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Tender

CC13109 - Early Learning and Childcare - Flexible Framework

West Lothian Council

F02: Contract notice

Notice identifier: 2023/S 000-029193

Procurement identifier (OCID): ocds-h6vhtk-0407b0

Published 4 October 2023, 8:51am

Section I: Contracting authority

I.1) Name and addresses

West Lothian Council

West Lothian Civic Centre, Howden South Road

Livingston

EH54 6FF

Contact

Lisa Mallaghan

Email

Lisa.Mallaghan@westlothian.gov.uk

Country

United Kingdom

NUTS code

UKM78 - West Lothian

Internet address(es)

Main address

<https://westlothian.gov.uk/>

Buyer's address

https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00140

I.3) Communication

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

<https://www.publictendersscotland.publiccontractsscotland.gov.uk>

Additional information can be obtained from the above-mentioned address

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

CC13109 - Early Learning and Childcare - Flexible Framework

Reference number

CC13109

II.1.2) Main CPV code

- 80110000 - Pre-school education services

II.1.3) Type of contract

Services

II.1.4) Short description

West Lothian Council intend to establish a flexible framework for early learning and childcare to supplement it's own in house service provision.

The Flexible Framework will be re-opened from August 2024 to new entrants on a quarterly basis.

II.1.5) Estimated total value

Value excluding VAT: £22,334,488

II.1.6) Information about lots

This contract is divided into lots: No

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKM78 - West Lothian

II.2.4) Description of the procurement

West Lothian Council intend to establish a flexible framework for early learning and childcare to supplement it's own in house service provision.

This requirement follows Scottish Government Follows the Child and providers will need to have National Standards gradings of good or above.

The Flexible Framework will be re-opened to new entrants on a quarterly basis from August 2024

II.2.5) Award criteria

Quality criterion - Name: National Care Standards / Weighting: 50

Price - Weighting: 50

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

Start date

12 August 2024

End date

7 August 2027

This contract is subject to renewal

Yes

Description of renewals

This contract may be extended for a period of a further 12 months.

II.2.10) Information about variants

Variants will be accepted: No

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

II.2.14) Additional information

Whilst the dates have been included, these may be subject to change to reflect the academic term dates i.e. this contract is for a period of 3 academic years.

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

Service Providers must be able to meet the National Standards criteria - Good or Above

III.1.2) Economic and financial standing

List and brief description of selection criteria

Bidders will be expected to have the following Insurances in place at contract commencement :

Professional Indemnity 2M GBP

Employers Liability 10M GBP

Public Liability 10M GBP

The council will also undertake Dun and Bradstreet checks and Minimum levels are provided.

Minimum level(s) of standards possibly required

West Lothian Council will use Dun and Bradstreet's DBAi financial reporting system to assess the financial stability of tenderers. Tenderers with a Failure Score of 50 or above on the DBAi system will be deemed to have evidenced satisfactory financial stability. Please

note that below 50 will not be considered as having met this criteria. If a tenderer has a Failure Score of less

than 50, the tenderer may be required to submit their last three years accounts.

III.1.3) Technical and professional ability

Selection criteria as stated in the procurement documents

III.2) Conditions related to the contract

III.2.2) Contract performance conditions

Service providers will be required to perform services in accordance with the Service Specification

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: 40

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

7 November 2023

Local time

12:00pm

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: 3 (from the date stated for receipt of tender)

IV.2.7) Conditions for opening of tenders

Date

7 November 2023

Local time

2:00pm

Section VI. Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: Yes

Estimated timing for further notices to be published: Notices will be placed on a quarterly basis

VI.3) Additional information

Re: SPD Q2B, complete information for all company directors, using home address.

CONFIDENTIALITY - All information supplied by the Authority must be treated in confidence and not disclosed to third parties except

insofar as this is necessary to obtain sureties or quotations for the purpose of submitting the tender. All information supplied by you to the Authority will similarly be treated in confidence except:

(i) for any information required to be disclosed or otherwise provided by the Authority to any person in order to comply with the Freedom

of Information (Scotland) Act 2002 and any codes of practice applicable from time to time relating to access to public authorities'

information.

The Tenderer shall co-operate, facilitate, support and assist the Authority in the provision of this information. In the event the Authority is required to provide information to any person as a result of a request made to it under such Act and/or codes, the Authority shall adhere to the requirements of such Act and/or codes in disclosing information relating to this Agreement, the Project documents and the Contractor.

(ii) that references may be sought from banks, existing or past clients, or other referees submitted by the tenderers;

(iii) for the disclosure of such information with regard to the outcome of the procurement process as may be required to be published in the Supplement to the current World Trade Organisation or elsewhere in accordance with the requirements of UK government policy on the

disclosure of information relating to government contracts.

Procedures for Review - An economic operator that suffers, or is at risk of suffering, loss or damage attributable to a breach of duty under the Public Contracts (Scotland) Regulations 2015 or the Procurement Reform (Scotland) Act 2014, may bring proceedings in the Sheriff Court or the Court of Session'

Re SPD question 4B.6 In relation to D&B checks

In the event that the tenderer is not required to publish accounts and therefore does not have a Dun & Bradstreet or equivalent rating, tenderers should be able to provide financial accounts when requested. Please note that if you intend on attaching 2 years accounts, these must include financial data over a 3 year period.

The council will review any information which is comparable to a Dun & Bradstreet score of 50 from a recognised Agency to substantiate the Tenderer's financial status.

In the event that a firm does not meet the financial criteria for consideration but has a parent company that does, the firm may still be eligible for consideration where their Tender Submission is supported by a Parent Company Guarantee.

Should after review of the financial evaluation the tenderer fail, then the tender submission may be rejected.

Police Scotland and D&B checks will be carried out.

Community Benefits proposals will not form part of the award criteria and will not be evaluated. However, any Community Benefits proposals offered will become contractual obligations.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 25087. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2343>

The Contracting Authority does not intend to include a sub-contract clause as part of community benefits (as per Section 25 of the Procurement Reform (Scotland) Act 2014) in this contract for the following reason:

It is not anticipated that Sub-contracting arrangements will be applicable to this contract.

The Contracting Authority does not intend to include any community benefit requirements in this contract for the following reason:

A non evaluated Community Benefits Clause will be incorporated.

(SC Ref:746213)

VI.4) Procedures for review

VI.4.1) Review body

livingston sheriff court

West Lothian Civic Centre

Livingston

EH54 6FF

Email

tom.henderson@westlothian.gov.uk

Country

United Kingdom