

United Kingdom-Stretford: Office, school and office equipment cleaning services

OJ S 125/2015 02/07/2015

Contract notice

Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: Solutions SK

Postal address: STaR Shared Procurement Service, Trafford Council, Trafford Town Hall

Town: Stretford

Postal code: M32 0TH

Country: United Kingdom

For the attention of: Mr Michael Sellors

E-mail: michael.sellors@star-procurement.gov.uk

Telephone: +44 161912113

Fax: +44 1619124272

Internet address(es):General address of the contracting authority: <http://www.solutionssk.co.uk/>Address of the buyer profile: <http://www.solutionssk.co.uk/>Electronic access to information: www.the-chest.org.ukElectronic submission of tenders and requests to participate: www.the-chest.org.uk**Additional information can be obtained from:**

Official name: This is an electronic tender.

Postal address: For all EOIs and to obtain docs and to raise clarifications, you must register at

Town: www.the-chest.org.uk

Postal code: WWW.THE-CHEST.ORG.UK

Country: United Kingdom

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

Official name: This is an electronic tender.

Postal address: For all EOIs and to obtain docs and to raise clarifications, you must register at

Town: www.the-chest.org.uk

Postal code: WWW.THE-CHEST.ORG.UK

Country: United Kingdom

Contact person: www.the-chest.org.uk**Tenders or requests to participate must be submitted:** Official name: This is an electronic tender.

Postal address: For all EOIs and to obtain docs and to raise clarifications, you must register at

Town: www.the-chest.org.uk

Postal code: WWW.THE-CHEST.ORG.UK

Country: United Kingdom

I.2. Type of the contracting authority

Other: Wholly owned company of Stockport Metropolitan Borough Council

I.3. Main activity

General public services

Environment

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

II.1. Description

II.1.1. Title attributed to the contract by the contracting authority

Solutions SK: A Framework Agreement for Building Cleaning Services Support.

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

Services

Service category No 14: Building-cleaning services and property management services

NUTS code UKD2 Cheshire,UKD31 Greater Manchester South

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 several operators

Maximum number Envisaged maximum number of participants to the framework agreement
: 7

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 400 000 and 600 000 GBP

Frequency and value of the contracts to be awarded: For information purposes only, the aggregate approximate spend over the past 12 months on similar requirements has been circa 120 000 GBP Solutions SK accepts no liability should the annual aggregate spend under the Framework Agreement fall below this figure, likewise, Solutions SK cannot guarantee that the aggregate annual value won't exceed this level of spend either. The above range is intended to cover an annual equal to or in excess of historic figures.

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

Solutions SK are looking to implement a framework agreement of up to 7 providers for Building Cleaning Services Support. The framework will require the partners to support Solutions SK in the provision of Building Cleaning services across multiple sites in and around the Stockport area. Providers on this framework will support both existing contracts and any new business. Interested parties should register their interest by clicking the 'Register Interest' button. You will then be given access to the ITT step where you will find all the relevant documents and will be able to submit a tender response by the given deadline.

II.1.6. CPV code(s)

90919000 Office, school and office equipment cleaning services, 90911000 Accommodation, building and window cleaning services, 90918000 Bin-cleaning services

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

The procurement is covered by the Government Procurement Agreement: yes

II.1.8. Lots

II.1.9. Information about variants

Variants will be accepted: no

II.2. Scope of the procurement

II.2.1. Total quantity or scope

Solutions SK are looking to implement a framework agreement of up to 7 providers for Building Cleaning Services Support. The framework will require the partners to support Solutions SK in the provision of Building Cleaning services across multiple sites in and around the Stockport area. Providers on this framework will support both existing contracts and any new business. Interested parties should register their interest by clicking the 'Register Interest' button. You will then be given access to the ITT step where you will find all the relevant documents and will be able to submit a tender response by the given deadline.

The agreement will be in place for 3 years, with the option to extend at Solutions SKs sole discretion for a period of 12 months.

For information purposes only, the aggregate approximate spend over the past 12 months on similar requirements has been circa 120 000 GBP. Solutions SK accepts no liability should the annual aggregate spend under the Framework Agreement fall below this figure, likewise, Solutions SK cannot guarantee that the aggregate annual value won't exceed this level of spend either. The above range is intended to cover an annual equal to or in excess of historic figures.

