

UK-Stafford: pasta products

2008/S 127-168832

CONTRACT NOTICE

Supplies

SECTION I: CONTRACTING AUTHORITY

I.1) NAME, ADDRESSES AND CONTACT POINT(S):

Staffordshire Purchasing, Wedgwood Building, Tipping Street, Attn: Joy Cooper, UK-Stafford ST16 2DH . Tel. (44) 17 85 85 46 49. E-mail: joy.cooper@staffordshire.gov.uk. Fax (44) 17 85 85 46 60.

Internet address(es):

General address of the contracting authority: www.staffordshire.gov.uk/purchasing.

Further information can be obtained at: As in above-mentioned contact point(s).

Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained at: As in above-mentioned contact point(s).

Tenders or requests to participate must be sent to: As in above-mentioned contact point(s).

I.2) TYPE OF THE CONTRACTING AUTHORITY AND MAIN ACTIVITY OR ACTIVITIES:

Regional or local authority.

General public services.

The contracting authority is purchasing on behalf of other contracting authorities: no.

SECTION II: OBJECT OF THE CONTRACT

II.1) DESCRIPTION

II.1.1) Title attributed to the contract by the contracting authority:

PC193 Provision of Pasta Bars.

II.1.2) Type of contract and location of works, place of delivery or of performance:

Supplies.

Purchase.

Main place of delivery: UK-West Midlands.

NUTS code: UKG3.

II.1.3) The notice involves:

A public contract.

II.1.4) Information on framework agreement:

II.1.5) Short description of the contract or purchase(s):

Contract for the provision of Pasta Bars to establishments comprising of mainly High/Middle Schools (including pasta/noodles, ready-made sauces and serving equipment).

II.1.6) Common procurement vocabulary (CPV):

15850000, 15851120, 15871260, 29840000.

II.1.7) Contract covered by the Government Procurement Agreement (GPA):

Yes.

II.1.8) Division into lots:

No.

II.1.9) **Variants will be accepted:**

No.

II.2) **QUANTITY OR SCOPE OF THE CONTRACT**

II.2.1) **Total quantity or scope:**

The provision of pasta bars to establishments comprising of mainly high/middle schools including pasta/noodles, ready-made sauces heating and serving equipment in accordance with the specification outlined in the tender documentation outlined in the tender documentation and terms as stated in the Conditions of Contract.

The contract will be for a period of 3 years commencing 1.11.2008 with an option to extend for a period of up to 12 months (at the County Councils sole discretion).

As part of the Governments National Procurement Strategy and the West Midlands Centre of Excellence Procurement Hub, collaborative working and supporting other authorities now forms part of this Councils procurement remit.

This contract may be made available to other Councils and Public Bodies (e.g. Police, Fire and Rescue Services) within this (or other regions) if the resultant contract provides best value for another West Midlands (or potentially East Midlands and other Authorities throughout the Country, in certain instances). The Councils within the West Midlands area are listed in the tender documents or alternatively a list of all of the regions/LAs can be found on www.rce.gov.uk.

The estimated value is based solely on Staffordshire County Councils expenditure. As and when it is agreed by the County Council and the provider for other public bodies to utilise the contract, the value may increase from that specified within this notice.

Estimated value excluding VAT:

Range: between 1 000 000 and 1 250 000 GBP.

II.2.2) **Options:**

Yes.

Description of these options: Option to extend the initial contract period of 36 months by a further period of up to 12 months.

II.3) **DURATION OF THE CONTRACT OR TIME-LIMIT FOR COMPLETION:**

Starting: 1.11.2008. Completion: 31.10.2012.

SECTION III: LEGAL, ECONOMIC, FINANCIAL AND TECHNICAL INFORMATION

III.1) **CONDITIONS RELATING TO THE CONTRACT**

III.1.1) **Deposits and guarantees required:**

III.1.2) **Main financing conditions and payment arrangements and/or reference to the relevant provisions regulating them:**

Payments may be made following acceptance by the banking agents of the County Council.

