

United Kingdom-Bicester: Slag, dross, ferrous waste and scrap

OJ S 20/2016 29/01/2016

Contract notice

Services

Directive 2009/81/EC

Section I: Contracting authority/entity

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**I.1. Name and addresses**

Official name: Ministry of Defence, IMOC, Disposal Services Authority (DSA)

Postal address: DE&S Bicester, Bldg H9 H Site, Ploughley Road

Town: Bicester

Postal code: OX25 1LD

Country: United Kingdom

For the attention of: Cheryl Owen

E-mail: [DESLCSLS-DSA-Comrcl-3a@mod.uk](mailto:DESLCSLS-DSA-Comrcl-3a@mod.uk)

Telephone: +44 1869256013

Fax: +44 1869256070

**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**

Ministry or any other national or federal authority, including their regional or local subdivisions

**I.3. Main activity**

Defence

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

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

Official name: Agri-Food and Biosciences Institute, Northern Ireland

Postal address: Central Services Building,, AFBI Stormont, Stoney Road

Town: Belfast

Postal code: BT4 3SD

Country: United Kingdom

Official name: Police Services Northern Ireland

Postal address: Supplies and Services, Central Procurement Directorate, Clare House, 303 Airport Road West

Town: Belfast

Postal code: BT3 9ED

Country: United Kingdom

Official name: Highways England (formerly Highways Agency)

Postal address: Lateral Building, 8 City Walk

Town: Leeds

Postal code: LS11 9AT

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

Complete Disposal Service for Scrap Metal, Redundant Assets, Lead Acid Batteries and Destruction of Certain Non-Metallic Material.

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

Services

Service category No 26: Other services

NUTS code UK United Kingdom

#### II.1.3. Information about framework agreement

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: 4

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

Estimated value excluding VAT:

Range: between 8 000 000 and 10 000 000 GBP

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

Slag, dross, ferrous waste and scrap. Disposal Service for Scrap Metal, Redundant Assets, Lead Acid Batteries and Destruction of Non-Metallic Material.

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

14630000 Slag, dross, ferrous waste and scrap

#### II.1.7. Information about subcontracting

The tenderer has to indicate in the tender any share of the contract it may intend to subcontract to third parties and any proposed subcontractor, as well as the subject-matter of the subcontracts for which they are proposed

The tenderer has to indicate any change occurring at the level of subcontractors during the execution of the contract

#### 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 service shall include, but not be limited to the Provision of Containers (including skips, pallets, trailers and other transport media), the Provider shall, when requested by the Authority, provide free of charge (includes delivery, collection and rental) suitable storage media to site in advance of collection. The service is to cover the collection, storage and processing, recycling, marketing and sale, and disposal of Scrap Metal, Redundant Assets, Lead Acid Batteries and Destruction of Non-Metallic Materials as requirements arise. It is anticipated that there will be between 1400 and 1600 individual tasks generated per annum,

ranging from small quantities of scrap metal or batteries to larger task for site clearance or decommissioning of metal structures such as cranes. The Provider must possess the capability to demilitarise any equipment requiring secure destruction which may be required by the Authority. Requirement is to also include a Free of Charge collection and disposal service for non-hazardous Waste Electronic and Electrical Equipment (WEEE). The service shall cover the United Kingdom (Great Britain and Northern Ireland). Desirable requirements include the Provider to gain appropriate security clearances (List X) to allow the keeping and storage of classified equipment and material up to the level of 'Secret', or shall provide with their tender evidence that all reasonable steps have been taken to obtain such security clearances prior to the contract effective date or within a period of time from the contract effective date that the Authority shall determine in the invitation to tender. It is also desirable for the contractor to demonstrate a knowledge of United States (US) International Trade in Arms Regulations (ITAR) and provide evidence of previous approvals to handle such material. They should also provide a commitment to explore seeking US approval to hold and demilitarise US sourced material.

Estimated value excluding VAT:

Range: between 8 000 000 and 10 000 000 GBP

#### **II.2.2. Information about options**

Options: no

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

This contract is subject to renewal: no

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

Start 1.6.2016. Completion 31.5.2020

### **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**

The selected contractor will be required to provide a bank guarantee of 200 000 GBP for the duration of the contract. The supplier may be required to provide a parent company.

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

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

If a group of economic operators submits a bid, the group must nominate a lead organisation to deal with the Authority. The Authority shall require the group to form a legal entity before entering into the contract.

