

**United Kingdom-Belfast: Construction work**  
**OJ S 112/2019 13/06/2019**  
**Contract notice**  
**Works**

**Legal Basis:**

Directive 2014/24/EU

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**Section I: Contracting authority**

**I.1. Name and addresses**

Official name: CPD — Construction Division

Postal address: 303 Airport Road West

Town: Belfast

NUTS code: UKN0 Northern Ireland

Postal code: BT3 9ED

Country: United Kingdom

E-mail: [construct.info@finance-ni.gov.uk](mailto:construct.info@finance-ni.gov.uk)

Telephone: +44 2890816555

**Internet address(es):**

Main address: <https://etendersni.gov.uk/epps>

Address of the buyer profile: <https://etendersni.gov.uk/epps>

**I.2. Information about joint procurement**

The contract is awarded by a central purchasing body

**I.3. Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://etendersni.gov.uk/epps>

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: <https://etendersni.gov.uk/epps>

Electronic communication requires the use of tools and devices that are not generally available. Unrestricted and full direct access to these tools and devices is possible, free of charge, at: <https://etendersni.gov.uk/epps>

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

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

**I.5. Main activity**

General public services

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**Section II: Object**

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

**II.1.1. Title**

DoF — 2247711 Pan Government Small Works Framework Agreement 2019

**II.1.2. Main CPV code**

45000000 Construction work

### **II.1.3. Type of contract**

Works

### **II.1.4. Short description**

The framework will provide for the delivery of small new and refurbishment construction works not normally exceeding 500 000 GBP (works will not normally be less than 30 000 GBP). This includes the provision of building, mechanical and electrical works and all associated specialist subcontracts: the work may involve:

- construction of new buildings and extensions,
- refurbishment or repair of existing buildings,
- installation of new or replacement building services installations.

The framework is being let by CPD on behalf of any public sector organisation requiring works in Northern Ireland including:

- Government Departments,
- agencies,
- non-departmental public bodies,
- Local Authorities, or
- other Contracting Authority (including subsidised bodies or other grant recipients). A list of organisations is included in the ITT documents and can be viewed at <https://www.finance-ni.gov.uk/publications/list-framework-users-pan-government-maintenance-and-minor-works-framework-agreement>

### **II.1.5. Estimated total value**

Value excluding VAT: 48 000 000,00 GBP

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

This contract is divided into lots: yes

Tenders may be submitted for maximum number of lots: 4

Maximum number of lots that may be awarded to one tenderer: 1 The contracting authority reserves the right to award contracts combining the following lots or groups of lots:

This framework will comprise of 4 lots. In order to provide resilience and ensure that a greater number of firms have an opportunity to bid, both at Tier 1 and as part of the supply chain, a single Economic Operator (EO) will only be awarded 1 of the 4 lots and 4 EOs will be appointed to the framework (subject to the relaxations as set out in the instructions to tenderers document).

## **II.2. Description**

### **II.2.1. Title**

Lot 1 (N1)

Lot No: 1

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

45300000 Building installation work, 45350000 Mechanical installations, 45310000 Electrical installation work

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

NUTS code: UKN0 Northern Ireland

Main site or place of performance: Lot 1: North 1 Area. The geographical area of Lot 1 comprises specified postcodes in the North 1 Area of Northern Ireland. Refer to the instructions to tenderers for list.

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

The framework will provide for the delivery of small new and refurbishment construction works not normally exceeding 500 000 GBP (works will not normally be less than 30 000 GBP). This includes the provision of building, mechanical and electrical works and all associated specialist subcontracts: the work may involve:

- construction of new buildings and extensions,
- refurbishment or repair of existing buildings,
- installation of new or replacement building services installations.