Estimated value excluding VAT:

Range: between 400 000 and 600 000 GBP

II.2.2. Information about options

Options: no

II.2.3. Information about renewals

This contract is subject to renewal: yes

Number of possible renewals: 1

In the case of renewable supplies or service contracts, estimated timeframe for subsequent contracts:

in months: 12 (from the award of the contract)

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

Duration in months: 48 (from the award of the contract)

Section III: Legal, economic, financial and technical information

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

Solutions SK reserves the right to request winning bidders to enter into a form of bond or parent company guarantee pending the financial and economic status of that tenderer. Failure to agree will result in disqualification of that tender. See tender documents for further information and requirements.

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

Payments shall be in arrears following work completed. See terms and conditions included within the tender document for further information.

III.1.3.

Legal form to be taken by the group of economic operators to whom the contract is to be awarded

While consortium tenders are welcomed, Solutions SK shall not appoint any company onto the framework on a jointly and severally liable basis. Should the consortium be unwilling to contract by appointing a prime contractor with whom Solutions SK shall sign an agreement, and therefore all other consortium members will be viewed as sub-contractors to the prime contractor, then Solutions SK reserves the right to require any consortium it awards a position on the framework agreement to, to form a single legal entity before entering into, or as a term of, the contract. The awarding of contracts under this framework agreement shall take the same form.

III.1.4. Contract performance conditions

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

Description of particular conditions: Particulars are contained in the tendering documentation, however, certain conditions are unknown as these will be imposed by the relevant buying organisation to whom Solutions SK and the chosen partner shall be bidding. Potential tenderers are to be aware of this when tendering for a place on this framework agreement.

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: MANDATORY GROUNDS FOR EXCLUSION

Excluding 1.3, these grounds apply to any cases where the date of conviction is within the last 5 years. For 1.3, the ground applies to any cases where the date of the relevant event is within the last 3 years.

Name of Bidder ('Contractor'):

1 We confirm that, to the best of our knowledge, the Contractor is not in breach of the provisions of Article 57 of Directive 2014/24/EU / Regulation 57 of the Public Contracts Regulations 2015 and in particular that:-

- 1.1 the Contractor or its directors or any other person who has powers of representation, decision or control of the Contractor has not been convicted of any of the following offences:-
 - (i) conspiracy within the meaning of section 1 or 1A of the Criminal Law Act 1977 where that conspiracy relates to participation in a criminal organisation as defined in Article 2 of Council Framework Decision 2008/841/JHA on the fight against organised crime;
 - (ii) corruption within the meaning of section 1(2) of the Public Bodies Corrupt Practices Act 1889 or section 1 of the Prevention of Corruption Act 1906;
 - (iii) the common law offence of bribery;
 - (iv) bribery within the meaning of sections 1, 2 and 6 of the Bribery Act 2010, or section 113 of the Representation of the People Act 1983;
 - (v) fraud, where the offence relates to fraud affecting the financial interests of the European Communities as defined by Article 1 of the Convention on the protection of the financial interests of the European Communities:-
 - a the common law offence of cheating the Revenue;
 - b. the common law offence of conspiracy to defraud;
 - c. fraud or theft within the meaning of the Theft Act 1968 and the Theft Act 1978;
 - d. fraudulent trading within the meaning of section 458 of the Companies Act 1985 or section 993 of the Companies Act 2006;
 - e. fraudulent evasion within the meaning of section 170 of the Customs and Excise Management Act 1979 or section 72 of the Value Added Tax Act 1994;
 - f. an offence in connection with taxation in the European Union within the meaning of section

71 of the Criminal Justice Act 1993; or

g. destroying defacing or concealing of documents or procuring the extension of a valuable security within the meaning of section 20 of the Theft Act 1968;

h. fraud within the meaning of section 2, 3 or 4 of the Fraud Act 2006;

i. the possessions of articles for use in frauds within the meaning of section 6 of the Fraud Act 2006, or the making, adapting, supplying or offering to supply articles for use in frauds within the meaning of section 7 of that Act;

(vi) any offence listed –

a. in section 41 of the Counter Terrorism Act 2008;

b. in Schedule 2 of that Act where the court has determined that there is terrorist connection;

(vii) any offence under sections 44 to 46 of the Serious Crime Act 2007 which relates to an offence covered by subparagraph (vi)

(viii) money laundering within the meaning of the Money Laundering Regulations 2003;

(ix) any other offence within the meaning of Article 57 of the Public Contracts Directive.

