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Tender

## **Treatment of Green Waste in Leicestershire**

Leicestershire County Council

F02: Contract notice

Notice identifier: 2021/S 000-030728

Procurement identifier (OCID): ocds-h6vhtk-02ff7f

Published 9 December 2021, 5:16pm

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

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

Leicestershire County Council

County Hall, Leicester Road, Glenfield

Leicester

LE3 8RA

#### **Contact**

Ms Pav Kaur

#### **Email**

[Pavendip.Kaur@leics.gov.uk](mailto:Pavendip.Kaur@leics.gov.uk)

#### **Telephone**

+44 1163056855

#### **Country**

United Kingdom

**NUTS code**

UKF22 - Leicestershire CC and Rutland

**Internet address(es)**

Main address

<https://www.eastmidstenders.org/index.html>

Buyer's address

<https://www.eastmidstenders.org/index.html>

**I.3) Communication**

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

<https://procontract.due-north.com/Advert/Index?advertId=fa73484c-a14e-ec11-810e-005056b64545>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://procontract.due-north.com/Advert/Index?advertId=fa73484c-a14e-ec11-810e-005056b64545>

**I.4) Type of the contracting authority**

Regional or local authority

**I.5) Main activity**

Environment

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## **Section II: Object**

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

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

Treatment of Green Waste in Leicestershire

Reference number

DN583383

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

- 90500000 - Refuse and waste related services

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

Services

#### **II.1.4) Short description**

Leicestershire County Council (“the Council”) directs green waste under its control to one of a number of composting facilities in the midlands region to ensure such waste is directed away from landfill mitigating the carbon impact of the management of such waste. Some of these composting facilities are now at the end of their contract term. The Council therefore wishes to procure additional capacity to treat such green waste whilst ensuring that forthcoming national changes to local authority waste management activities can be accommodated. The likely commencement date for this contract is 1st April 2022 and will continue until at least 31st March 2024 after which either the Council or the successful bidders would be able to break from the Contract (subject to written notice). Subject to neither the Council or the successful bidders issuing such the break notice the maximum term of the contracts shall not exceed 15 years.

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

Value excluding VAT: £7,000,000

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

This contract is divided into lots: Yes

Tenders may be submitted for all lots

Maximum number of lots that may be awarded to one tenderer: 3

## II.2) Description

### II.2.1) Title

Treatment of Green Waste in Leicestershire (North-East)

Lot No

1

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

- 77120000 - Composting services
- 90700000 - Environmental services

### II.2.3) Place of performance

NUTS codes

- UKF22 - Leicestershire CC and Rutland

### II.2.4) Description of the procurement

The region of Leicestershire currently manages household waste through a two-tier authority system with seven Waste Collection Authorities (WCAs) and one Waste Disposal Authority (the Council). In 2019, a total of circa 331,000 tonnes per annum (pa) of municipal waste was collected from both commercial and household premises by these authorities of which approximately 65,000 tonnes pa was green waste. Of this green waste the Council currently manages approximately 42,000 tonnes pa through contracted facilities (with the remainder being managed directly by the WCAs). Of the green waste managed by the Council c. 14,000 tonnes pa arises from the Council's own Household Waste Recycling Centres (HWRC) with the remainder arising from directed WCA kerbside collections. The Council currently anticipates that it initially requires a treatment solution (either aerobic composting or anaerobic digestion) of at least 5,000 tonnes pa of green waste but is subject to change over the contract term due to local and national drivers. The Council intends to award three contracts (via three Lots) to manage green waste that primarily arises in the North-East, South and South-East of the county of Leicestershire (although noting green waste may be delivered from any area of Leicestershire under any of the contracts). The contract will be primarily for green waste under the direction of the Council but may include green waste that is under the direct control of the WCAs. Such green waste would be incorporated into the overall tonnage requirements under the contract. The additional contracting authorities included in this notice are Blaby District Council, Harborough District Council, Hinckley and Bosworth Borough Council, Melton Borough Council, North West Leicestershire District Council. The potential total contract value across all lots could therefore vary from £1,000,000 to £7,000,000 over the potential

fifteen-year period but is subject to the total tonnage treated.

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

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

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

Value excluding VAT: £3,000,000

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

Duration in months

180

This contract is subject to renewal

No

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

Variants will be accepted: No

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

Options: Yes

Description of options

The commencement date for this contract is expected to be 01/04/2022 and would continue until at least 2024. Either party will be able to break from the contract from 31/03/2024. The contracts would otherwise continue up to the maximum contract term of 15 years. Duration in II.2.7 is the maximum of 15 years. Minimum duration is 24 months.

#### **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**

Lot 1 is for the treatment of Green Waste by aerobic composting or anaerobic digestion arising from Recycling and Household Waste Sites or kerbside collections primarily (but

not exclusively) arising in the north-east of Leicestershire.