The framework is being let by CPD on behalf of any public sector organisation requiring works in Northern Ireland including:

- Government Departments,
- agencies,
- non-departmental public bodies,
- Local Authorities, or
- other Contracting Authority (including subsidised bodies or other grant recipients). A list of organisations is included in the ITT documents and can be viewed at <https://www.finance-ni.gov.uk/publications/list-framework-users-pan-government-maintenance-and-minor-works-framework-agreement>

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

#### **II.2.6. Estimated value**

Value excluding VAT: 12 000 000,00 GBP

#### **II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 48

This contract is subject to renewal: yes

Description of renewals:

The Framework Agreement will be awarded for a period of 1 year with the option to extend for 3 further 1 year periods. The Contracting Authority may terminate a contractor's participation in the Framework Agreement at any time. If deemed necessary, the Contracting Authority may extend the period of the Framework Agreement for more than 4 years.

#### **II.2.10. Information about variants**

Variants will be accepted: no

#### **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: yes

Identification of the project: Some works project to be delivered using this Framework Agreement may be funded in whole or in part by EU funds.

#### **II.2.14. Additional information**

EOs may be awarded contracts under this Framework Agreement (FA) on a call-off basis or as a result of a secondary competition between lots. There is no guarantee that a FA will be put in

place following this competition or any contracts will be awarded under this FA. No compensation will be paid in the event that a FA is not concluded/number of contracts awarded is not as anticipated.

## **II.2. Description**

### **II.2.1. Title**

Lot 2 (N2)

Lot No: 2

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

45300000 Building installation work, 45350000 Mechanical installations, 45310000 Electrical installation work

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

NUTS code: UKN0 Northern Ireland

Main site or place of performance: Lot 2: North 2 Area. The geographical area of Lot 2 comprises specified postcodes in the North 2 Area of Northern Ireland. Refer to the instructions to tenderers for list.

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

The framework will provide for the delivery of small new and refurbishment construction works not normally exceeding 500 000 GBP (works will not normally be less than 30 000 GBP). This includes the provision of building, mechanical and electrical works and all associated specialist subcontracts: the work may involve:

- construction of new buildings and extensions,
- refurbishment or repair of existing buildings,
- installation of new or replacement building services installations.

The framework is being let by CPD on behalf of any public sector organisation requiring works in Northern Ireland including:

- Government Departments,
- agencies,
- non-departmental public bodies,
- Local Authorities, or
- other Contracting Authority (including subsidised bodies or other grant recipients). A list of organisations is included in the ITT documents and can be viewed at <https://www.finance-ni.gov.uk/publications/list-framework-users-pan-government-maintenance-and-minor-works-framework-agreement>

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

### **II.2.6. Estimated value**

Value excluding VAT: 12 000 000,00 GBP

### **II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 48

This contract is subject to renewal: yes

Description of renewals:

The Framework Agreement will be awarded for a period of 1 year with the option to extend for 3 further 1 year periods. The Contracting Authority may terminate a contractor's participation in the Framework Agreement at any time. If deemed necessary, the Contracting Authority may extend the period of the Framework Agreement for more than 4 years.

**II.2.10. Information about variants**

Variants will be accepted: no

**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: yes

Identification of the project: Some works project to be delivered using this Framework Agreement may be funded in whole or in part by EU funds.

**II.2.14. Additional information**

EOs may be awarded contracts under this Framework Agreement (FA) on a call-off basis or as a result of a secondary competition between lots. There is no guarantee that a FA will be put in place following this competition or any contracts will be awarded under this FA. No compensation will be paid in the event that a FA is not concluded/number of contracts awarded is not as anticipated.

**II.2. Description**

**II.2.1. Title**

Lot 3 (S1)

Lot No: 3

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

45300000 Building installation work, 45350000 Mechanical installations, 45310000 Electrical installation work

**II.2.3. Place of performance**

NUTS code: UKN0 Northern Ireland

Main site or place of performance: Lot 3: South 1 Area. The geographical area of Lot 3 comprises specified postcodes in the South 1 Area of Northern Ireland. Refer to the Instructions to Tenderers for list.

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

The framework will provide for the delivery of small new and refurbishment construction works not normally exceeding 500 000 GBP (works will not normally be less than 30 000 GBP). This includes the provision of building, mechanical and electrical works and all associated specialist subcontracts: the work may involve:

- construction of new buildings and extensions,
- refurbishment or repair of existing buildings,
- installation of new or replacement building services installations.

