

Conditions of Participation

Emissions Testing

CM3088

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YorkshireWater

Defined Terms

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| Ariba | Yorkshire Water's SAP Ariba sourcing e-procurement system which is used to undertake this Procurement Process (unless otherwise stated by Yorkshire Water). |
| Bidder(s) | an entity (e.g. company, limited liability partnership, firm, joint venture, etc) participating in this Procurement Process to be considered for the opportunity to supply the relevant goods, services and/or works which are the subject matter of this Procurement Process. |
| Competitive Flexible Procedure | competitive tendering procedure under the Procurement Act 2023 that provides contracting authorities with the opportunity and flexibility to design and undertake a bespoke multi-stage procurement process. |
| Contract Opportunity | the opportunity to supply the relevant goods, services and/or works to Yorkshire Water on conclusion of the Procurement Process, which are the subject matter of this Procurement Process. |
| Conditions of Participation or CoP | the Conditions of Participation stage of the Procurement Process by which Yorkshire Water will identify one or more Bidder(s) which meet Yorkshire Water's minimum requirements. |
| Conditions of Participation Criteria | the criteria by which the Conditions of Participation will be assessed. |
| Conditions of Participation Questionnaire | the questions asked at the Conditions of Participation stage. |
| Contractual Compliance | the Contractual Compliance stage of the Procurement Process during which the Bidder(s) will have an opportunity to comment on (if stated by Yorkshire Water) and ultimately agree the terms and conditions of the Proposed Contract. |
| ITT or Invitation to Tender | the Invitation to Tender stage of the Procurement Process whereby Bidder(s) are assessed using award criteria to assess the quality and/or commercial aspects of their bid for the Proposed Contract. |
| Procurement Act 2023 | an act of the Parliament of the United Kingdom that defined public procurement. Replaces in full the Utilities Contracts Regulations 2016. |

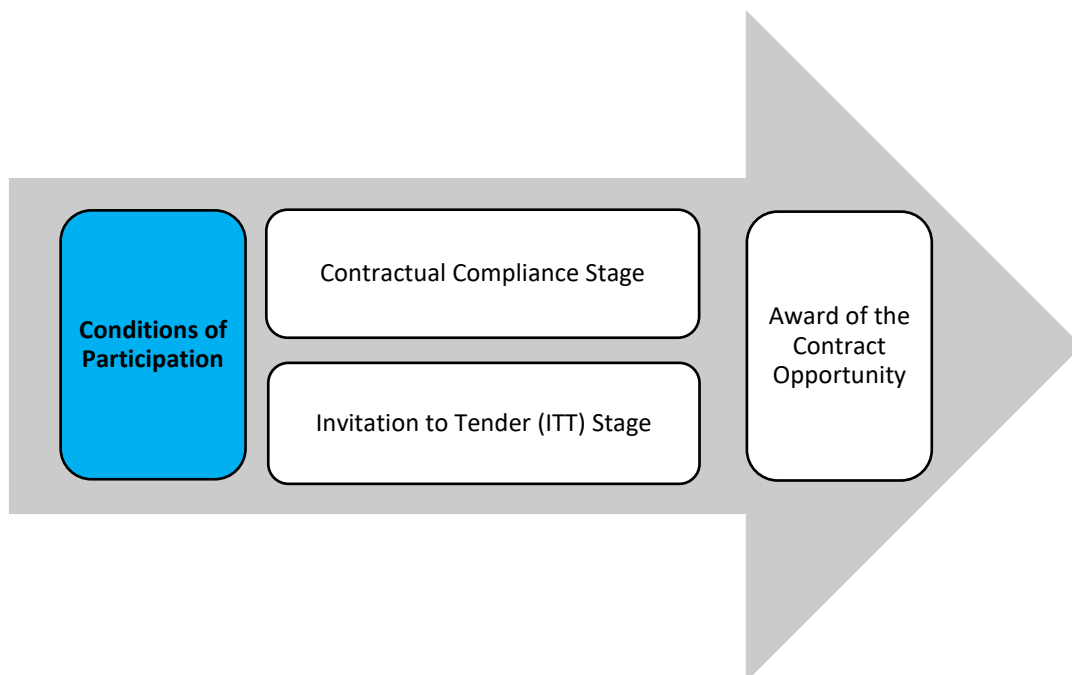
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|--|---|
| Procurement Process | the procurement process for the relevant Contract Opportunity from start to finish including the Conditions of Participation stage, Contractual Compliance stage and ITT stage. |
| Proposed Contract | the contract that Yorkshire Water and the successful Bidder(s) will enter into following award of the Contract Opportunity on completion of the Procurement Process. |
| Rules for the Procurement Process | Yorkshire Water's rules for the procurement process contained in the Bidder Agreement accepted by the Bidder in Ariba or otherwise communicated to the Bidder by Yorkshire Water. |
| Yorkshire Water | Yorkshire Water Services Limited (a company registered in England with company number 02366682). |

1. Conditions of Participation

1.1 Overview

The purpose of the Conditions of Participation stage is to identify Bidder(s) capable of meeting Yorkshire Water's minimum requirements.