## **II.2) Description**

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

Treatment of Green Waste in Leicestershire (South)

Lot No

2

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

- 90500000 - Refuse and waste related services
- 90700000 - Environmental services

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

NUTS codes

- UKF22 - Leicestershire CC and Rutland

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

Lot 2 is for the treatment of Green Waste by aerobic composting or anaerobic digestion arising from Recycling and Household Waste Sites or kerbside collections primarily (but not exclusively) arising in the south of Leicestershire.

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

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

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

Value excluding VAT: £2,000,000

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

Duration in months

180

This contract is subject to renewal

No

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

Variants will be accepted: No

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

Options: Yes

Description of options

The commencement date for this contract is expected to be 01/04/2022 and would continue until at least 2024. Either party will be able to break from the contract from 31/03/2024. The contracts would otherwise continue up to the maximum contract term of 15 years. Duration in II.2.7 is the maximum of 15 years. Minimum duration is 24 months.

#### **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) Description**

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

Treatment of Green Waste in Leicestershire (South-East)

Lot No

3

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

- 90500000 - Refuse and waste related services
- 90700000 - Environmental services

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

NUTS codes

- UKF22 - Leicestershire CC and Rutland

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

Lot 3 is for the treatment of Green Waste by aerobic composting or anaerobic digestion arising from Recycling and Household Waste Sites or kerbside collections primarily (but not exclusively) arising in the south-east of Leicestershire

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

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

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

Value excluding VAT: £2,000,000

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

Duration in months

180

This contract is subject to renewal

No

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

Variants will be accepted: No

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

Options: Yes

Description of options

The commencement date for this contract is expected to be 01/04/2022 and would continue until at least 2024. Either party will be able to break from the contract from 31/03/2024. The contracts would otherwise continue up to the maximum contract term of 15 years. Duration in II.2.7 is the maximum of 15 years. Minimum duration is 24 months.

#### **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 III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **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

### **III.2) Conditions related to the contract**

#### **III.2.2) Contract performance conditions**

As stated within 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: No

### IV.2) Administrative information

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

Date

7 January 2022

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

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

Date

7 January 2022

Local time

12:00pm

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## Section VI. Complementary information

### VI.1) Information about recurrence

This is a recurrent procurement: No

### VI.3) Additional information

All requests for clarifications (whether in relation to this Notice, the requirements, or the procurement process) should be submitted as soon as possible using the “Messaging” facility on the [www.eastmidstenders.org](http://www.eastmidstenders.org) procurement portal. Any questions relating to the operation of the portal itself should be submitted to Due North using the contact details as below:

The Due North Technical Support Team:

You should email [ProContractSuppliers@proactis.com](mailto:ProContractSuppliers@proactis.com) for all support issues. This will auto-log a support ticket in the new PROACTIS Supplier Support Helpdesk.  
<http://proactis.kayako.com/default>

On logging a ticket, if you have not already logged one before, you will be issued with a registration email that will give you instructions to allow you to log in, log, review and update your own tickets.

In emergency situations you can contact the Supplier Support Service Desk on +44 (0)330 005 0352 this should be by exception and not as a rule and you should already have logged a support ticket prior to your call.

The Authority will respond to all reasonable clarifications as soon as possible through publishing the Tenderers' questions and the Authority's response to them on the e-tendering portal (Clarifications Log). If a Tenderer wishes the Authority to treat a clarification as confidential and not issue the response to all Tenderers, it must state this when submitting the clarification. If, in the opinion of the Authority, the clarification is not confidential, the Authority will inform the Tenderer and it will have an opportunity to withdraw it. If the clarification is not withdrawn, the response will be issued to all Tenderers. Clarification questions will be responded to as soon as possible and as they are received. Questions and responses will be circulated to all tenderers via the messaging facility on the portal.

Please note that any correspondence issued to you from the Authority, via the portal, will be sent to the person who is the named registered person on the portal for your organisation. If your organisation has registered multiple contacts, communication will be directed to the person who expressed an interest in this specific contract on behalf of your

organisation. Tenderers are advised to make sure that this named registered person shares correspondence with all colleagues who are participating in this procurement. The Authority is not responsible if the named registered person does not share information and/or documents supplied to them via the portal.

If a Tenderer no longer wishes to participate in the procurement then they should “Opt Out” on the portal.

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

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

High Court of Justice

The Strand

London

WC2A 2LL

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

At the point of information on the award of the contract, the Council will incorporate a minimum 10 calendar days standstill period as communicated to tenderers. Applicants who are unsuccessful shall be informed by LCC as soon as possible

after the decision has been made as to the reasons why the applicant was unsuccessful. If an appeal regarding the award of the contract has not been successfully resolved, The Public Contracts Regulations 2015 provide for aggrieved parties who have been harmed or are at risk of harm by breach of the rules to take legal action. Any such action must be brought within the applicable limitation period. Where a contract has not been entered into, the Court may order the setting aside of the award decision or order for any document to be amended and may award damages, make a declaration of ineffectiveness, order for a fine to be paid, and/or order the duration of the contract be shortened. The purpose of the standstill period referred to above is to allow the parties to apply to the Courts to set aside the award decision before the contract is entered into.