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Contract

CAT-20-013 Pre-Prepared Meals

Education Authority NI

F20: Modification notice

Notice identifier: 2022/S 000-028634

Procurement identifier (OCID): ocids-h6vhtk-02de1f

Published 12 October 2022, 9:36am

Section I: Contracting authority/entity

I.1) Name and addresses

Education Authority NI

3 Charlemont Place

Armagh

BT61 9AX

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>

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

CAT-20-013 Pre-Prepared Meals

II.1.2) Main CPV code

- 15894200 - Prepared meals

II.1.3) Type of contract

Supplies

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKN - Northern Ireland
- UK - United Kingdom

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

As stated in the Contract Notice (2021/S000-026548) and Contract Award Notice (2021/S000-030529) this agreement is for "the Supply and Delivery of Pre-Prepared Meals to individual school Meals kitchens throughout Northern Ireland for the period ending 30th November 2022 (with an option to extend for up to a further period of 12 months) on a call-off as required basis"

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

Duration in months

23

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.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2021/S 000-030529](#)

Section V. Award of contract/concession

Contract No

CAT-20-013

V.2) Award of contract/concession

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

7 December 2021

V.2.2) Information about tenders

The contract/concession has been awarded to a group of economic operators: No

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

Early Days Foods Ltd

Warrenpoint

Email

ryan@earlydaysfoods.com

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://earlydaysfoods.com/>

The contractor/concessionaire is an SME

Yes

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: £100,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

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

Armagh

Country

United Kingdom

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 15894200 - Prepared meals

VII.1.3) Place of performance

NUTS code

- UKN - Northern Ireland
- UK - United Kingdom

VII.1.4) Description of the procurement:

As stated in the Contract Notice (2021/S000-026548) and Contract Award Notice (2021/S000-030529) this agreement is for "the Supply and Delivery of Pre-Prepared Meals to individual school Meals kitchens throughout Northern Ireland for the period ending 30th November 2022 (with an option to extend for up to a further period of 12 months) on a call-off as required basis"

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

Duration in months

23

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

Total value of the contract/lot/concession:

£100,000

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

Early Days Food Ltd

Warrenpoint

Email

ryan@earlydaysfoods.com

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://earlydaysfoods.com/>

The contractor/concessionaire is an SME

Yes

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):

This modification is to the framework value. The increase is below the allowed limit of 50% (£48,960) and will ensure there is sufficient materiality to extend the Framework until the new tender process is completed. The need for the modification has been brought about by circumstances which a diligent contracting authority could not have foreseen i.e. the requirement from catering has been in excess of estimated requirements at the time of tendering and this has been due to the absence of staff due to the prolonged covid pandemic as well as the change in the labour market causing an increased rate of staff turnover. Furthermore, the catering service is facing significant challenges in recruiting suitable staff for a number of school kitchens, it is therefore recognised that there will be a need for increased spend via this contract which could not be foreseen at the time of advertising the original contract. (ii) the modification does not alter the overall nature of the contract (the scope will remain the same); (iii) the value of the modification does not exceed

50% of the value of the original contract (value of proposed modification is 50% of the original contract value). The modification to the Framework is therefore compliant with EU procurement legislation.

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 need for the modification has been brought about by circumstances which a diligent contracting authority could not have foreseen i.e. the requirement from catering has been in excess of estimated requirements at the time of tendering and this has been due to the absence of staff due to the prolonged covid pandemic as well as the change in the labour market causing an increased rate of staff turnover. Furthermore, the catering service is facing significant challenges in recruiting suitable staff for a number of school kitchens, it is therefore recognised that there will be a need for increased spend via this contract which could not be foreseen at the time of advertising the original contract. (ii) the modification does not alter the overall nature of the contract (the scope will remain the same); (iii) the value of the modification does not exceed 50% of the value of the original contract (value of proposed modification is 50% of the original contract value). The modification to the Framework is therefore compliant with EU procurement legislation.

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: £100,000

Total contract value after the modifications

Value excluding VAT: £148,960