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Tender

## **KMCCYP-192 Electronic Market Place for 16+ Supported Accommodation Service**

Kirklees Council

F21: Social and other specific services – public contracts

Contract notice

Notice identifier: 2023/S 000-034004

Procurement identifier (OCID): ocds-h6vhtk-041a9e

Published 16 November 2023, 4:45pm

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

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

Kirklees Council

Town Hall, Ramsden Street

HUDDERSFIELD

HD1 2TA

#### **Contact**

Stewart Horn

#### **Email**

[stewart.horn@kirklees.gov.uk](mailto:stewart.horn@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

<http://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>

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

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## **Section II: Object**

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

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

KMCCYP-192 Electronic Market Place for 16+ Supported Accommodation Service

Reference number

KMCCYP-192

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

- 85000000 - Health and social work services

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

Services

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

The Council of the Borough of Kirklees (the "Council") is conducting this procurement exercise, in accordance with the Light Touch Regime of the Public Contracts Regulations 2015 (SI 2015/102), and intends to establish an Electronic Market Place ("EMP") with Providers with relevant experience and ability for the provision of Supported Accommodation to looked after or care leavers aged 16+.

The Council is establishing a new 16+ Supported Accommodation Electronic Market Place (EMP) to meet its duties under the Childrens Act 1989 & 2004 when securing a Supported Accommodation placement for either;

- a looked after child is placed in an 'other arrangements' placement

or

- a care leaver is placed in 'suitable accommodation'

The Council requires four types of provision, which are aligned with Ofsted's four categories of supported accommodation, as set out below:

- Category 1 - Supported Accommodation in a self-contained unit

The accommodation is for the sole use of the child or for the child and other individuals

living with the child (For example; partner, sibling or children) as agreed by the Council.

- Category 2 - Supported accommodation in a shared or group living situation (Ring fenced for looked after children and care leavers only)

The accommodation is for looked after children and care leavers only. There may be care leavers over the age of 18 living at the accommodation. Each child will have their own bedroom but will share communal areas (For example: kitchen, or a living area.)

- Category 3 - Supported accommodation in a shared or group living situation (Not limited to looked after children and care leavers)

The supported accommodation in a shared or group living situation in premises which are not limited to accommodating looked after children and care leavers. Each child will have their own bedroom but will share communal areas (For example: kitchen, or a living area.)

- Category 4 - Supported accommodation provided by an individual or individuals in a private residence (which is the main residence of that individual or individuals)

Children are accommodated in a private residence. This is accommodation hosted by an individual (or Individuals) such as supported lodgings.

Supported accommodation, provides support to young people aged 16+ who are either looked after by the local authority or care leavers. The aim of supported accommodation is to help these young people develop their independence in preparation for adulthood whilst keeping them safe in a homely and nurturing environment.

This EMP is anticipated to run from 01 April 2024 to 31 March 2034.

The value of the Services to be awarded through this EMP is estimated to be approximately £3,000,000.00 (three million pounds) per annum.

Further details regarding the Services required are set out in the Contract Terms and Conditions (Schedule 5) at Appendix 1.

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

Value excluding VAT: £30,000,000

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

This contract is divided into lots: Yes

Tenders may be submitted for all lots

## **II.2) Description**

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

Supported Accommodation in a self-contained unit

Lot No

1

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

- 85000000 - Health and social work services

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

NUTS codes

- UKE44 - Calderdale and Kirklees

Main site or place of performance

Kirklees

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

The Council is establishing a new 16+ Supported Accommodation Electronic Market Place (EMP) to meet its duties under the Children's Act 1989 & 2004 when securing a Supported Accommodation placement for either;

a looked after child is placed in an 'other arrangements' placement

or

a care leaver is placed in 'suitable accommodation'

Supported accommodation, provides support to young people aged 16+ who are either looked after by the local authority or care leavers. The aim of supported accommodation is to help these young people develop their independence in preparation for adulthood whilst keeping them safe in a homely and nurturing environment.

