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Contract

## **Fruit, Vegetables, Bakery Products and Eggs**

The City of Edinburgh Council

F03: Contract award notice

Notice identifier: 2023/S 000-037394

Procurement identifier (OCID): ocds-h6vhtk-03b257

Published 20 December 2023, 9:52am

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

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

The City of Edinburgh Council

Waverley Court, 4 East Market Street

Edinburgh

EH8 8BG

#### **Contact**

Pauline Sutherland

#### **Email**

[pauline.sutherland@edinburgh.gov.uk](mailto:pauline.sutherland@edinburgh.gov.uk)

#### **Telephone**

+44 1314693922

#### **Country**

United Kingdom

**NUTS code**

UKM75 - Edinburgh, City of

**Internet address(es)**

Main address

<http://www.edinburgh.gov.uk>

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA00290](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00290)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

**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**

Fruit, Vegetables, Bakery Products and Eggs

Reference number

CT2943

**II.1.2) Main CPV code**

- 03221200 - Fruit vegetables

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

Supplies

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

The City of Edinburgh Council (the Council) has the requirement for the supply and delivery of Fruit, Vegetables, Bakery Products and Eggs.

The Council directly operates a number of venues that require the supply of these goods, including but not limited to: schools, corporate offices, commercial venues and the Council run care homes.

It is expected that this framework will be for a period of four years.

Suppliers who may be interested in tendering for this opportunity are encouraged to note interest via Public Contracts Scotland.

These goods need to be provided by a Supplier that delivers consistent service and meets stringent health and safety standards.

### **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: £6,275,000

## **II.2) Description**

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

- 03220000 - Vegetables, fruits and nuts
- 15612500 - Bakery products
- 03142500 - Eggs

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

NUTS codes

- UKM75 - Edinburgh, City of

Main site or place of performance

Edinburgh

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

The Supplier will supply and deliver the goods to all of the sites that require these products across the Council Estate.

The Council requires a Supplier that has the ability to provide customers with a comprehensive range of products that combine quality and value and comply with dietary requirements and meet Government Buying Standards.

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

Quality criterion - Name: Quality / Weighting: 30

Quality criterion - Name: Delivery of the Contract / Weighting: 25%

Quality criterion - Name: Operational Requirements / Weighting: 15%

Quality criterion - Name: Contract Management and Key Performance Indicators / Weighting: 10%

Quality criterion - Name: The Environment and Sustainability / Weighting: 20%

Quality criterion - Name: Quality Assurance / Weighting: 10%

Quality criterion - Name: Community Benefits / Weighting: 10%

Quality criterion - Name: Fair Work Practices / Weighting: 5%

Quality criterion - Name: Business Continuity / Weighting: 5%

Price - Weighting: 70

#### **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

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## **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

#### **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 000-022867](#)

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

### **Contract No**

CT2943

A contract/lot is awarded: Yes

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

#### **V.2.1) Date of conclusion of the contract**

19 December 2023

#### **V.2.2) Information about tenders**

Number of tenders received: 2

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 2

Number of tenders received by electronic means: 2

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

**V.2.3) Name and address of the contractor**

George Anderson & Sons

Unit 21 Macmerry Industrial Estate, Macmerry, Tranent

East Lothian

EH33 1RD

Telephone

+44 1875616950

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Initial estimated total value of the contract/lot: £6,275,000

Total value of the contract/lot: £726,307

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**Section VI. Complementary information**

**VI.3) Additional information**

A mandatory requirement Organisations with more than 5 employees have in place a H&S Policy. Where a Bidder does not have an H&S Policy and is required to do so, the Council may exclude the Bidder from the competition.

A mandatory requirement that Tendering Organisations are asked to confirm that they will pay staff directly involved in the delivery of the framework agreement, and/or any subsequent call off contract, at least the real Living Wage. Where a Bidder does not pay the Living Wage the Council will exclude the Bidder from the competition.

A mandatory requirement that Tendering Organisations are asked to confirm that they will include the standard clause for Prompt Payment in all contracts at all stages of the supply chain within 30 days. Your Organisation must actively monitor payment performance and provide evidence and reports to the contracting authority on a regular basis. Where a Bidder fails to answer "Yes or N/A" the Council will exclude the Bidder from the competition.

A mandatory requirement that Tendering Organisations are asked to confirm that they will provide evidence in relation to climate change emergency and how they will respond. Organisations must submit a completed copy of "Schedule 11 Climate Change Plan".

Where a Tenderer's response is less than acceptable, the Council may exclude the Tenderer from the competition.

Bidders must complete the SPD (Scotland) to demonstrate adherence to the Exclusion and Selection Criteria for this procurement.

NOTE: To register your interest in this notice and obtain any additional information please visit the Public Contracts Scotland Web Site at [https://www.publiccontractsscotland.gov.uk/Search/Search\\_Switch.aspx?ID=712082](https://www.publiccontractsscotland.gov.uk/Search/Search_Switch.aspx?ID=712082).

The buyer has indicated that it will accept electronic responses to this notice via the Postbox facility. A user guide is available at [https://www.publiccontractsscotland.gov.uk/sitehelp/help\\_guides.aspx](https://www.publiccontractsscotland.gov.uk/sitehelp/help_guides.aspx).

Suppliers are advised to allow adequate time for uploading documents and to dispatch the electronic response well in advance of the closing time to avoid any last minute problems.

Community benefits are included in this requirement. For more information see: <https://www.gov.scot/policies/public-sector-procurement/community-benefits-in-procurement/>

A summary of the expected community benefits has been provided as follows:

The successful Contractors will be required to deliver Community Benefits in support of the Council's economic, social and environment objectives. Please find further information in the documents attached.

(SC Ref:753770)

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

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

Sheriff Court

Sheriff Court House, 27 Chambers Street

EDINBURGH

EH1 1LB

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

A tenderer that suffers loss as a result of a breach of duty under the Public Contracts (Scotland) Regulations 2015 may bring proceedings in the Sheriff Court or the Court of Session. The City of Edinburgh Council (the Council) will have a minimum standstill period of 10 days before awarding the contract. The communication of the award decision notice will be sent by fax or e-mail to all tenderers with the standstill period commencing on the next day. If proceedings are started in the Sheriff Court or the Court of Session against the Council in respect of the decision to award the contract within the standstill period then the Council is prevented from awarding the contract. Post contract award the Sheriff Court or the Court of Session may (1) award damages provided proceedings are brought within 3 months from the date when the grounds for the bringing of the proceedings first arose (2) be entitled to issue an ineffectiveness order or impose a financial penalty on the Council. A claim for an ineffectiveness order must be made within 30 days of the Contract Award Notice being published in the FTS or within 30 days of the date those who expressed an interest in or otherwise bid for the contract were informed of the conclusion of the contract or in any other case within 6 months from the date on which the contract was entered into.