III.1.3) **Legal form to be taken by the group of economic operators to whom the contract is to be awarded:**

No special legal form is required by the grouping of providers but each provider will be required to become jointly or severally responsible for the contract before acceptance.

III.1.4) **Other particular conditions to which the performance of the contract is subject:**

No.

III.2) **CONDITIONS FOR PARTICIPATION**

III.2.1) **Personal situation of economic operators, including requirements relating to enrolment on professional or trade registers:**

Information and formalities necessary for evaluating if requirements are met: 1. Tenderers must hold a current Health and Safety Policy.

2. Tenderers operatives must be officially certified in Health and Safety Awareness in Practice.

3. Tenderers must hold and work to a Hazard Analysis at Critical Control Point.

Any tender may be rejected from a company/organisation who inter alia:

(a) is bankrupt or is being wound up, where his affairs are being administered by the court, where he has entered into an arrangement with creditors, where he has suspended business activities or is in any analogous situation arising from a similar procedure under national laws and regulations;

(b) is the subject of proceedings for a declaration of bankruptcy, for an order for compulsory winding up or administration by the court or of an arrangement with creditors or of any other similar proceedings under national laws and regulations;

(c) has been convicted by a judgment which has the force of res judicata in accordance with the legal provisions of the country of any offence concerning his professional conduct;

(d) has been guilty of grave professional misconduct proven by any means which the contracting authorities can demonstrate;

(e) has not fulfilled obligations relating to the payment of social security contributions in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority;

(f) has not fulfilled obligations relating to the payment of taxes in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority;

(g) is guilty of serious misrepresentation in supplying the information required under this Section or has not supplied such information;

(h) has been the subject of a conviction for participation in a criminal organisation, as defined in Article 2(1) of Council Joint Action 98/733/JHA;

(i) has been the subject of a conviction for corruption, as defined in Article 3 of the Council Act of 26.5.1997 and Article 3(1) of Council Joint Action 98/742/JHA respectively;

(j) has been the subject of a conviction for fraud within the meaning of Article 1 of the Convention relating to the protection of the financial interests of the European Communities;

(k) has been the subject of a conviction for money laundering, as defined in Article 1 of Council Directive 91/308/EEC of 10.6.1991 on prevention of the use of the financial system for the purpose of money laundering. Please refer to Regulation no 23 of the Public Procurement Regulations 2006 (SI No 5) for additional rejection criteria (see link)

<http://www.opsi.gov.uk/si/si2006/20060005.htm>.

III.2.2) **Economic and financial capacity:**

Information and formalities necessary for evaluating if requirements are met: 1. Tenderers must not bid for this contract if it would form more than 25 % of their annual turnover.

2. Insurance certificates will be required as proof of insurance levels.

Minimum level(s) of standards possibly required: 1. The contract must not form more than 25 % of the organisations annual turnover.

2. The company must as a minimum hold the following insurance levels or provide with their tender response a written statement advising should they be awarded the contract they will have the required levels in place for the commencement of the contract:

- 5 000 000 GBP Public Liability Insurance;

- 10 000 000 GBP Employers Liability Insurance.

3. There must not currently be any outstanding claims or litigation against the tendering organisation.

4. The County Council reserves the right to exclude tendering organisations subject to the circumstances set out in the 2006 Public Procurement Regulations of England, Wales and NI (consolidated 2007) section IV: Selection of Economic Operators, paragraph 23.

III.2.3) **Technical capacity:**

Information and formalities necessary for evaluating if requirements are met: 1. Tenderers must hold a current Health and Safety Policy.

2. Tenderers operatives must be officially certified in Health and Safety Awareness in Practice.

3. Tenderers must hold and work to a Hazard Analysis at Critical Control Point.

Minimum level(s) of standards possibly required: 1. Tenderers must hold a current Health and Safety Policy.