The Council requires four types of provision, which are aligned with Ofsted's four categories of supported accommodation, as set out below:

Category/Lot 1 - Supported Accommodation in a self-contained unit

The accommodation is for the sole use of the child or for the child and other individuals living with the child (For example; partner, sibling or children) as agreed by the Council.

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

Value excluding VAT: £10,000,000

### **II.2.7) Duration of the contract or the framework agreement**

Duration in months

120

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

Stated values are estimates and the contracting authority shall not be bound by such estimates nor should these be interpreted as an undertaking to purchase any services.

The total Electronic Market Place value is £3,000,000 per annum.

## **II.2) Description**

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

Supported accommodation in a shared or group living situation (ring fenced)

Lot No

2

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

- 85000000 - Health and social work services

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

NUTS codes

- UKE44 - Calderdale and Kirklees

Main site or place of performance

Kirklees

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

The Council is establishing a new 16+ Supported Accommodation Electronic Market Place (EMP) to meet its duties under the Children's Act 1989 & 2004 when securing a Supported Accommodation placement for either;

a looked after child is placed in an 'other arrangements' placement

or

a care leaver is placed in 'suitable accommodation'

Supported accommodation, provides support to young people aged 16+ who are either looked after by the local authority or care leavers. The aim of supported accommodation is to help these young people develop their independence in preparation for adulthood whilst keeping them safe in a homely and nurturing environment.

The Council requires four types of provision, which are aligned with Ofsted's four categories of supported accommodation, as set out below:

Category/Lot 2 - Supported accommodation in a shared or group living situation (Ring fenced for looked after children and care leavers only)

The accommodation is for looked after children and care leavers only. There may be care leavers over the age of 18 living at the accommodation. Each child will have their own bedroom but will share communal areas (For example: kitchen, or a living area.)

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

Value excluding VAT: £7,500,000

#### **II.2.7) Duration of the contract or the framework agreement**

Duration in months

120

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

Stated values are estimates and the contracting authority shall not be bound by such estimates nor should these be interpreted as an undertaking to purchase any services.

The total Electronic Market Place value is £3,000,000 per annum.

## **II.2) Description**

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

Supported accommodation in a shared or group living situation (non ring fenced)

Lot No

3

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

- 85000000 - Health and social work services

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

NUTS codes

- UKE44 - Calderdale and Kirklees

Main site or place of performance

Kirklees

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

The Council is establishing a new 16+ Supported Accommodation Electronic Market Place (EMP) to meet its duties under the Children's Act 1989 & 2004 when securing a Supported Accommodation placement for either;

a looked after child is placed in an 'other arrangements' placement

or

a care leaver is placed in 'suitable accommodation'

Supported accommodation, provides support to young people aged 16+ who are either looked after by the local authority or care leavers. The aim of supported accommodation is to help these young people develop their independence in preparation for adulthood whilst keeping them safe in a homely and nurturing environment.

The Council requires four types of provision, which are aligned with Ofsted's four categories of supported accommodation, as set out below:

Category/Lot 3 - Supported accommodation in a shared or group living situation (Not limited to looked after children and care leavers)

The supported accommodation in a shared or group living situation in premises which are not limited to accommodating looked after children and care leavers. Each child will have

their own bedroom but will share communal areas (For example: kitchen, or a living area.)

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

Value excluding VAT: £7,500,000

### **II.2.7) Duration of the contract or the framework agreement**

Duration in months

120

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

Stated values are estimates and the contracting authority shall not be bound by such estimates nor should these be interpreted as an undertaking to purchase any services.

The total Electronic Market Place value is £3,000,000 per annum.

## **II.2) Description**

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

Supported accommodation provided by an individual or individuals in a private residence

Lot No

4

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

- 85000000 - Health and social work services

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

NUTS codes

- UKE44 - Calderdale and Kirklees

Main site or place of performance

Kirklees

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

The Council is establishing a new 16+ Supported Accommodation Electronic Market

Place (EMP) to meet its duties under the Children's Act 1989 & 2004 when securing a Supported Accommodation placement for either;

a looked after child is placed in an 'other arrangements' placement

or

a care leaver is placed in 'suitable accommodation'

Supported accommodation, provides support to young people aged 16+ who are either looked after by the local authority or care leavers. The aim of supported accommodation is to help these young people develop their independence in preparation for adulthood whilst keeping them safe in a homely and nurturing environment.

