

UK-Peterborough: Wildlife preservation services
OJ S 238/2012 11/12/2012
Contract notice
Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: JNCC Support Co.
Postal address: Monkstone House, City Road
Town: Peterborough
Postal code: PE1 1JY
Country: United Kingdom
Contact person: Procurement Services Team
For the attention of: Dora Iantosca
E-mail: dora.iantosca@jncc.gov.uk
Telephone: +44 1733866894
Fax: +44 1733555948

Internet address(es):

General address of the contracting authority: <http://jncc.defra.gov.uk/>
Electronic access to information: <http://jncc.defra.gov.uk/page-6321>

Additional information can be obtained from:

the abovementioned address

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

the abovementioned address

Tenders or requests to participate must be submitted: the abovementioned address

I.2. Type of the contracting authority

Body governed by public law

I.3. Main activity

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

Bird licensing contract.

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

Services

Service category No 8: Research and development services

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)

Wildlife preservation services.

1.1 In the UK, the Countryside Council for Wales (CCW), Scottish Natural Heritage (SNH), the Northern Ireland Environment Agency (NIEA) as advised by the Council for Nature Conservation and the Countryside (CNCC), and Natural England (NE), are statutory bodies established to provide the Welsh Assembly Government, Scottish Executive, the Northern Ireland Assembly, and others with independent advice on nature conservation (on land and at sea), natural heritage, landscape, countryside access and rural issues – hereafter referred to as the UK statutory country agencies. More information on these agencies can be found at www.ccw.gov.uk; www.naturalengland.org.uk; www.snh.org.uk; and www.ni-environment.gov.uk.

1.2 A range of monitoring activities of birds is conducted within the UK. For the purposes of this service, these monitoring activities include marking some species of birds and observing the nests of some species of birds. The four UK statutory country agencies will issue licences to the service provider who will in turn provide annual permits to individuals to carry out these activities. Issuing licences for wild birds is a statutory duty under Section 16(1) of the Wildlife and Countryside Act 1981 (as amended) and such licences authorise actions which would otherwise be illegal under the provisions of the Act. In accordance with Section 16(5) of the Act such licences can be issued to individuals or classes of individuals.

1.3 On behalf of the UK statutory country agencies a service to deliver the following activities is required. For the purposes of this service there will be two separate permits issued by the service provider, one will be for the disturbance and taking of breeding Schedule 1 birds (Wildlife and Countryside Act 1981) and the other will be for the taking of wild birds other than breeding Schedule 1 species. The latter is referred to in this specification as General Ringing with a General Ringing Permit and is distinct from a general licence issued by the statutory country agencies.

1.4 In addition, the service provider will also be required to maintain standards and manage these licenced activities according to law and the requirements of the statutory country agencies with regard to animal welfare, accuracy of scientific observation and recognise the work done by the ringers and other volunteers.

1.5 The contract will be let with JNCC acting as the 'contract facilitator' and the day-to-day responsibility and final authority for the contract as set out in this specification will reside with the JNCC Support Company.

1.6 The strategic management of the contract will be undertaken by a project board with representatives of the UK statutory country agencies and the JNCC.

II.1.6. CPV code(s)

92534000 Wildlife preservation services

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

The procurement is covered by the Government Procurement Agreement: no

II.1.8. Lots

This contract is divided into lots: no

II.1.9. Information about variants

II.2. Scope of the procurement

II.2.1. Total quantity or scope

2. Scope.

2.1 The service required covers the issuing of permits for taking, handling or marking birds, and to maintain high standards for this licensing service on behalf of the statutory country agencies as summarised below.

List of tasks to be performed under the licensing service exclusively within the UK Undertake assessment of applications for general ringing permits.

- Issue general ringing permits, and follow up with end of year reminders for renewals,
- Provide assessment of applications for disturbance of Schedule 1 species for purpose of ringing and nest recording,
- In Scotland, Wales and Northern Ireland collate those assessments and send to Scottish Natural Heritage, Countryside Council for Wales and Northern Ireland Environment Agency; in England issue permits direct to appropriate applicants,
- Administer and manage a process to ensure licenced activities are consistent with legal requirements,
- Provide appropriate reports to the statutory country agencies annually on permits issued and the licensing service provided,
- Provide accreditation to ringers,
- Maintain a register of ringers,
- Provide appropriate liaison and feedback to ringers,
- Manage and control the use of unconventional trapping and marking methods,
- Operate disciplinary procedures relating to ringing and complaints,
- Effect a transition, with minimal disruption of this service, from the previous agreement.

