

**UK-Bodmin: Construction materials and associated items**

**OJ S 5/2013 08/01/2013**

**Contract notice**

**Supplies**

**Directive 2004/18/EC**

**Section I: Contracting authority**

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**I.1. Name and addresses**

Official name: Cormac Solutions Limited

Postal address: Head Office, Castle Canyke Road

Town: Bodmin

Postal code: PL31 1DZ

Country: United Kingdom

For the attention of: Supply Chain and Support Services Manager

E-mail: [tenders@cormacltd.co.uk](mailto:tenders@cormacltd.co.uk)

Telephone: +44 1872323313

Fax: +44 1872324554

**Internet address(es):**

General address of the contracting authority: [www.cornwall.gov.uk/cormac](http://www.cornwall.gov.uk/cormac)

**Additional information can be obtained from:**

the abovementioned address

**Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from:**

the abovementioned address

**Tenders or requests to participate must be submitted:** the abovementioned address

**I.2. Type of the contracting authority**

Body governed by public law

**I.3. Main activity**

General public services

**I.4. Contract award on behalf of other contracting authorities**

The contracting authority is purchasing on behalf of other contracting authorities: yes

Official name: Cornwall Council

Postal address: County Hall, Treyew Road

Town: Truro

Postal code: TR1 3AY

Country: United Kingdom

Official name: South West Improvement & Efficiency Partnership

Postal address: Dennett House, 11 Middle Street

Town: Taunton

Country: United Kingdom

**Section II: Object of the contract**

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**II.1. Description**

**II.1.1.**

**Title attributed to the contract by the contracting authority**

Civil Engineering Supplies.

**II.1.2. Type of contract and place of performance or delivery**

Supplies

Main site or place of performance: CORMAC Solutions Ltd and Cornwall Council buildings, depots and work sites.

NUTS code UKK3 Cornwall and Isles of Scilly

**II.1.3. Information about a framework agreement or a dynamic purchasing system**

The procurement involves the establishment of a framework agreement

**II.1.4. Information about framework agreement**

Framework agreement with a single operator

**Duration of the framework agreement**

Duration in years: 2

**Estimated total value of purchases for the entire duration of the framework agreement**

Estimated value excluding VAT: 1 500 000 GBP

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

The supply of civil engineering products including plastic drainage pipe, concrete chamber rings and cover slabs, metal covers and gratings, and general build materials.

**II.1.6. CPV code(s)**

44100000 Construction materials and associated items, 44111100 Bricks, 44111200 Cement, 44111600 Blocks, 44111800 Mortar (construction), 44163000 Pipes and fittings, 44113900 Road-maintenance materials

**II.1.7. Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: no

**II.1.8. Lots**

This contract is divided into lots: no

**II.1.9. Information about variants**

Variants will be accepted: no

**II.2. Scope of the procurement**

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

The supply of civil engineering products including (but not limited to) plastic drainage pipe, concrete chamber rings and cover slabs, metal covers and gratings, and general build materials.

Mini competitions may take place for situations where it is economically advantageous. This will include specific schemes for contracts work.

The successful supplier will be expected to achieve on-going savings, improve performance in the provision of materials and to work with CORMAC Solutions to identify areas for continuous improvement and efficiency savings. An annual contract extension may be offered subject to satisfactory performance and price review.

Estimated value excluding VAT: 1 500 000 GBP

**II.2.2. Information about options**

Options: yes

Description of options: Option of extending the contract by a further 12 month renewal to a maximum of 2 years.

### **II.2.3. Information about renewals**

This contract is subject to renewal: yes

Number of possible renewals: 1

### **II.3. Duration of the contract or time limit for completion**

Duration in months: 24 (from the award of the contract)

## **Section III: Legal, economic, financial and technical information**

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### **III.1. Conditions related to the contract**

#### **III.1.1. Deposits and guarantees required**

No deposits will be required but where applicable the successful tenderer (or in the case of a consortium bid, each member of the consortium) may be required to provide a parent company guarantee or alternative performance bond.

#### **III.1.2. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them**

These conditions will be provided in the Invitation to Tender documents.