The Council requires four types of provision, which are aligned with Ofsted's four categories of supported accommodation, as set out below:

Category/Lot 4 - Supported accommodation provided by an individual or individuals in a private residence (which is the main residence of that individual or individuals)

Children are accommodated in a private residence. This is accommodation hosted by an individual (or Individuals) such as supported lodgings.

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

Value excluding VAT: £5,000,000

#### **II.2.7) Duration of the contract or the framework agreement**

Duration in months

120

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

Stated values are estimates and the contracting authority shall not be bound by such estimates nor should these be interpreted as an undertaking to purchase any services.

The total Electronic Market Place value is £3,000,000 per annum.

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

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

#### **III.1.4) Objective rules and criteria for participation**

List and brief description of rules and criteria

Refer to the Request to Participate Submission Document and EMP documentation. The Council reserve the right to exclude any Applicant whom they deem to not satisfy any criteria.

Applicants must be able to demonstrate a positive net worth on their Balance Sheet for the past two (2) years and must have at least two (2) year's trading accounts.

Applicants must have at least one example of a previous contract that demonstrates to the reasonable satisfaction of the Authority that the Applicant possess the relevant general technical expertise and professional experience to deliver the Contract.

Applicants must have, or commit to obtain, Employers & Public Liability Insurance cover of £10 million, Professional Indemnity cover of £500,000.

Applicants must have relevant and up to date Disclosure and Barring Service ('DBS') checks.

Applicants must have a Safeguarding Policy/Statement for vulnerable adults & children.

Applicants must have a Health & Safety Policy that complies with current legislation.

Applicants must complete and submit the West Yorkshire Organisational Safeguarding Assessment.

Applicants must have registered with Ofsted to operate/provide

Supported Accommodation Services.

Applicants must score a minimum 20 points to pass Questions 7.17 - 7.20

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

#### **III.2.1) Information about a particular profession**

Execution of the service is reserved to a particular profession

Reference to the relevant law, regulation or administrative provision

Applicants must be registered with Ofsted and deliver Services in accordance with the registration requirements of Ofsted, complying with all relevant regulations and best practice guidelines.

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

As detailed in the EMP application documents published on the YORtender tendering portal.

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## **Section IV. Procedure**

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

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

Open procedure

#### **IV.1.11) Main features of the award procedure**

If a Contracting Body decides to source any of the Services through this EMP, then it may satisfy its requirements by allocating a Contract in accordance with the terms laid down in the EMP Information, Rules and Instructions document, included within the procurement documents.

### **IV.2) Administrative information**

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

Date

31 March 2034

Local time

1:00pm

#### **IV.2.4) Languages in which tenders or requests to participate may be submitted**

English

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## **Section VI. Complementary information**

### **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**

Tenderers are advised that this procurement in accordance with the Light Touch Regime of the Public Contracts Regulations 2015 (SI 2015/12), and intends to establish an Electronic Market Place ("EMP"). An EMP will be established with Providers with relevant experience and ability to provide 16+ Supported Accommodation Services.

The EMP does not operate in the same way as a Framework Agreement or Dynamic Purchasing System ("DPS"). It is a quasi DPS and is an "open market" product designed to provide access to a pool of Members which can be constantly refreshed. Potential Members can apply to participate in a EMP at any time by completing and submitting a RTP.

The Contracting Authorities consider that this EMP may be suitable for economic operators that are small or medium enterprises (SMEs). However, any selection of

Applicants (economic operators/tenderers) will be solely on the criteria set out in the procurement documents.

### **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

Applicants who are unsuccessful shall be informed by the Contracting Authority as soon as possible after the decision is made. If an Applicant requires any additional information as to why their submission was unsuccessful, this should be requested from the address at Section I.1) of this notice. If the matter 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 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 to be shortened. If however the contract has been concluded, the Court may only award damages or, where the contract award procedures have not been followed correctly, declare the contract to be ineffective.