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Contract

## **Domiciliary Care Services Dynamic Purchasing System**

Portsmouth City Council

F20: Modification notice

Notice identifier: 2023/S 000-034036

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

Published 17 November 2023, 9:57am

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

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

Portsmouth City Council

Civic Offices, Guildhall Square

PORTSMOUTH

PO12AL

#### **Contact**

Procurement Service

#### **Email**

[procurement@portsmouthcc.gov.uk](mailto:procurement@portsmouthcc.gov.uk)

#### **Telephone**

+44 2392688235

**Country**

United Kingdom

**Region code**

UKJ31 - Portsmouth

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

<https://www.portsmouth.gov.uk/>

Buyer's address

<https://www.portsmouth.gov.uk/>

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**Section II: Object****II.1) Scope of the procurement****II.1.1) Title**

Domiciliary Care Services Dynamic Purchasing System

Reference number

P00003266

**II.1.2) Main CPV code**

- 85312000 - Social work services without accommodation

**II.1.3) Type of contract**

Services

## **II.2) Description**

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

NUTS codes

- UKJ31 - Portsmouth

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

Portsmouth City Council is inviting requests to participate from qualified suppliers to be admitted to a dynamic purchasing system (DPS) to provide domiciliary care services, mainly in Portsmouth but occasionally in the surrounding area. The nature of support required will be individualised and will be aimed at maintaining a person in a reasonable state of health, hygiene and safety in their own home. support packages will vary in size based on the individual needs and may range from minimal support up to highly specialised and complex needs. The DPS will feature a tiering system in which suppliers can either accept the council's standard hourly rates or submit their own rates. Packages will be awarded preferentially to suppliers who accept the council's rates. The DPS will start on 1 February 2020.

The DPS will operate with three tiers. Suppliers who agree to accept standard PCC hourly rates will be on tier 1 of the DPS, whilst suppliers who wish to charge a higher rate will be on tier 2 of the DPS. A supplier can be either on tier 1 or tier 2 but not both at any one time. Suppliers may move between tier 1 and tier 2 at any time (although to reduce the administrative burden, moves may not be more frequent than annually). Tier 3 will be reserved for the awarding of complex cases where suppliers will submit costed proposals for individual packages of care. All suppliers may also be on tier 3. Suppliers on tier 1 are not bound to offer standard Portsmouth City Council hourly rates for packages of care offered via tier 3.

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

Duration in months

60

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## **Section IV. Procedure**

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

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

Notice number: [2019/S 206-503137](#)

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

### **Contract No**

Domiciliary Care Services Dynamic Purchasing System

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

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

1 February 2020

#### **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**

Multiple providers (under the DPS)

Portsmouth

Country

United Kingdom

NUTS code

- UKJ31 - Portsmouth

Justification for not providing organisation identifier

Not on any register

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: £46,000,000

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## Section VI. Complementary information

### VI.3) Additional information

This procurement is for the establishment of a dynamic purchasing system. The initial duration will be 5 years, but it is anticipated that this will be extended by further periods of no less than 1 year for as long as there is a need for the DPS to deliver domiciliary care. This may be extended indefinitely.

### VI.4) Procedures for review

#### VI.4.1) Review body

The High Court of Justice

The Strand

London

WC2A 2LL

Country

United Kingdom

Internet address

<https://www.justice.gov.uk/>

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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**

- 85312000 - Social work services without accommodation

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

- 85300000 - Social work and related services

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

NUTS code

- UKJ31 - Portsmouth

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

As per section II.

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

Duration in months

60

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

Total value of the contract/lot/concession:

£46,000,000

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

Multiple providers on the DPS

Portsmouth

Country

United Kingdom

NUTS code

- UKJ31 - Portsmouth

Justification for not providing organisation identifier

Not on any register

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):

Notice of DPS closure

The Contracting Authority has decided that in the interest of ensuring the future successful management of the pseudo DPS that we will be closing the opportunity for new providers to join. Following the publication of this modification notice, the Contracting Authority will commence a 30-day period prior to closing the DPS. This will allow interested candidates to submit a bid prior to the closure. Full details are available via the council's e-sourcing system Intend <https://in-tendhost.co.uk/portsmouthcc.aspx/home>.

The DPS will then close on Monday 18th December 2023. Any candidates whose bid does not meet the minimum selection criteria will not be able to resubmit past this date. The closure of the DPS will not affect the call-off process. All future packages of care will still be available for all providers who have been admitted onto the DPS, prior to the closure, to bid on.

### **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 reason that the Contracting Authority has chosen to close the pseudo DPS is due to several operational challenges. Since the DPS was established on 1st February 2020, the number of providers on the DPS has substantially increased and now far exceeds demand. As a result, this is destabilising the market as existing providers are winning less call-off contracts threatening their business models as well as creating a risk to the Contracting Authority.

Presently, the Contracting Authority do not foresee a need to re-open the DPS during the initial 5-year term of the DPS, which is due to end on the 31st January 2025. Following the DPS closure, the contracting authority will regularly review data around supply and demand or where there are significant market changes. This information will be used to inform any decision to re-open the DPS or establish a new alternative contracting mechanism in advance of the expiry.

### **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: £46,000,000

Total contract value after the modifications

Value excluding VAT: £46,000,000