1.2 the company is not in breach of its obligations relating to the payment of taxes or social security contributions where such breach has been established by a judicial or administrative decision having final and binding effect;

1.3 the company is not in breach of its obligations relating to the payment of taxes or social security contributions where Solutions SK is able to demonstrate such breach by any appropriate means;

1.4 Solutions SK will only be able to dis-apply 1.2 and/or 1.3 upon receipt of acceptable proof by the economic operator that it has fulfilled its obligations to pay, or entered into a binding agreement with a view to paying, the taxes or social security contributions due, including, where applicable, any interest accrued or fines, or where there is an overriding reason relating to the public interest;

1.5 Solutions SK may also dis-apply 1.2 and/or 1.3 where the exclusion would be disproportionate, in particular where only minor amounts of taxes or social security contributions are unpaid, or where the economic operator was informed of the exact amount due at such time that it did not have the possibility of fulfilling its obligations in a timely manner described above before expiration of the deadline for participation or submission of tender;
Discretionary grounds for exclusion.

These grounds apply to any cases where the date of the relevant event is within the last 3 years.

2. None of the following sub paragraphs apply to the Contractor:-

2.1 is bankrupt or is the subject of insolvency or winding up proceedings, where its assets are being administered by a liquidator or by the court, where it is in arrangement with creditors, where its business activities are suspended or it is in any analogous situation arising from a similar procedure under the laws and regulations of any EU Member State;

2.2 is guilty of entering into agreements with other economic operators aimed at distorting competition;

2.3 where a conflict of interest within the meaning of Article 24 of the Public Contracts Directive cannot be effectively remedied by other, less intrusive, measures;

2.4 where a distortion of competition from prior involvement in the preparation of the procurement procedure, as referred to in Article 41 of the Public Contracts Directive, cannot be remedied by other, less intrusive, measures;;

2.5 is guilty of grave professional misconduct, which renders its integrity questionable;

2.6 is guilty of serious misrepresentation in supplying the information required for the verification of the absence grounds for exclusion or the fulfilment of the selection criteria;; or has withheld such information or is not able to submit supporting documents required under Article 59 of the Public Contracts Directive;

2.7 Has shown significant or persistent deficiencies in the performance of a substantive requirement under a prior public contract, a prior contract with a contracting entity, or a prior concession contract, which led to early termination of the prior contract, damages or other comparable sanctions;

2.8 Has undertaken to unduly influence the decision-making process of Solutions SK;

2.9 Has undertaken to obtain confidential information that may confer upon it undue advantages in the procurement procedure;

2.10 Has negligently provided misleading information that may have a material influence on the decisions concerning exclusion, selection or award;

3 We confirm that where appropriate, we are registered with the appropriate trade or professional register(s) in the EU member state where it is established under the conditions laid down by that member state.

4 We confirm that the tender submitted complies with applicable obligations in the fields of environmental, social and labour law established by EU law, national law, collective agreements or by the international environmental, social and labour law provisions listed in Annex X of the Public Contracts Directive as amended from time to time.

Should the tender not comply this paragraph, Solutions SK may reject the submission.

If any response to the above reads negatively the may result in a fail, this will depend on what measures have been adopted to prevent reoccurrence, but also to address the current situation.

Appropriate completion of the tender document and compliantly returned via the Chest.

III.2.2. Economic and financial ability

List and brief description of conditions: Financial Checks will be undertaken for the economic operators using a credit reference agency. Pending the results of this check and in light of any information determined from the provision of the following information, economic operators shall be assessed according to the level of risk shown by the credit check and assessment of the accounts. For each of the last three full financial years (or for the period that is available if less than three years) please provide full (unabbreviated) annual audited accounts (or where not possible management accounts) and annual reports to include all of the following:— Profit and Loss Account— Balance Sheet— Cash Flow Statement— Statement of Turnover— Full Notes to the Accounts— Directors' Report / Auditor's Report Where the last full financial year's report and accounts are unsigned, draft accounts / management accounts for that year should be provided. For the current financial year please provide copies of any relevant interim financial statements. None Imposed, however, to assist in call-off arrangements, Bidders are requested to explain the number of contracts undertaken of similar services to those specified in the following characteristics:

1. Under 10 000 GBP
2. 10 000 to 50 000 GBP
3. 50 000 to 99 000 GBP
4. 100 000 to 500 000 GBP
5. 500 000 to 1 000 000 GBP
6. 1 000 000 to 5 000 000 GBP
7. Over 5 000 000 GBP.

Minimum level(s) of standards possibly required: Failure to provide the required documents within 5 working days of request may result in your bid being unsuccessful. If the credit check and the financial assessment proves concerning and demonstrates a risk to Solutions SK in entering into an agreement with the economic operator, Solutions SK reserves the right to reject the tender bid if entering into a parent guarantee or bond are not agreed. Economic operators should also ensure that they hold as a minimum the following insurance levels or be

able to provide with their response, a written statement advising that should they be awarded the contract they will have the required levels of insurance in place for the commencement of the contract:- Public Liability 5 000 000 GBP- Employers Liability 5 000 000 GBP- Professional Indemnity no minimum limit.