This diagram shows an overview of the stages of the Procurement Process:



1.2 Rules for the Procurement Processes

Yorkshire Water's Rules for Regulated Procurement Processes apply to this Procurement Process. Please read the rules carefully and ensure that you comply with them. This Conditions of Participation document should be read in conjunction with the rules.

1.3 Procurement Procedure

The procedure being used for this tender pursuant to the Procurement Act 2023 is the competitive flexible procedure.

Yorkshire Water will evaluate the completed Conditions of Participation Questionnaire against the predefined Conditions of Participation Criteria to assess if the Bidder(s) are able to meet Yorkshire Water's minimum requirements to undertake the Proposed Contract.

1.4 Proposed Details of the Contract Opportunity

Yorkshire Water is seeking a supplier to provide **Emissions Testing** services. The scope includes UKAS and MCERTS accredited sampling, monitoring and testing of air and stack emissions across Yorkshire Water sites which have an Environment Agency permit.

Assets include:

- Combined Heat & Power (CHP) engines
- Boilers
- Generators
- Flare stacks
- Odour Control Units (OCU's)
- Bioaerosol monitoring (non-intrusive)

Test parameters include:

- Sulphur Dioxide
- NM VOC
- Carbon Monoxide
- Oxides of Nitrogen
- Oxygen
- Water Vapour
- Total VOC
- Volume Flow Rate
- Hydrogen Sulphide
- Odour
- Ammonia
- Hydrogen Chloride

Please refer to 'CM3088 Emission Testing – Conditions of Participation' attachment included with the market notice for more detailed information on the number of assets, asset locations and testing frequency.

Yorkshire Water is tendering for a contract with a **single supplier**.

The Contract Opportunity is structured as a **single lot**.

The estimated value of the tender is:

- o **£287k/year** (£1.44m across the initial contract duration of 5 years)

The duration of the proposed Contract Opportunity is:

- o **5 years** plus an optional extension of 3 years (8 years maximum)

1.5 Conditions of Participation Questionnaire

Each Bidder should make its response to the Conditions of Participation by completing and submitting the Conditions of Participation Questionnaire in full.

No alterations or additions to the Conditions of Participation Questionnaire shall be permitted, unless authorised by Yorkshire Water via the clarification process.

The Conditions of Participation Questionnaire contains criteria for qualitative selection and will be used to shortlist bidders, in accordance with the criteria set out below].

Yorkshire Water reserves the right to hold multiple rounds of Conditions of Participation whereby Bidders may be removed from the Procurement Process if they do not meet a certain threshold and as such will not progress to later rounds of CoP and/or ITT.

1.6 Conditions of Participation Criteria

Prior to making a detailed evaluation of the Conditions of Participation Questionnaire response, Yorkshire Water will carry out an initial review of each response to confirm completeness and compliance with the requirements and may, at its discretion, reject a Conditions of Participation Questionnaire response which is incomplete and/or non-compliant.

The Conditions of Participation Criteria are as follows:

| Question Ref | Question Category | Question Type |
|--------------|-------------------------------------|---------------|
| 1.1-1.2 | Pre-requisite | Pass / Fail |
| 2.1-2.6 | Introduction | Info Only |
| 3.1-3.3 | Regulatory and Conflict of Interest | Info Only |
| 3.4 | Regulatory and Conflict of Interest | Pass / Fail |
| 3.5 | Regulatory and Conflict of Interest | Info Only |
| 4.1 – 4.2 | Financial | Pass / Fail |
| 5.1 – 5.10 | Health & Safety | Pass / Fail |
| 6.1 – 6.6 | Environmental | Pass / Fail |
| 7.1 – 7.6 | Human Rights | Pass / Fail |
| 8.1 | Quality Management | Pass / Fail |
| 9.1 – 9.3 | Information Security | Pass / Fail |
| 10.1 – 10.3 | Insurance | Pass / Fail |
| 11.1 – 11.7 | Capability | Pass / Fail |
| 11.8 – 11.11 | Capability | Info Only |

Following evaluation and application of any pass/fail questions, Yorkshire Water reserves the right to shortlist bidders.

For all pass/fail criteria, a 'fail' being incurred will mean that the Bidder fails in the process and will not progress further.

1.7 Conditions of Participation Timescales

| Process Stage | Date | Type of Activity | Description |
|---------------------------------------|----------|-------------------------|--|
| CoP documents issued | 4.11.25 | Milestone | Yorkshire Water to issue the CoP documents. |
| Clarification correspondence deadline | 21.1.12 | Correspondence | Bidder(s) can correspond via Ariba in order to raise any matters for clarification. |
| CoP submission deadline | 1.12.25 | Milestone | Bidder(s) to submit CoP responses via Ariba. |
| CoP evaluation | 2.12.25 | Yorkshire Water Process | Yorkshire Water to evaluate the CoP submissions. |
| CoP notification | 12.12.25 | Milestone | Yorkshire Water to notify successful and unsuccessful Bidder(s) and advise on the commencement of the ITT process. |

These timescales are indicative, and Yorkshire Water is not bound by them. Yorkshire Water will communicate any updated timescales to Bidders accordingly.

1.8 Conditions of Participation Notification of Result

Yorkshire Water will notify all Bidder(s) of the outcome of the Conditions of Participation Stage.

Successful Bidder(s) will be invited to the next stage of the Procurement Process. Unsuccessful Bidder(s) will be notified.