2. Tenderers operatives must be officially certified in Health and Safety Awareness in Practice.

3. Tenderers must hold and work to a Hazard Analysis at Critical Control Point.

III.2.4) **Reserved contracts:**

No.

III.3) **CONDITIONS SPECIFIC TO SERVICES CONTRACTS**

III.3.1) **Execution of the service is reserved to a particular profession:**

III.3.2) **Legal entities should indicate the names and professional qualifications of the staff responsible for the execution of the service:**

SECTION IV: PROCEDURE

IV.1) **TYPE OF PROCEDURE**

IV.1.1) **Type of procedure:**

Open.

IV.1.2) **Limitations on the number of operators who will be invited to tender or to participate:**

IV.1.3) **Reduction of the number of operators during the negotiation or dialogue:**

Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated no.

IV.2) **AWARD CRITERIA**

IV.2.1) **Award criteria:**

The most economically advantageous tender in terms of the criteria stated below:

2. Price. Weighting: 40 %.

3. Quality and range of products. Weighting: 25 %.

4. Quality and suitability of equipment and marketing support. Weighting: 20 %.

5. Customer service. Weighting: 15 %.

6. Sub Criteria breakdown can be found in tender documentation Section G. Weighting:

IV.2.2) **An electronic auction will be used:**

No.

IV.3) **ADMINISTRATIVE INFORMATION**

IV.3.1) **File reference number attributed by the contracting authority:**

PC193.

IV.3.2) **Previous publication(s) concerning the same contract:**

No.

IV.3.3) **Conditions for obtaining specifications and additional documents or descriptive document**

Time limit for receipt of requests for documents or for accessing documents: 12.8.2008.

Payable documents: no.

IV.3.4) **Time-limit for receipt of tenders or requests to participate:**

14.8.2008 - 15:00.

IV.3.5) **Date of dispatch of invitations to tender or to participate to selected candidates:**

IV.3.6) **Language(s) in which tenders or requests to participate may be drawn up:**

English.

IV.3.7) **Minimum time frame during which the tenderer must maintain the tender:**

Duration in days: 90 (from the date stated for receipt of tender).

IV.3.8) **Conditions for opening tenders:**

Date: 14.8.2008 - 15:00.

Persons authorised to be present at the opening of tenders: no.

SECTION VI: COMPLEMENTARY INFORMATION

VI.1) **THIS IS A RECURRENT PROCUREMENT:**

Yes.

Estimated timing for further notices to be published: June 2011 or June 2012.

VI.2) **CONTRACT RELATED TO A PROJECT AND/OR PROGRAMME FINANCED BY EU FUNDS:**

No.

VI.3) **ADDITIONAL INFORMATION:**

VI.4) **PROCEDURES FOR APPEAL**

VI.4.1) **Body responsible for appeal procedures:**

UK-

Body responsible for mediation procedures:

UK-

VI.4.2) **Lodging of appeals:**

Precise information on deadline(s) for lodging appeals: This authority will incorporate a minimum 10-calendar-day standstill period at the point when information on the award of the contract is communicated to tenderers. This period allows unsuccessful tenderers to seek further debriefing from the contracting authority before the contract is entered into. Applicants have 2 working days from the notification of the award decision to request additional debriefing. Such information has to be provided a minimum of 3 working days before the expiry of the standstill period. Such additional information should be requested from (please refer to the named person in the address in point I.1).

If an appeal regarding the award of a contract is not successfully resolved the Public Contracts Regulations 2006 (SI 2006 No 5) 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 brought promptly (generally within 3 months). Where a contract has not been entered into the Court may order the setting aside of the award decision or order the authority to amend any document and may award damages. If the contract has been entered into the Court may only award damages. The purpose of the standstill period referred to above is to allow parties to apply to the Courts to set aside the award decision before the contract is entered into.

VI.4.3) **Service from which information about the lodging of appeals may be obtained:**

UK-

VI.5) **DATE OF DISPATCH OF THIS NOTICE:**

30.6.2008.