III.2.3. Technical and professional ability

List and brief description of conditions:

Information and formalities necessary for evaluating if the requirements are met:

- (b) a list of the principal deliveries effected or the main services provided in the past three years, with the sums, dates and recipients, whether public or private, involved. Evidence of delivery and services provided shall be given: — where the recipient was a contracting authority, in the form of certificates issues or countersigned by the competent authority, — where the recipient was a private purchaser, by the purchaser's certification or, failing this, simply by a declaration by the economic operator;
- (d) a description of the technical facilities and measures used by the supplier or service provider for ensuring quality and the undertaking's study and research facilities;
- (g) indication of the environmental management measures that the economic operator will be able to apply when performing the contract;
- (h) a statement of the average annual manpower of the service provider or contractor and the number of managerial staff for the last three years; (i) a statement of the tools, plant or technical equipment available to the service provider or contractor for carrying out the contracts;
- (j) an indication of the proportion of the contract which the services provider intends possibly to subcontract;.Appropriate Completion of the Tender Document. Technical and Professional Capacity: Information on whether the economic operator has ever: — had a contract terminated in the last three years and why and what has been done to prevent re-occurrence — not had a contract / framework agreement renewed for failure to perform to the terms of the contract / framework agreement and why and what has been done to prevent re-occurrence — has withdrawn from a contract prematurely, why and where the fault lies — has any outstanding claims or litigation against it in the last three years, why and what has been done to prevent re-occurrence. Quality Management: — confirmation that an economic operator has a Quality Management System in place — confirmation that an economic operator manages continual improvement of their services — confirmation that an economic operator manages their supply chain to ensure quality provision of services. And as further detailed in the ITT. Minimum level(s) of standards possibly required: Health and Safety: Sufficient detail needs to be provided in all relevant questions to enable Solutions SK to determine the bidding organisations compliance with Health and Safety Requirements and Equality & Diversity Requirements..Technical and Professional Capacity: Sufficient detail needs to be provided to all relevant questions to enable the Solutions SK to determine the bidding organisation that quality will be maintained and issues will not re-occur during this framework agreement. Quality Management: — that a Quality Management System is in place — that there is an approach to continue improvement in place within the organisation and this is sufficiently structured — that the organisation manages their supply chain to ensure programmes of work are met and quality is satisfactory. And as further detailed in the ITT.

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

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

Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated no

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

9XEM-BZFMDC

IV.3.2. Previous publication concerning this procedure

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: 27.7.2015 - 16:00
Payable documents: no

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

27.7.2015 - 16:00

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

26.6.2015

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: 2 (from the date stated for receipt of tender)

IV.3.8. Conditions for opening of tenders

Date: 28.7.2015 - 10:00

Persons authorised to be present at the opening of tenders: no

Section VI: Complementary information

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

This notice is for a framework agreement and is not in itself a contract and there is no guarantee of volumes of business under this agreement. Solutions SK gives no guarantee or warranty or makes any representation as to the accuracy of any indicative volumes or as to the value of the work during the framework agreement period. This procurement exercise will be conducted on The Chest <www.the-chest.org.uk>. Organisations wishing to be considered for this framework agreement must register their expression of interest through the Contract and Tender Management System ****do not contact star or solutions SK direct**** and submit a completed tender document by the deadline. It is the organisations responsibility to satisfy themselves that they have provided all of the required information. If you have any technical problems with The Contract and Management System please contact the help-desk on: Email: nwsupport@due-north.com Telephone: +44 8452930459.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Royal Courts of Justice
Postal address: The Strand
Town: London
Postal code: WC2A 2LL
Country: United Kingdom
Telephone: +44 2079476000

Body responsible for mediation procedures

Official name: Royal Courts of Justice
Postal address: The Strand
Town: London
Postal code: WC2A 2LL
Country: United Kingdom
Telephone: +44 2079476000

VI.4.2. Review procedure

Precise information on deadline(s) for review procedures: Solutions SK will incorporate a standstill period at the point information on the award of the framework agreement is communicated to tenderers. That notification will provide full information on the award decision. The standstill period, which will be for a minimum of 10 calendar days, provides time for unsuccessful tenderers to challenge the award decision before the contract is entered into. The Public Contracts Regulations 2015 provide for aggrieved parties who have been harmed or are at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland).

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

VI.5. Date of dispatch of this notice
29.6.2015