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Contract

## **Treatment of Dry Mixed Recycling and Mixed Glass Recycling**

Midlothian Council

F20: Modification notice

Notice identifier: 2023/S 000-037635

Procurement identifier (OCID): ocids-h6vhtk-042912

Published 21 December 2023, 10:53am

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

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

Midlothian Council

Midlothian House, Buccleuch Street

Dalkeith

EH22 1DN

#### **Contact**

Steven Glynn

#### **Email**

[steven.glynn@midlothian.gov.uk](mailto:steven.glynn@midlothian.gov.uk)

#### **Fax**

+44 1316542797

#### **Country**

United Kingdom

**NUTS code**

UKM73 - East Lothian and Midlothian

**Internet address(es)**

Main address

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

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA00336](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00336)

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**Section II: Object**

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

**II.1.1) Title**

Treatment of Dry Mixed Recycling and Mixed Glass Recycling

Reference number

MID/18/39

**II.1.2) Main CPV code**

- 90514000 - Refuse recycling services

**II.1.3) Type of contract**

Services

**II.2) Description**

**II.2.1) Title**

Dry Mixed Recycling

Lot No

1

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

- 90514000 - Refuse recycling services

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

NUTS codes

- UKM73 - East Lothian and Midlothian

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

Midlothian Council is inviting tenders from suitably qualified, accredited, experienced and resourced Contractors for reprocessing of dry mixed recycling.

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

Start date

1 January 2019

End date

31 December 2023

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

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

Notice number: [2018/S 200-454704](#)

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

### **Contract No**

MID/18/39

### **Lot No**

1

### **Title**

Dry Mixed Recycling

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

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

4 January 2019

#### **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**

Regen Waste Limited

Shepherds Drive, Carnbane Industrial Estate

Newry

BT35 6JQ

Country

United Kingdom

NUTS code

- UKM73 - East Lothian and Midlothian

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: £2,700,000

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**Section VI. Complementary information**

**VI.3) Additional information**

(SC Ref:753626)

**VI.4) Procedures for review**

**VI.4.1) Review body**

Edinburgh Sheriff Court

Sheriff Court House, 27 Chambers Street

Edinburgh

EH11LV

Country

United Kingdom

Internet address

<http://www.midlothian.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**

- 90514000 - Refuse recycling services

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

NUTS code

- UKM73 - East Lothian and Midlothian

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

Extension of the contract for the reprocessing of dry mixed recycling

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

Duration in months

6

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

Total value of the contract/lot/concession:

£342,000

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

Regen Waste Limited

Shepherds Drive, Carnbane Industrial Estate

Newry

BT35 6JQ

Country

United Kingdom

NUTS code

- UKN06 - Belfast

The contractor/concessionaire is an SME

No

## **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):

6 month extension for the reprocessing of dry mixed recycling

### **VII.2.2) Reasons for modification**

Need for additional works, services or supplies by the original contractor/concessionaire.

Description of the economic or technical reasons and the inconvenience or duplication of cost preventing a change of contractor:

Midlothian Council was not able to undertake a timely re-tender of this contract due to the delay to the implementation of the Deposit Return Scheme. This scheme was expected to be in place from October 2023 and would have diverted plastic drink bottles, drink cans and glass jars from kerbside collected material to the Scheme Administrator. On 7 June Scottish Government announced that the DRS would be extended to October 2025 at the earlier, and this notification did not leave sufficient time for revised internal requests for procurement to receive the necessary approval for the Procurement team to advertise and for the Service and finance teams to evaluate the tenders before the contract end date

### **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: £2,700,000

Total contract value after the modifications

Value excluding VAT: £3,042,000