Estimated value excluding VAT:

Range: between 300 000 and 350 000 GBP

II.2.2. Information about options

Options: no

II.2.3. Information about renewals

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

Start 1.4.2013. Completion 31.3.2017

Section III: Legal, economic, financial and technical information

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

Main financing conditions and payment arrangements and/or reference to the relevant provisions regulating them: fees and costs will be paid quarterly in arrears in Sterling on production of an itemised invoice that should be received by the contracting body no later than 10 working days after the end of the quarter to which the invoice relates to. The contracting body undertakes to pay within 30 calendar days after receipt of the invoice.

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: The Authority will apply all the offences listed in Article 45(1) of Directive 2004/18/EC (implemented as Regulation 23(1) of the Public Contract Regulations (PCR) 2006 in the UK) and all of the professional misconducts listed at Article 45 (2) of Directive 2004/18/EC (see also Regulation 23(2) in the PCR 2006) to the decision of whether a Candidate is eligible to be invited to tender.

A full list of the Regulation 23(1) and 23(2) criteria are at <http://www.delta-esourcing.com/delta/project/reasonsForExclusion.html#pcr>.

Candidates will be required to answer these questions as part of the qualification process. For candidates who are registered overseas, you will need to declare if you have any offences /misconduct under your own countries laws, where these laws are equivalent to the Regulation 23 lists.

Candidates who have been convicted of any of the offences under Article 45(1) are ineligible and will not be selected to bid, unless there are overriding requirements in the general interest for doing so.

Candidates who are guilty of any of the offences, circumstances or misconduct under Article 45 (2) may be excluded from being selected to bid at the discretion of the Authority.

III.2.2. Economic and financial ability

List and brief description of conditions: (a) Appropriate statements from banks or, where appropriate, evidence of relevant professional risk indemnity insurance;

(b) The presentation of balance-sheets or extracts from the balance-sheets, where publication of the balance-sheet is required under the law of the country in which the economic operator is established;

(c) A statement of the undertaking's overall turnover and, where appropriate, of turnover in the area covered by the contract for a maximum of the last 3 financial years available, depending on the date on which the undertaking was set up or the economic operator started trading, as far as the information on these turnovers is available.

III.2.3. Technical and professional ability

List and brief description of conditions:

(a) A list of the works carried out over the past five years, accompanied by certificates of satisfactory execution for the most important works. These certificates shall indicate the value, date and site of the works and shall specify whether they were carried out according to the rules of the trade and properly completed. Where appropriate, the competent authority shall submit these certificates to the contracting authority direct;

(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 issued 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.

(c) An indication of the technicians or technical bodies involved, whether or not belonging directly to the economic operator's undertaking, especially those responsible for quality control and, in the case of public works contracts, those upon whom the contractor can call in order to

carry out the work;

(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;

(e) Where the products or services to be supplied are complex or, exceptionally, are required for a special purpose, a check carried out by the contracting authorities or on their behalf by a competent official body of the country in which the supplier or service provider is established, subject to that body's agreement, on the production capacities of the supplier or the technical capacity of the service provider and, if necessary, on the means of study and research which are available to it and the quality control measures it will operate;

(f) The educational and professional qualifications of the service provider or contractor and/or those of the undertaking's managerial staff and, in particular, those of the person or persons responsible for providing the services or managing the work;

(g) For public works contracts and public services contracts, and only in appropriate cases, an 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 3 years;

(i) A statement of the tools, plant or technical equipment available to the service provider or contractor for carrying out the contract;

(j) An indication of the proportion of the contract which the services provider intends possibly to subcontract;

(k) With regard to the products to be supplied:

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

(ii) Certificates drawn up by official quality control institutes or agencies of recognised competence attesting the conformity of products clearly identified by references to specifications or standards.

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: yes

Reference to the relevant law, regulation or administrative provision: Wildlife and Countryside Act 1981 Section 16(1).

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: yes

Section IV: Procedure

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 1: and Maximum number 4

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

C13-0056-0614

IV.3.2. Previous publication concerning this procedure

no

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

Payable documents: no

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

15.1.2013 - 16:00

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

22.1.2013

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

VI.1. Information about recurrence

This is a recurrent procurement: yes

Estimated timing for further notices to be published: 2016.

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

GO Reference: GO-2012126-PRO-4437613.

VI.4. Procedures for review

VI.4.1. Review body

Body responsible for mediation procedures

Official name: Joint Nature Conservation Committee
Postal address: Monkstone House
Town: Peterborough
Postal code: PE1 1JY
Country: United Kingdom
Telephone: +44 1733866894

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

6.12.2012