

**United Kingdom-Bexhill: Road construction works**  
**OJ S 25/2021 05/02/2021**  
**Contract award notice**  
**Works**

**Legal Basis:**

Directive 2014/24/EU

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**Section I: Contracting authority**

**I.1. Name and addresses**

Official name: Rother District Council

Postal address: London Road

Town: Bexhill

NUTS code: UKJ22 East Sussex CC

Postal code: TN39 3JX

Country: United Kingdom

Contact person: Adam Bennett

E-mail: [procurement@rother.gov.uk](mailto:procurement@rother.gov.uk)

**Internet address(es):**

Main address: [www.rother.gov.uk](http://www.rother.gov.uk)

Address of the buyer profile: <https://sesharedservices.org/esourcing/>

**I.4. Type of the contracting authority**

Regional or local authority

**I.5. Main activity**

General public services

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**Section II: Object**

**II.1. Scope of the procurement**

**II.1.1. Title**

ESPH AB Provision of Road Construction (and Associated Infrastructure) Works at Blackfriars, Battle (ESPH386)

Reference number: 386

**II.1.2. Main CPV code**

45233120 Road construction works

**II.1.3. Type of contract**

Works

**II.1.4. Short description**

Rother District Council ('the Authority') sought a suitably qualified and experienced Contractor to deliver a spine road to serve a residential development in Battle, East Sussex.

The Blackfriars site in Battle has been identified in the Council's local planning documents and Corporate Plan as a site for residential development for many years.

The site is approximately 16 hectares (40 acres) in size, though only around 7 hectares are considered suitable for development. Past attempts to develop the site as a whole have been

unsuccessful, principally due to complex topography and ground conditions. Development of this site is predicated on the delivery of a new spine road, traversing the site from north to south which would facilitate residential development.

#### **II.1.6. Information about lots**

This contract is divided into lots: no

#### **II.1.7. Total value of the procurement**

Value excluding VAT: 4 720 026,44 GBP

### **II.2. Description**

#### **II.2.2. Additional CPV code(s)**

45233000 Construction, foundation and surface works for highways, roads, 45233100 Construction work for highways, roads, 45233121 Main road construction works, 45233140 Roadworks, 45233226 Access road construction work

#### **II.2.3. Place of performance**

NUTS code: UKJ22 East Sussex CC

Main site or place of performance: East Sussex.

#### **II.2.4. Description of the procurement**

The intention of this works contract is to build out the spine road in its entirety. There must be flexibility within the programme to pause work on site should acquisition of third-party land be protracted, or to progress the construction of the road expeditiously once acquisition has taken place.

In the unlikely event that the CPO is not approved, construction will take place on Council-owned land only. The tender sum (fee) should therefore be broken down to cover the following scenarios:

Construction of the entire road with no break or pause in construction

Phased development, subject to CPO timescales

Development on RDC land only, should CPO fail

The delivery of a spine road to serve residential development, with vehicular access off Harrier Lane and The Spinney, inclusive of drainage, services and infrastructure works in accordance with Planning Permission RR2019/604/P.

The spine road will be built to adoptable standard, and will be adopted by the local Highway authority (East Sussex County Council)

#### **II.2.5. Award criteria**

Quality criterion - Name: Quality — team members / Weighting: 10

Quality criterion - Name: Quality — programme / Weighting: 15

Quality criterion - Name: Quality — project delivery / Weighting: 10

Quality criterion - Name: Quality — ecological and archaeological constraints / Weighting: 5

Quality criterion - Name: Quality — risk mitigation / Weighting: 5

Quality criterion - Name: Service continuity / Weighting: 5

Quality criterion - Name: Legal / Weighting: 5

Price - Weighting: 45

#### **II.2.11. Information about options**

Options: no

#### **II.2.13.**

## Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:  
no

### II.2.14. Additional information

#### Section IV: Procedure

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##### IV.1. Description

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

Competitive procedure with negotiation

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

###### IV.1.8. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: no

##### IV.2. Administrative information

###### IV.2.1. Previous publication concerning this procedure

Notice number in the OJ S: [2020/S 165-401548](#)

###### IV.2.8. Information about termination of dynamic purchasing system

###### IV.2.9. Information about termination of call for competition in the form of a prior information notice

#### Section V: Award of contract

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**Contract No:** ESPH386

**Title:**

ESPH AB Provision of Road Construction (and Associated Infrastructure) Works at Brlackfiars, Battle (ESPH386)

A contract/lot is awarded: yes

##### V.2. Award of contract

###### V.2.1. Date of conclusion of the contract

08/01/2021

###### V.2.2. Information about tenders

Number of tenders received: 1

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 1

The contract has been awarded to a group of economic operators: no

###### V.2.3. Name and address of the contractor

Official name: Breheny Civil engineering Ltd

Postal address: Flordon Road

Town: Ipswich

NUTS code: UKH14 Suffolk  
Postal code: IP6 8NH  
Country: United Kingdom  
The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Initial estimated total value of the contract/lot: 450 000,00 GBP

Total value of the contract/lot: 4 720 026,44 GBP

**V.2.5. Information about subcontracting**

**Section VI: Complementary information**

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**VI.3. Additional information**

**VI.4. Procedures for review**

**VI.4.1. Review body**

Official name: High Court of England and Wales

Postal address: The Strand

Town: London

Postal code: WC2A 2LL

Country: United Kingdom

**VI.4.2. Body responsible for mediation procedures**

Official name: Cabinet Office

Postal address: 70 Whitehall

Town: London

Postal code: SW1A 2AS

Country: United Kingdom

**VI.4.3. Review procedure**

Precise information on deadline(s) for review procedures:

Wealden District Council Observed a standstill period following the award of the contract and conducted itself in respect of any appeals in accordance with the Public Contracts Regulations 2015 (as amended).

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

01/02/2021