

**United Kingdom-Hertford: Building and facilities management services**

OJ S 206/2018 25/10/2018

Contract notice

Services

**Legal Basis:**

Directive 2014/24/EU

**Section I: Contracting authority**

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**I.1. Name and addresses**

Official name: East Hertfordshire District Council

Postal address: Wallfields, Pegs Lane

Town: Hertford

NUTS code: UKH23 Hertfordshire

Postal code: SG13 8EQ

Country: United Kingdom

Contact person: Steve Dupoy

E-mail: [procurement@eastherts.gov.uk](mailto:procurement@eastherts.gov.uk)**Internet address(es):**Main address: [www.eastherts.gov.uk](http://www.eastherts.gov.uk)Address of the buyer profile: [www.supplyhertfordshire.uk](http://www.supplyhertfordshire.uk)**I.3. Communication**The procurement documents are available for unrestricted and full direct access, free of charge, at: [www.supplyhertfordshire.uk](http://www.supplyhertfordshire.uk)

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: [www.supplyhertfordshire.uk](http://www.supplyhertfordshire.uk)

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

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

Regional or local authority

**I.5. Main activity**

General public services

**Section II: Object**

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**II.1. Scope of the procurement****II.1.1. Title**

EHC - 10/18 — Management and Operation Contract for East Herts Leisure Facilities

Reference number: EHC126/1125/2018

**II.1.2. Main CPV code**

79993000 Building and facilities management services

**II.1.3. Type of contract**

Services

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

East Herts Council are currently procuring a supplier based on a competitive procedure with negotiation with the aim of entering into a management and operating contract for the Council's leisure facilities. The documents can be accessed from the My Tenders area of the Supply Hertfordshire website and selecting the View Details button of this project. Please note the deadline for returns and allow sufficient time to make your return as late returns will not be permitted. Any questions relating to this quote should be made via correspondence on the website and can be addressed to the main contact as shown in the details above.

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

Value excluding VAT: 120 000 000,00 GBP

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

This contract is divided into lots: no

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

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

92000000 Recreational, cultural and sporting services, 92610000 Sports facilities operation services, 79993100 Facilities management services, 79993000 Building and facilities management services

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

NUTS code: UKH23 Hertfordshire

Main site or place of performance: Grange Paddocks Leisure Centre, Bishops Stortford Hartham Leisure Centre, Hertford Ward Freman Pool and Gym, Buntingford Fanshawe Pool and Gym, Ware Leventhorpe Pool, Sawbridgeworth.

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

East Herts Council is procuring a supplier based on a competitive procedure with negotiation with the aim of entering into a management and operating contract for the authority's leisure facilities. The current operating contract has been in place since 2008 and will expire on the 31.12.2019. Grange Paddocks Leisure Centre (Bishops Stortford) has surpassed the life span originally expected, and is now in need of replacement and closure. The Council is procuring a separate design and build project that will deliver a replacement leisure centre which is anticipated to open in 2021. The new facility will be build adjacent to the current facility, enabling a seamless transfer following which the old facility will be demolished. There is a joint use centre; Leventhorpe (Sawbridgeworth), to the south of Bishop's Stortford, which is likely to see a decline in participation once the new Grange Paddocks Leisure Centre is open. The Council and school wish to discuss the sustainability of the centre with suppliers as part of the procurement process, but at this stage it is included within the scope of the contract. The Council is also procuring a design and build refurbishment of Hartham Leisure Centre (Hertford) that will require keeping part of the facility open for public use whilst the construction works take place. The programme for this work has yet to be established but it is expected that works will be completed in 2021. The joint use centre, Fanshawe part of Chauncy School, is just outside Hertford (Ware). The school is currently exploring a local delivery approach led by the school in partnership with ware swimming club to manage this facility, however, the school and Council are keeping this management option under review and may wish to discuss it further with Suppliers as part of the procurement process. Currently it is included within the scope of the contract. The Council also manages a further Joint use facility; Ward Freman in

Buntingford, and this is within the scope of the contract. The Council wishes the supplier to undertake modifications, including investment to enlarge the centre's gym, which will be funded by the Council.

