

United Kingdom-Stafford: Public road transport services

OJ S 236/2014 06/12/2014

Contract notice

Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: Transport and The Connected County — Staffordshire County Council

Postal address: No 1 Staffordshire Place

Town: Stafford

Postal code: ST16 2LP

Country: United Kingdom

For the attention of: Sharon Bowers

E-mail: sharon.bowers@staffordshire.gov.uk

Telephone: +44 1785277493

Fax: +44 785276788

Internet address(es):General address of the contracting authority: www.staffordshire.gov.uk**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**

Regional or local authority

I.3. Main activity

General public services

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**

I54 Local Service Transport.

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

Services

Service category No 2: Land transport services [2], including armoured car services, and courier services, except transport of mail

NUTS code UKG2 Shropshire and Staffordshire

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)

Transport Provision for Local Service Transport to support I54.

II.1.6. CPV code(s)

60112000 Public road transport services, 60170000 Hire of passenger transport vehicles with driver

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: yes

II.2. Scope of the procurement

II.2.1. Total quantity or scope

The price or prices quoted must be based upon a daily rate of subsidy excluding VAT; excluding any concessionary fare payment which must be claimed from the appropriate authority; and excluding Fuel Tax Rebate which would be the responsibility of the operator to claim. This will be known as the primary tender.

Economic operators may tender for as many contracts as they wish, but will be asked to state in the questionnaire the maximum number of contracts they are able to undertake. Where the operator is awarded a greater number of contracts than they are able to undertake the County Council reserves the right to award the excess contracts to the operator submitting the next lowest price.

The County Council will accept variant forms of Tender if the economic operator considers that such alternative proposals will represent better value for money for the County Council than the Primary Tender. However, economic should note that the County Council will accept variations to the terms and type of financial arrangement, route timetables and vehicle specifications only. No variation of any other aspect of the Tender will be accepted.

For the avoidance of doubt a Variant Tender will only be considered if submitted together with the Primary Tender and which complies fully with the requirements of these instructions and conditions to economic operators.

The evaluation cost will be based upon the whole life cost of the contract (4 or 5 years). The contract is made up of a number of and the value range reflects the combined value of all routes. Operators may bid for any number of routes offered.

The contract agreement is between the appointed economic operators and Staffordshire County Council to provide transport of service users in the Staffordshire Region.

Contracts will be awarded in accordance with EU Regulations (Section 19 of the Public Contract Regulations) and as described in the tender documents. Importantly all contract values reflect the potential spend for the entirety of the contract.

Estimated value excluding VAT:

Range: between 300 000 and 3 500 000 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

Duration in months: 60 (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

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

Payments may be made following acceptance by the banking agents of the County Council.

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

No special form is required by the grouping of providers but each provider will be required to become jointly or severally responsible for the contract before acceptance.

III.1.4. Contract performance conditions

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

Description of particular conditions: Any tender may be rejected from a company/organisation who inter alia:

- a) is bankrupt or is being wound up, where his affairs are being administered by the court, where he has entered into an arrangement with creditors, where he has suspended business activities or is any analogous situation arising from a similar procedure under national laws and regulations;
- b) is the subject of proceedings for a declaration of bankruptcy, for an order for compulsory winding up or administration by the court or of an arrangement with creditors or of any other similar proceedings under national laws and regulations;
- c) has been convicted by a judgement which has the force of res judicata in accordance with the legal provisions of the country of any offence concerning his professional conduct;
- d) has been guilty of grave misconduct proven by any means which the contracting authorities can demonstrate;
- e) has not fulfilled obligations relating to the payment of social security contributions in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority;
- f) has not fulfilled obligations relating to the payment of taxes in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority;
- g) is guilty of serious misrepresentation in supplying the information required under this Section or has not supplied such information;
- h) has been the subject of a conviction for participation in a criminal organisation, as defined in Article 2(1) of Council Joint Action 98/733/JHA;
- i) has been the subject of a conviction for corruption, as defined in Article 3 of the Council Act of 26.5.1997 and Article 3(1) of Council Joint Action 98/742/JHA respectively;
- j) has been the subject of a conviction of fraud within the meaning of Article 1 of the convention relating to the protection of the financial interests of the European Communities;
- k) has been the subject of a conviction for money laundering, as defined in Article 1 Council Directive 91/308/EEC of 10.6.1991 on prevention of the use of the financial system for the purpose of money laundering.