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

Joint and several.

#### **III.1.4. Contract performance conditions**

The performance of the contract is subject to particular conditions: yes

Description of particular conditions: The Framework will be subject to CORMAC Solutions Limited Terms and Conditions of Contract.

### **III.2. Conditions for participation**

#### **III.2.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions: Parties will be provided with detailed instructions concerning the information they must provide. This will be contained in the Invitation to Tender (ITT) document. Consideration will only be given to those contractors who complete and return the ITT by the required date.

Economic operators subject to any of the following [may/will] not be considered where the said operator

a) is bankrupt or is being wound up, where their affairs are being administered by the court, where they have entered into an arrangement with creditors, where they have 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 final judgment 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 they are 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 they are 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 26.6.1972 and Article 3(1) of Council Joint Action 98/742/JHA3 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.

### **III.2.2. Economic and financial ability**

List and brief description of conditions: May include, but shall not be limited to

- a) a completed Pricing Schedule,
- b) an assessment of Company financial standing.

Minimum level(s) of standards possibly required: Please refer to the Invitation to Tender document.

### **III.2.3. Technical and professional ability**

List and brief description of conditions:

May include, but shall not be limited to

- a) the completion and submission of CORMAC Solution's Health and Safety Questionnaire;
- b) an inventory of the delivery resources available to the supplier for carrying out the contract;
- c) insurance certificates drawn up by official brokers or agencies.
- d) the criteria listed in III.2.1; and
- e) any other information or documents referred to in the Invitation to Tender document.

Minimum level(s) of standards possibly required:

Please refer to the Invitation to Tender document.

### **III.2.4. Information about reserved contracts**

#### **III.3. Conditions specific to services contracts**

##### **III.3.1. Information about a particular profession**

##### **III.3.2. Information about staff responsible for the performance of the contract**

## **Section IV: Procedure**

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### **IV.1. Type of procedure**

#### **IV.1.1. Type of procedure**

Open

#### **IV.1.2. Information about the limits on the number of candidates to be invited**

#### **IV.1.3. Information about reduction of the number of solutions or tenders during negotiation or dialogue**

#### **IV.2. Award criteria**

##### **IV.2.1. Award criteria**

The most economically advantageous tender in terms of Price is not the only award criterion and all criteria are stated only in the procurement documents

##### **IV.2.2. Information about electronic auction**

An electronic auction will be used: no

#### **IV.3. Administrative information**

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

CSL2012.001F

##### **IV.3.2. Previous publication concerning this procedure**

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: 24.2.2013 - 15:00

Payable documents: no

##### **IV.3.4. Time limit for receipt of tenders or requests to participate**

25.2.2013 - 15:00

##### **IV.3.5. Estimated date of dispatch of invitations to tender or to participate to selected candidates**

##### **IV.3.6. Languages in which tenders or requests to participate may be submitted**

English.

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

Duration in months: 3 (from the date stated for receipt of tender)

##### **IV.3.8. Conditions for opening of tenders**

#### **Section VI: Complementary information**

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##### **VI.1. Information about recurrence**

This is a recurrent procurement: no

##### **VI.2. Information about European Union funds**

The procurement is related to a project and/or programme financed by European Union funds:

no

##### **VI.3. Additional information**

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

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

###### **VI.4.2. Review procedure**

Precise information on deadline(s) for review procedures: At the point at which tenderers and candidates are notified of the contract award decision a minimum 10 calendar day standstill period will apply during which the unsuccessful tenderers and candidates will have the opportunity to appeal against the decision to award before the contract is concluded. If an appeal regarding the award of the contract has not been successfully resolved, the Public Contracts (Amendment) Regulations 2009 provide for aggrieved parties who have been harmed or believe they 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 and may take the form of an application for an order to set aside the award decision, suspend the procedure or amend a document, or if the contract has been entered into a claim for a declaration of contract ineffectiveness and/or a claim for damages.

**VI.4.3. Service from which information about the review procedure may be obtained**

**VI.5. Date of dispatch of this notice**

4.1.2013