

UK-Birmingham: soft drinks

OJ S 85/2012 03/05/2012

Contract notice

Supplies

Directive 2004/18/EC

Section I: Contracting authority

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**I.1. Name and addresses**

Official name: Performances Birmingham Ltd

Postal address: Symphony Hall, Broad Street

Town: Birmingham

Postal code: B1 2EA

Country: United Kingdom

For the attention of: Max Hyams

E-mail: [catering@thsh.co.uk](mailto:catering@thsh.co.uk)

Telephone: +44 1216445079

Fax: +44 1212121982

**Internet address(es):**

General address of the contracting authority: [www.thsh.co.uk](http://www.thsh.co.uk)

Address of the buyer profile: [http://www.mytenders.org/search/Search\\_AuthProfile.aspx?ID=AA17361](http://www.mytenders.org/search/Search_AuthProfile.aspx?ID=AA17361)

**Additional information can be obtained from:**

Official name: Performances Birmingham Ltd

Postal address: Symphony Hall, Broad Street

Town: Birmingham

Postal code: B1 2EA

Country: United Kingdom

For the attention of: Max Hyams

E-mail: [catering@thsh.co.uk](mailto:catering@thsh.co.uk)

Telephone: +44 1216445079

Fax: +44 1212121982

Internet address: [www.thsh.co.uk](http://www.thsh.co.uk)

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

Official name: Performances Birmingham Ltd

Postal address: Symphony Hall, Broad Street

Town: Birmingham

Postal code: B1 2EA

Country: United Kingdom

For the attention of: Max Hyams

E-mail: [catering@thsh.co.uk](mailto:catering@thsh.co.uk)

Telephone: +44 1216445079

Fax: +44 1212121982

Internet address: [www.thsh.co.uk](http://www.thsh.co.uk)

**Tenders or requests to participate must be submitted:** Official name: Performances Birmingham Ltd

Postal address: Symphony Hall, Broad Street

Town: Birmingham  
Postal code: B1 2EA  
Country: United Kingdom  
For the attention of: Max Hyams  
E-mail: [catering@thsh.co.uk](mailto:catering@thsh.co.uk)  
Telephone: +44 1216445079  
Fax: +44 1212121982  
Internet address: [www.thsh.co.uk](http://www.thsh.co.uk)

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

Other: Registered charity

**I.3. Main activity**

Recreation, culture and religion

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

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

**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**

Performances Birmingham: food, beverages, tobacco and related products.

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

Supplies

Purchase

Main site or place of performance: Birmingham, England.

NUTS code UK United Kingdom

**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)**

Performances Birmingham Ltd (PBL) propose to appoint a premium drinks supplier to Town Hall and Symphony Hall Birmingham effective from 1.9.2012 for a term of three years, ending 31.8.2015.

Products to be supplied will include champagne, spirits, beers and soft drinks.

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

15982000 Soft drinks, 15930000 Wines, 15911100 Spirits, 15961000 Beer

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

The procurement is covered by the Government Procurement Agreement: yes

**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**

Total beverage spend for Town Hall and Symphony Hall per annum.

Estimated value excluding VAT:

Range: between 200 000 and 300 000 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 3.9.2012. Completion 3.9.2015

## **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**

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

Delivery Payment.

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

#### **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**

List and brief description of conditions: (1) All candidates will be required to produce a certificate or declaration demonstrating that they are not bankrupt or the subject of an administration order, are not being wound-up, have not granted a trust deed, are not the subject of a petition presented for sequestration of their estate, have not had a receiver, manager or administrator appointed and are not otherwise apparently insolvent.

(2) All candidates will be required to produce a certificate or declaration demonstrating that the candidate, their directors, or any other person who has powers of representation, decision or control of the candidate has not been convicted of conspiracy, corruption, bribery, or money laundering. Failure to provide such a declaration will result in the candidate being declared ineligible and they will not be selected to participate in this procurement process.

(3) All candidates will be required to produce a certificate or declaration demonstrating that they have not been convicted of a criminal offence relating to the conduct of their business or profession.

(4) All candidates will be required to produce a certificate or declaration demonstrating that they have not committed an act of grave misconduct in the course of their business or profession.

(5) All candidates must comply with the requirements of the State in which they are established, regarding registration on the professional or trade register.

(6) Any candidate found to be guilty of serious misrepresentation in providing any information

required, may be declared ineligible and not selected to continue with this procurement process.

(7) All candidates will have to demonstrate that they are licensed, or a member of the relevant organisation, in the State where they are established, when the law of that State prohibits the provision of the services, described in this notice, by a person who is not so licensed or who is not a member of the relevant organisation.

(8) All candidates will be required to produce a certificate or declaration demonstrating that they have fulfilled obligations relating to the payment of social security contributions under the law of any part of the United Kingdom or of the relevant State in which the candidate is established.

(9) All candidates will be required to produce a certificate or declaration demonstrating that they have fulfilled obligations relating to the payment of taxes under the law of any part of the United Kingdom or of the relevant State in which the economic operator is established.

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

List and brief description of conditions: (1) All candidates will be required to provide a reference from their bank.

(2) All candidates will be required to provide evidence of relevant professional risk indemnity insurance.

(3) All candidates will be required to provide a statement, covering the 3 previous financial years including the overall turnover of the candidate and the turnover in respect of the activities which are of a similar type to the subject matter of this notice.

(4) All candidates will be required to provide statements of accounts or extracts from those accounts relating to their business.

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

List and brief description of conditions:

(1) All candidates will be required to provide certification from an independent body attesting conformity to environmental management standards in accordance with the Community Eco-Management and Audit Scheme (EMAS); or the European standard BS EN ISO 14001.

(2) All candidates will be required to provide certification drawn up by an independent body attesting the compliance of the economic operator with quality assurance standards based on the relevant European standards.

(3) Samples, descriptions and/or photographs, the authenticity of which must be certified if the contracting authority so requests.

(4) A statement of the principal goods sold or services provided by the supplier or the services provider in the past 3 years, detailing the dates on which the goods were sold or the services provided; the consideration received; the identity of the person to whom the goods were sold or the services were provided.

(5) A check may be carried out by the contracting authority or by a competent official body of the State in which the candidate is established, to verify the technical capacity of the candidate; and if relevant, on the candidates study and research facilities and quality control measures.

(6) A statement of the candidate's technical facilities; measures for ensuring quality; and their study and research facilities.

### **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**

Restricted

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

Envisaged minimum number 5: and Maximum number 5

Objective criteria for choosing the limited number of candidates: Specialised field.

#### **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 Criteria below

1. Cost price. Weighting 40
2. Product range. Weighting 20
3. Business development investment. Weighting 10
4. Flexibility on delivery. Weighting 10
5. Dedicated account manager. Weighting 15
6. Business development support. Weighting 5

#### **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**

**Prior information notice**

Notice number in the OJ S: [2009/S 26-037615](#) of 5.2.2009

#### **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**

8.6.2012 - 12:00

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

18.6.2012

#### **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**

## **Section VI: Complementary information**

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**VI.1. Information about recurrence**

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

**VI.3. Additional information**

(MT Ref:85260).

**VI.4. Procedures for review**

**VI.4.1. Review body**

**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**

27.4.2012