to contract values required as follows, Lots: IAS1 (Newry & Mourne) contract value to be increased from 8 600 000 GBP to 12 470 000 GBP, IAS2 (Down) contract value to be increased from 6 200 000 GBP to 8 990 000 GBP, IAW3 (Dungannon) contract value to be increased from 5 700 000 GBP to 8 265 000 GBP, IAW2 (Omagh) contract value to be increased from 5 120 000 GBP to 7 424 000 GBP, IAW1 (Magherafelt) 3 500 000 GBP to 5 075 000 GBP and IAW4 (Strabane) 3 400 000 GBP to

4 930 000 GBP.

The modification is considered to deliver value for money and is in the public interest. It is considered a reasonable and proportionate step in order to improve road safety whilst balancing against our legal duty to expose the service requirement to full, open competition.

## **VII.2.2) Reasons for modification**

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee.

Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

The Department experienced delays to the procurement of the ITCAR programme. These were caused by the impact of the Covid pandemic on Departmental and Economic Operator's staff, extreme price fluctuations in construction materials and fuel during both the pandemic and the war in Ukraine. Significant resource funding pressures slowed recruitment of staff resulting in significant Dept vacancies. During 22/23, these issues resulted in reduced contract coverage for road maintenance works, exacerbating the ongoing deterioration of the network. To allow for essential improvements to the road network improving safety, the value of works provided through these contracts has increased, resulting in a need to increase contract values from those initially envisaged. This level of expenditure was unforeseen when the ITCAR strategy was published. A strategy for replacement contracts has completed consultation stages, the final report has been published, with procurement due to commence mid-2024.

## **VII.2.3) Increase in price**

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptations and average inflation)

Value excluding VAT: £32,520,000

Total contract value after the modifications

Value excluding VAT: £47,154,000