Please refer to regulation no 23 of the public Procurement Regulations 2006 (SI No 5) for additional rejection criteria (see link) <http://www.opsi.gov.uk/si/si2006/20060005.htm>

III.2. Conditions for participation

III.2.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

III.2.2. Economic and financial ability

List and brief description of conditions: Holding of required level of the following insurance certification:

- Public Liability Insurance,
- Employers Liability Insurance,
- Vehicle Insurance.

Minimum level(s) of standards possibly required: Public Liability Insurance 10 000 000 GBP in respect of each and every claim.

Employers Liability Insurance 10 000 000 GBP in respect of each and every claim.

Vehicle Insurance 5 000 000 GBP in respect of each and every claim.

The above insurance levels must be in place at the time of tender return or operators must agree to have the above insurance levels in place before the award of any call off contract.

Failure to do so may result in the termination of any award of contract.

III.2.3. Technical and professional ability

List and brief description of conditions:

PCV's sufficient Operating Discs held by the operator. Operators must have a customer care policy and a Health and Safety Policy.

Minimum level(s) of standards possibly required:

Awards will not be made to any operator who does not hold sufficient Operating Discs for Staffordshire County Council Contracts.

Awards will not be made to any operator who does not hold a Customer Care and Health and Safety Policy.

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

I54

IV.3.2. Previous publication concerning this procedure

no

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: 5.1.2015 - 12:00
Payable documents: no

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

14.1.2015 - 13:01

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

3.12.2014

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

Date: 9.1.2015 - 14:00

Place:

Staffordshire County Council.

Persons authorised to be present at the opening of tenders: yes

Information about authorised persons and opening procedure: Heather Bowran.

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

VI.4. Procedures for review

VI.4.1. Review body

Official name: Transport and the Connected County — Staffordshire County Council

Postal address: No 1 Staffordshire Place

Town: Stafford

Postal code: ST16 2LP

Country: United Kingdom

E-mail: jeff.tucker@staffordshire.gov.uk

Body responsible for mediation procedures

Official name: As in notice profile above

Country: United Kingdom

VI.4.2. Review procedure

Precise information on deadline(s) for review procedures: The Contracting Authority will incorporate a minimum 10 calendar day standstill period (or 15 days where non-hat an award decision notice is communicated to tenderers. The award decision notice will specify the criteria for the award of the contract/framework agreement, the reasons for the decision, including the characteristics and relative advantages, the name and score of the successful tender; and will specify when the standstill period is expected to end or the date before which the contracting authority will not conclude the contract/framework agreement. If an appeal regarding the award of a contract/framework.

Agreement has not been successfully resolved, the Public Contracts (Amendment) Regulations 2009 provide for aggrieved parties who have been harmed or are at risk of a breach of the rules to take action in the High Court (England, Wales and Northern Ireland). Any such action must be brought promptly (generally within 3 months). The Court may order the setting aside of the award decision or may order the Contracting Authority to amend any document and may award damages. If a framework agreement has been entered into the Court may make a declaration of ineffectiveness or may order that the duration of any relevant specific contract be shortened and additionally may award damages.

The time limit for seeking such a declaration is generally 30 days from notification of the award (either by award decision notification or contract award notice depending upon the circumstances) or otherwise 6 months.

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

Official name: As in notice profile above

Country: United Kingdom

VI.5. Date of dispatch of this notice

3.12.2014