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Contract

Day 6 Provision

Kirklees Council

F03: Contract award notice

Notice identifier: 2023/S 000-034403

Procurement identifier (OCID): ocds-h6vhtk-03d772

Published 21 November 2023, 1:49pm

Section I: Contracting authority

I.1) Name and addresses

Kirklees Council

PO BOX 1720

HUDDERSFIELD

HD1 9EY

Contact

Matt Brayford

Email

Matt.Brayford@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

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

Buyer's address

<https://yortender.eu-supply.com/login.asp?B=YORTENDER>

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

Day 6 Provision

Reference number

KMCCYP-170B

II.1.2) Main CPV code

- 80000000 - Education and training services

II.1.3) Type of contract

Services

II.1.4) Short description

Tenders are invited by the Council from Providers with relevant experience and ability to demonstrate sufficient capacity for the provision of Day 6 Support (Key Stages 1/2, 3 & 4) (the Services").

The Council requires 55 placements per academic year - Key Stage 1/2 x 5 placements, Key Stage 3 x 25 placements and Key Stage 4 x 25 placements.

The Council wishes to award one Contract for the provision of all 55 placements.

The maximum value of the Services to be awarded is £1,375,000 per annum (which equates to £25,000.00 per placement).

The anticipated commencement date for the Services is 1st January 2024 until expiry on 31st August 2026, with the option to extend for a further period, or successive periods, up to

31st August 2028.

II.1.6) Information about lots

This contract is divided into lots: No

II.1.7) Total value of the procurement (excluding VAT)

Value excluding VAT: £5,546,797.50

II.2) Description

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

Kirklees Council wishes to meet its statutory obligations to provide education for pupils who are unable to access or who are at risk of losing a school place as a result of exclusion,

behavioural needs or who are hard to place. Some pupils and students may have complex needs that require educational providers to work in cooperation with other agencies as well

as parents/carers and children and young people.

Kirklees Council wishes to commission a Provider to ensure high quality alternative education is provided for young people who are permanently excluded from Day 6 provision including those with social, emotional and mental health or medical needs (KS1/2 5 pupils; KS3 25 pupils; KS4 25 pupils).

II.2.5) Award criteria

Quality criterion - Name: Method Statements / Weighting: 60%

Price - Weighting: 40%

II.2.11) Information about options

Options: No

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: Yes

IV.2) Administrative information

IV.2.1) Previous publication concerning this procedure

Notice number: [2023/S 000-017336](#)

Section V. Award of contract

Contract No

KMCCYP-170B

Title

Day 6 Provision

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

20 November 2023

V.2.2) Information about tenders

Number of tenders received: 2

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

V.2.3) Name and address of the contractor

Delta Academies Trust

The Elland Academy, Gelderd House, Gelderd Road, Holbeck

Leeds

Country

United Kingdom

NUTS code

- UKE42 - Leeds

Companies House

07386086

The contractor is an SME

No

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £5,546,797.50

Section VI. Complementary information

VI.3) Additional information

Based on 4 years & 8 months

Key Stage 1/2 - £504,254.33

Key Stage 3 - £2,521,271.60

Key Stage 4 - £2,521,271.60

TOTAL - £5,546,797.50

Number of Placements per annum:-

Key Stage 1/2 - 5 placements

Key Stage 3 - 25 placements

Key Stage 4 - 25 placements

Price per placement per annum:

Key Stage 1/2 - £21,610.90

Key Stage 3 - £21,610.90

Key Stage 4 - £21,610.90

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

Precise information on deadline(s) for review procedures

In accordance with Regulation 86 (Notices of decisions to award a contract or conclude a framework), Regulation 87 (Standstill periods) and Chapter 6 (Applications to Court) of the Public Contracts Regulations 2015 (SI 2015/102), the contracting authority incorporated a minimum ten (10) calendar day standstill period at the point that information on the award of the Contract was communicated to economic operators. This period allowed any unsuccessful economic operator(s) to seek further debriefing from the contracting authority before the award of the Contract to the successful economic operators. Such additional

information should be requested from the address at Sections I.1 and I.3 of this Notice above. If an appeal regarding the award of the Contract 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 the Contract has not been awarded, the Court may order the setting aside of the award decision or order the contracting authority to amend any document and may award

damages. If however the Contract has been awarded, the Court may only award damages or, where the contract award procedures have not been followed correctly, declare the Contract to be ineffective.