The framework is being let by CPD on behalf of any public sector organisation requiring works in Northern Ireland including:

- Government Departments,
- agencies,
- non-departmental public bodies,

- local authorities, or
- other Contracting Authority (including subsidised bodies or other grant recipients). A list of organisations is included in the ITT documents and can be viewed at <https://www.finance-ni.gov.uk/publications/list-framework-users-pan-government-maintenance-and-minor-works-framework-agreement>

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

#### **II.2.6. Estimated value**

Value excluding VAT: 12 000 000,00 GBP

#### **II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 48

This contract is subject to renewal: yes

Description of renewals:

The Framework Agreement will be awarded for a period of 1 year with the option to extend for 3 further 1 year periods. The Contracting Authority may terminate a Contractor's participation in the Framework Agreement at any time. If deemed necessary, the Contracting Authority may extend the period of the Framework Agreement for more than 4 years.

#### **II.2.10. Information about variants**

Variants will be accepted: no

#### **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: yes

Identification of the project: Some works project to be delivered using this Framework Agreement may be funded in whole or in part by EU funds.

#### **II.2.14. Additional information**

EOs may be awarded contracts under this Framework Agreement (FA) on a call-off basis or as a result of a secondary competition between lots. There is no guarantee that a FA will be put in place following this competition or any contracts will be awarded under this FA. No compensation will be paid in the event that a FA is not concluded/number of contracts awarded is not as anticipated.

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

#### **II.2.1. Title**

Lot 4 (S2)

Lot No: 4

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

45300000 Building installation work, 45350000 Mechanical installations, 45310000 Electrical installation work

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

NUTS code: UKN0 Northern Ireland

Main site or place of performance: Lot 4: South 2 Area. The geographical area of Lot 4 comprises specified postcodes in the South 2 Area of Northern Ireland. Refer to the instructions to tenderers for list.

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

The framework will provide for the delivery of small new and refurbishment construction works not normally exceeding 500 000 GBP (works will not normally be less than 30 000 GBP). This includes the provision of building, mechanical and electrical works and all associated specialist subcontracts: the work may involve:

- construction of new buildings and extensions,
- refurbishment or repair of existing buildings,
- installation of new or replacement building services installations.

The framework is being let by CPD on behalf of any public sector organisation requiring works in Northern Ireland including:

- Government Departments,
- agencies,
- non-departmental public bodies,
- local authorities, or
- other Contracting Authority (including subsidised bodies or other grant recipients). A list of organisations is included in the ITT documents and can be viewed at <https://www.finance-ni.gov.uk/publications/list-framework-users-pan-government-maintenance-and-minor-works-framework-agreement>

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

#### **II.2.6. Estimated value**

Value excluding VAT: 12 000 000,00 GBP

#### **II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 48

This contract is subject to renewal: yes

Description of renewals:

The Framework Agreement will be awarded for a period of 1 year with the option to extend for 3 further 1 year periods. The Contracting Authority may terminate a contractor's participation in the Framework Agreement at any time. If deemed necessary, the Contracting Authority may extend the period of the Framework Agreement for more than 4 years.

#### **II.2.10. Information about variants**

Variants will be accepted: no

#### **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: yes

Identification of the project: Some works project to be delivered using this Framework Agreement may be funded in whole or in part by EU funds.

#### **II.2.14. Additional information**

EOs may be awarded contracts under this Framework Agreement (FA) on a call-off basis or as a result of a secondary competition between lots. There is no guarantee that a FA will be put in place following this competition or any contracts will be awarded under this FA. No compensation will be paid in the event that a FA is not concluded/number of contracts awarded is not as anticipated.

## **Section III: Legal, economic, financial and technical information**

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### **III.1. Conditions for participation**

#### **III.1.2. Economic and financial standing**

List and brief description of selection criteria:

The standards required to participate in this competition are set out in the 'instructions to tenderers' document.