##### **III.1.4. Other particular conditions to which the performance of the contract is subject, in particular with regard to security of supply and security of information**

The Authority reserves the right to amend any condition related to security of information to reflect any changes in national law or government policy. If any contract documents are accompanied by a Security Aspects Letter, the Authority reserves the right to amend the terms of the Security Aspects Letter to reflect any changes in national law or government policy whether in respect of the applicable protective marking scheme, specific protective markings given, the aspects to which any protective marking applies or otherwise.

TUPE obligations are a possibility, the current contractor is Metal and Waste Recycling Ltd. Albert Works, Kenninghall, Edmonton, N18 2PD.

### **III.1.5. Information about security clearance**

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

#### **III.2.1. Personal situation**

**Criteria regarding the personal situation of economic operators (that may lead to their exclusion) including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions: The Authority will apply all the offences listed in Article 39(1) of Directive 2009/81/EC (implemented as Regulation 23(1) of the Defence and Security Public Contract Regulations (DSPCR) 2011 in the UK) and all of the professional misconducts listed at Article 39(2) of Directive 2009/81/EC (see also Regulation 23(2) in the DSPCR 2011) to the decision of whether a Candidate is eligible to be invited to tender.

A full list of the Regulation 23(1) and 23(2) criteria are at <http://www.contracts.mod.uk/delta/project/reasonsForExclusion.html#dspr>

Candidates will be required to sign a declaration confirming whether they do or do not have any of the listed criteria as part of the pre-qualification process.

Candidates who have been convicted of any of the offences under Article 39(1) are ineligible and will not be selected to bid, unless there are overriding requirements in the general interest (including defence and security factors) for doing so.

Candidates who are guilty of any of the offences, circumstances or misconduct under Article 39(2) may be excluded from being selected to bid at the discretion of the Authority.

The Authority will be seeking a declaration of good standing as part of the Pre Qualification Questionnaire.

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

**Criteria regarding the economic and financial standing of economic operators (that may lead to their exclusion)**

List and brief description of conditions: (a) Appropriate statements from the economic operator's bankers or where appropriate, evidence of relevant professional risk indemnity insurance;

(b) The presentation of balance-sheets or extracts from the balance-sheets, where publication of the balance-sheet is required under the law of the country in which the economic operator is established;

(c) where appropriate, a statement, covering the three previous financial years of the economic operator, of: (i) the overall turnover of the business of the economic operator; and (ii) where appropriate, the turnover in respect of the work, works, goods or services which are of a similar type to the subject matter of the contract.

If examination of the financial accounts exposes the potential for a bidder to experience financial difficulty in performing the contract, then the Authority will determine the level of risk that it is willing to bear in fulfilling the requirement.

#### **III.2.3. Technical and/or professional capacity**

**Criteria regarding the technical and/or professional ability of economic operators (that may lead to their exclusion)**

List and brief description of conditions:

(d) A statement of the technicians or technical services available to the economic operator to: (i) carry out the work under the contract, or (ii) be involved in the production of goods or the provision of services under the contract, particularly those responsible for quality control, whether or not they are independent of the economic operator;

(h) the environmental management measures, that the economic operator is able to apply when performing the contract, but only where it is necessary for the performance of that contract.

As stated in the Pre Qualification Questionnaire.

Minimum level(s) of standards possibly required

This information will be sought in the Pre Qualification Questionnaire.

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

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

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

Execution of the service is reserved to a particular profession: no

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

Obligation to indicate the names and professional qualifications of the staff assigned to performing the contract: no

### **Section IV: Procedure**

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

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

Restricted

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

Envisaged minimum number 5 and Maximum number 8

##### **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 has been used: no

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

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

DSACOMDD/5033

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

no

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

Payable documents: no

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

25.2.2016 - 10:00

##### **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.

## Section VI: Complementary information

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### VI.1. Information about recurrence

This is a recurrent procurement: yes

Estimated timing for further notices to be published: 4 Years.

### 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

The contracting authority considers that this contract may be suitable for economic operators that are small or medium enterprises (SMEs). However, any selection of tenderers will be based solely on the criteria set out for the procurement, and the contract will be awarded on the basis of the most economically advantageous tender. Suppliers interested in working with the Ministry of Defence should register on the MOD Supplier Information Database (SID) Register, available at [www.contracts.mod.uk](http://www.contracts.mod.uk)

The MOD SID is a database of active and potential suppliers available to all MOD and UK Defence procurement personnel, and is the main supplier database of MOD Procurement organisations. Please note: the registration and publication of a company profile on the MOD SID does not mean or imply that the supplier has in any way been vetted or approved by the MOD. Suppliers wishing to compete for advertised MOD contracts must respond to any specific call for competition by submitting a separate expression of interest in accordance with the instructions of the purchasing organisation.

