

**United Kingdom-Hereford: Telecommunications services**  
**OJ S 29/2015 11/02/2015**  
**Contract notice**  
**Services**

**Directive 2004/18/EC**

**Section I: Contracting authority**

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**I.1. Name and addresses**

Official name: The County of Herefordshire District Council

Postal address: Plough Lane, PO Box 4

Town: Hereford

Postal code: HR1 0LE

Country: United Kingdom

For the attention of: Carrie Deeley

Telephone: +44 1432260000

**Internet address(es):**

General address of the contracting authority: <http://www.herefordshire.gov.uk>

Address of the buyer profile: [http://www.mytenders.org/search/Search\\_AuthProfile.aspx?ID=AA0142](http://www.mytenders.org/search/Search_AuthProfile.aspx?ID=AA0142)

Electronic access to information: <https://tenders.herefordshire.gov.uk/SupplierPortal/>

Electronic submission of tenders and requests to participate: <https://tenders.herefordshire.gov.uk/SupplierPortal/>

**Additional information can be obtained from:**

Official name: The County of Herefordshire District Council

Postal address: Plough Lane, PO Box 4

Town: Hereford

Postal code: HR1 0LE

Country: United Kingdom

Telephone: +44 1432260000

Internet address: <https://tenders.herefordshire.gov.uk/SupplierPortal/>

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

Official name: The County of Herefordshire District Council

Postal address: Plough Lane, PO Box 4

Town: Hereford

Postal code: HR1 0LE

Country: United Kingdom

Telephone: +44 1432260000

Internet address: <https://tenders.herefordshire.gov.uk/SupplierPortal/>

**Tenders or requests to participate must be submitted:** Official name: The County of Herefordshire District Council

Postal address: Plough Lane, PO Box 4

Town: Hereford

Postal code: HR1 0LE

Country: United Kingdom

Telephone: +44 1432260000

Internet address: <https://tenders.herefordshire.gov.uk/SupplierPortal/>

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

Regional or local authority

## **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: Gloucester County Council

## **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**

Fastershire Broadband Strategy 2014-18 Stage 4 Lot 1 Cotswolds.

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

Services

Service category No 5: Telecommunications services

Main site or place of performance: Within the County of Gloucestershire and primarily within the Cotswolds.

NUTS code UKK13 Gloucestershire

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

The notice involves a public contract

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

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

This contract forms an integral part of the Fastershire Broadband Strategy 2014-18 in which the strategic partnership between Herefordshire Council and Gloucestershire County Council are seeking to extend the reach of Next Generation Access Broadband ('NGA') to rural parts of both counties which have yet to benefit from such services.

Since 2012, Fastershire has been working with BT using BDUK and Local Authority Funds to deploy fibre based services throughout its eligible area. This deployment is now complete in the area covered by this tender and 6 495 premises have been identified that will not have benefited from a fibre service as a result of this phase of the funding.

This tender relates to stage 4 of the strategy which can be obtained from the Fastershire website [www.fastershire.com](http://www.fastershire.com) Its aim is to procure an NGA solution for as many of the premises which are as yet unreached in the Cotswolds as possible.

Specifically, the contract will seek to build a broadband network that will provide;

— a wholesale broadband service open to all Communication Providers on a non-discriminatory basis; with

— the capability to access NGA broadband by the greatest number of the circa. 6 000 eligible premises as possible.

The contractor will be expected to provide substantial investment into the broadband network and to own and manage the risks associated with developing and operating the broadband network on a wholesale basis including, but not limited to, take-up risks.

The maximum available public subsidy is 3 000 000 GBP which will be funded equally by Gloucestershire County Council and BDUK.

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

64200000 Telecommunications services, 32412000 Communications network, 32412100 Telecommunications network, 32412110 Internet network, 32420000 Network equipment, 32425000 Network operating system, 32500000 Telecommunications equipment and supplies, 32510000 Wireless telecommunications system, 32562200 Optical telecommunication cables, 32571000 Communications infrastructure, 45000000 Construction work, 45232300 Construction and ancillary works for telephone and communication lines, 45232332 Ancillary works for telecommunications, 50330000 Maintenance services of telecommunications equipment, 50334400 Communications system maintenance services, 51300000 Installation services of communications equipment, 64227000 Integrated telecommunications services, 72400000 Internet services, 32570000 Communications equipment, 72315000 Data network management and support services

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

##### **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**

An indicative public subsidy of a maximum of 3 000 000 GBP has been allocated to this contract and it is anticipated that this subsidy will provide the gap funding required by the selected supplier to deliver NGA coverage to a significant number of the eligible premises in the Cotswolds. This subsidy has been allocated by BDUK and Gloucestershire County Council. The actual amount of subsidy will be dependent on the chosen solution. Through this competitive tender process under the public procurement rules, Herefordshire Council and Gloucestershire County Council will work towards ensuring the minimum level of subsidy required to meet the stated objectives of the contract.

##### **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**

### **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 contracting authority reserves the right to require deposits, guarantees, bonds or other forms of appropriate security for the purpose of guaranteeing performance and liability under the contract. Further details will be provided with the Invitation to Tender document.

##### **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**

The Council reserves the right to accept consortium bids as well as lead contractor/sub-contractor models but may require groupings of providers to take a particular legal form or to require a single provider to take primary liability or to require that each party undertakes joint and several liability irrespective of the form of the vehicle to be established.

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

The performance of the contract is subject to particular conditions: no

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

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

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

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

##### **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**

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

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

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

2.4.2015 - 12:00

**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**

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

Date: 2.4.2015 - 12:00

Place:

Hereford.

## **Section VI: Complementary information**

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**VI.1. Information about recurrence**

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

**VI.3. Additional information**

1. Any contract(s) entered into as a result of this notice shall be considered as a contract(s) made under English law and subject to the jurisdiction of the English courts.
2. Herefordshire Council reserves the right not to enter into any agreement or award any contract as a result of this notice and to vary or change or not to proceed with this competition at any stage of the procurement process.
3. Herefordshire Council shall not be responsible for any costs incurred by any economic operator responding to this notice.
4. If any economic operator considers that any information supplied by it is commercially sensitive or confidential in nature, this should be highlighted and the reasons for its sensitivity as well as the duration of that sensitivity specified. Economic operators should be aware that even if they have indicated that information is commercially sensitive, Herefordshire Council may disclose it pursuant to the Freedom of Information Act 2000 in response to a request where such disclosure is considered to be in the public interest. Please note that receipt of materials marked 'confidential' or equivalent shall not be taken to mean that Herefordshire Council accepts any duty of confidentiality by virtue of that marking.

This contract is subject to state aid approval by BDUK. For further details of state aid with regard to this contract, visit [www.gov.uk/broadband-delivery-uk](http://www.gov.uk/broadband-delivery-uk)

Tender documents will be available on Herefordshire Councils e-Tendering portal on Monday 9.2.2015. <https://tenders.herefordshire.gov.uk/SupplierPortal/>

(MT Ref: 148309).

**VI.4. Procedures for review**

**VI.4.1. Review body**

Official name: Herefordshire Council

Postal address: Plough Lane

Town: Hereford

Postal code: HR4 0LE

Country: United Kingdom

**VI.4.2. Review procedure**

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

**VI.5. Date of dispatch of this notice**  
6.2.2015