#### **III.1.3. Technical and professional ability**

Selection criteria as stated in the procurement documents

### **III.2. Conditions related to the contract**

#### **III.2.2. Contract performance conditions**

Economic Operators (EOs) will be subject to performance monitoring and may be temporarily suspended or terminated from participation in the Framework Agreement; step-in clauses may be used. The Contracting Authority (CA) will use the protocol for managing poor supplier performance contained in Procurement Guidance Note PGN 01/12 Contract Management Principles and Procedures: <https://www.finance-ni.gov.uk/publications/procurement-guidance-note-0112-contract-management-principles-and-procedures>

If an EO has received more than 1 current notice of written warning or a notice of unsatisfactory performance, the CA, at its discretion, can consider an EO's exclusion from future procurements being undertaken on behalf of bodies covered by Northern Ireland Public Procurement Policy (NIPPP) for a minimum period of 1 or 3 years respectively. Bodies subject to NIPPP: <https://www.finance-ni.gov.uk/publications/list-framework-users-pan-government-maintenance-and-minor-works-framework-agreement>

## **Section IV: Procedure**

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### **IV.1. Description**

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

Open procedure

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

The procurement involves the establishment of a framework agreement

Framework agreement with several operators Envisaged maximum number of participants to the framework agreement: 4

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

The procurement is covered by the Government Procurement Agreement: yes

### **IV.2. Administrative information**

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

Notice number in the OJ S: [2018/S 171-387883](https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:2018/S171-387883)

#### **IV.2.2. Time limit for receipt of tenders or requests to participate**

Date: 29/07/2019 Local time: 15:00

#### **IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates**

#### **IV.2.4. Languages in which tenders or requests to participate may be submitted**

English

#### **IV.2.6. Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 6 (from the date stated for receipt of tender)

#### **IV.2.7. Conditions for opening of tenders**

Date: 29/07/2019 Local time: 15:00

Place:

Via CPD's e-procurement Tender system eTendersNI

Information about authorised persons and opening procedure: Persons to be nominated by the Contracting Authority.

### **Section VI: Complementary information**

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#### **VI.1. Information about recurrence**

This is a recurrent procurement: no

#### **VI.3. Additional information**

CPD, in its capacity as a central purchasing body, is administering this procurement on behalf of the Contracting Authority. The Contracting Authority expressly reserves the right:

(i) to award 1, some, all or no lots;

(ii) not to award any contract/Framework Agreement as a result of the procurement process commenced by publication of this notice or to cancel the procurement at any stage; and

(iii) to make whatever changes it may see fit to the content and structure of the tendering competition and in no circumstances will the Contracting Authority be liable for any costs incurred by Economic Operators. Any expenditure, work or effort undertaken prior to contract award is accordingly at the sole risk of the economic operator or candidate participating in this procurement process. This Framework Agreement will be used to progress the Government's wider social, economic and environmental objectives. No business whatsoever is guaranteed under any resulting Framework Agreement or contract indeed there is no guarantee that any Framework Agreement or contract will be put in place in relation to this notice. No compensation, etc. will be paid if a contract or Framework Agreement is withdrawn for any reason. Economic operators should take part in this process only on the basis that they fully understand and accept this position.

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

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

Official name: Department of Finance, Construction and Procurement Delivery, Procurement Operations Branch

Postal address: Department of Finance, Construction and Procurement Delivery, Procurement Operations Branch, Clare House, 303 Airport Road West

Town: Belfast

Postal code: BT3 9ED

Country: United Kingdom

E-mail: [construct.info@finance-ni.gov.uk](mailto:construct.info@finance-ni.gov.uk)

Telephone: +44 2890816555

Internet address: <https://www.finance-ni.gov.uk/contact>

#### **VI.4.3. Review procedure**

Precise information on deadline(s) for review procedures:

This procurement is governed by the Public Contracts Regulations 2015 and provides for Economic Operators who have suffered, or who risk suffering, loss, or damage, as a consequence of an alleged breach of the duty owed in accordance with Regulation 91 to start proceedings in the High Court. A standstill period will commence at the point information on the award of the contract is communicated to tenderers. That notification will provide 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. Any proceedings relating to any perceived non-compliance with the relevant law must be started within 30 days, beginning with the date when the economic operator first knew, or ought to have known that grounds for starting the proceedings had arisen (a court may extend the time limit to 3 months, where the court considers that there is a good reason for doing so).

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

10/06/2019