From 2.4.2014 the Government is introducing its new Government Security Classifications Policy (GSC) to replace the current Government Protective Marking Scheme. A key aspect of this is the reduction in the number of security classifications used. All suppliers to the Department are encouraged to make themselves aware of the changes as it may impact on this Requirement. The link below to the Gov.uk website provides information on the new GSC.  
<https://www.gov.uk/government/publications/government-security-classifications>

The Authority reserves the right to amend any condition related to security of information to reflect any changes in national law or government policy. If any contract documents are accompanied by instructions on safeguarding classified information (e.g. a Security Aspects Letter), the Authority reserves the right to amend the terms of these instructions to reflect any changes in national law or government policy, whether in respect of the applicable protective marking scheme, specific protective markings given, the aspects to which any protective marking applies, or otherwise.

Advertising Regime OJEU: This contract opportunity is published in the Official Journal of the European Union (OJEU), the MoD Defence Contracts Bulletin and [www.contracts.mod.uk](http://www.contracts.mod.uk)

Suppliers must read through this set of instructions and follow the process to respond to this opportunity.

The information and/or documents for this opportunity are available on <https://www.contracts.mod.uk/delta>. You must register on this site to respond, if you are already registered you will not need to register again, simply use your existing username and password. Please note there is a password reminder link on the homepage.

Suppliers must log in, go to your Response Manager and add the following Access Code: XNGGYHV5K3. Please ensure you follow any instruction provided to you here.

The deadline for submitting your response(s) is 25.2.2016 10:00. Please ensure that you allow yourself plenty of time when responding to this invite prior to the closing date and time, especially if you have been asked to upload documents.

If you experience any difficulties please refer to the online Frequently Asked Questions (FAQ's) or the User Guides or contact the MOD DCO Helpdesk by emailing — [support@contracts.mod.uk](mailto:support@contracts.mod.uk) or call 0800 282 324.

Suppliers must read through this set of instructions and follow the process to respond to this opportunity.

The information and/or documents for this opportunity are available on <http://www.contracts.mod.uk>.

You must register on this site to respond, if you are already registered you will not need to register again, simply use your existing username and password. Please note there is a password reminder link on the homepage.

Suppliers must log in, go to your Response Manager and add the following Access Code: SC677XPYMD.

Please ensure you follow any instruction provided to you here.

The deadline for submitting your response(s) is detailed within this contract notice, you will also have visibility of the deadline date, once you have added the Access code via DCO as the opening and closing date is visible within the opportunity.

Please ensure that you allow yourself plenty of time when responding to this opportunity prior to the closing date and time, especially if you have been asked to upload documents.

If you experience any difficulties please refer to the online Frequently Asked Questions (FAQs) or the User Guides or contact the MOD DCO Helpdesk by emailing [support@contracts.mod.uk](mailto:support@contracts.mod.uk) or Telephone 0800 282 324.

GO Reference: GO-2016127-DCB-7669811.

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

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

Official name: Ministry of Defence, IMOC, Disposal Services Authority (DSA)

Postal address: DE&S Bicester, Bldg H9, H Site, Ploughley Road

Town: Bicester

Postal code: OX25 1LD

Country: United Kingdom

E-mail: [DESLCSLS-DSA-Comrcl-3@mod.uk](mailto:DESLCSLS-DSA-Comrcl-3@mod.uk)

Telephone: +44 3067702861

Fax: +44 1869256070

##### **Body responsible for mediation procedures**

Official name: Ministry of Defence, IMOC, Disposal Services Authority (DSA)

Postal address: DES Bicester, Bldg H9, H Site, Ploughley Road

Town: Bicester

Postal code: OX25 1LD

Country: United Kingdom

E-mail: [DESLCSLS-DSA-Comrcl-3@mod.uk](mailto:DESLCSLS-DSA-Comrcl-3@mod.uk)

Telephone: +44 3067702861

Fax: +44 1869256070

**VI.4.2. Review procedure**

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

Official name: Ministry of Defence, IMOC, Disposal Services Authority (DSA)

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

27.1.2016