**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: 120 000 000,00 GBP

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

Start: 01/01/2020 End: 31/12/2039

This contract is subject to renewal: no

**II.2.9. Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 3 Maximum number: 5

**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:  
no

**II.2.14. Additional information**

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

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**III.1. Conditions for participation**

**III.1.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions:

Selection criteria as stated in the procurement documents.

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

Selection criteria as stated in the procurement documents

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

Selection criteria as stated in the procurement documents

**Section IV: Procedure**

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**IV.1. Description**

**IV.1.1. Type of procedure**

Competitive procedure with negotiation

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

**IV.1.5. Information about negotiation**

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

Date: 26/11/2018 Local time: 12:00

##### **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

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

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

This is a recurrent procurement: yes

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

The Council reserves the right to cancel the procurement at any stage of the procurement process and not to award a contract. The Council nor any person on whose behalf of whom this procurement is undertaken is to be liable for any costs incurred by those expressing an interest or tendering for this contract, including their associated entities or any other person. To access this procurement opportunity please visit: [www.supplyhertfordshire.uk](http://www.supplyhertfordshire.uk) and follow the on-screen guidance. If you wish to be considered as a bidder you must complete and submit the Selection Questionnaire (SQ) by the closing date and time. Selection Questionnaires cannot be uploaded after the closing date and time. Any clarifications regarding this opportunity must be raised through the Correspondence areas in the e-Tendering system. If you are experiencing problems with the e-Tendering system, In-Tend offer a help section which includes a dedicated UK support desk which can be contacted via email: [support@in-tend.com](mailto:support@in-tend.com) or telephone +44 114 4070065 for any website/technical questions, Monday to Friday 8:30 am to 5:30 pm. The Council undertakes to hold confidential any information provided in the proposal submitted, subject to the Council's obligations under the law, including Freedom of Information Act 2000. If the potential supplier considers that any of the information submitted in the proposal should not be disclosed because of its commercial sensitivity or for reasons of confidentiality, then this should be stated with the reason for considering it sensitive. The Council will then endeavour to consult with the potential supplier about such commercially sensitive or confidential information when considering any request received under the Freedom of Information Act 2000 before replying to such a request, but the decision of the Council in deciding whether an exemption applies is final. The Council reserves the right to carry out additional financial checks on all companies tendering for this Contract at any time during the procurement process, to ensure that they continue to meet the Council's requirements and remain financially viable to perform the Contract. The Contracting Authority will require a group of economic operators to whom the contract is awarded to form a legal entity. Any deposits or guarantees will be established as part of the competitive procedure with negotiation. Any financing conditions and payment arrangements will be established as part of the competitive procedure with negotiation.

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

##### **VI.4.1.**

**Review body**

Official name: High Court England and Wales

Town: London

Country: United Kingdom

**VI.4.3. Review procedure**

Precise information on deadline(s) for review procedures:

The Contracting Authority will incorporate a minimum 10 calendar days (when using electronic means) standstill period at the point information on the award of the contract is communicated to tenderers. This period allows unsuccessful tenderers to challenge the decision to award a contract before a contract is executed/signed (as appropriate). The Public Contracts Regulations 2015 ("Regulations") provide for aggrieved parties who have been harmed or at risk of harm by a breach of the rules to take action in the High Court (England and Wales). Any such action must be brought promptly and within the time limits as defined in the above regulations. Where a contract has not been entered into the court may order the setting aside of the award decision or order the Contracting Authority to amend any document and may award damages. If the contract has been entered into the court has the options to award damages and/or to shorten or order the contract ineffective.

**VI.4.4. Service from which information about the review procedure may be obtained**

Official name: Cabinet Office

Postal address: 70 Whitehall

Town: Hertford

Postal code: SW1A 2AS

Country: United Kingdom

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

22/10/2018