

Ir-Renju Unit-Londra: Servizzi ta' probazzjoni
OJ S 1/2021 04/01/2021
Avviż ta' modifikazzjoni
Servizzi

Il-bażi ġuridika:
Direttiva 2014/24/UE

Taqsim I: Awtorità/entità kontraenti

I.1. Isem u indirizzi

Isem uffiċjali: Ministry of Justice
Indirizz postali: 102 Petty France
Belt: London
Kodiċi NUTS: UK United Kingdom
Pajjiż: Ir-Renju Unit
Persuna ta' kuntatt: Paul Carter
Posta elettronika: probationcommercialteam@justice.gov.uk
Telefown: +44 2033343555
Indirizz(i) tal-Internet:
Indirizz ewlieni: www.gov.uk/government/organisations/ministry-of-justice

Taqsim II: L-għan

II.1. L-għan tal-ksib

II.1.1. Titlu

Transforming Rehabilitation

II.1.2. Kodiċi ewlieni CPV

75231240 Servizzi ta' probazzjoni

II.1.3. It-tip ta' kuntratt

Servizzi

II.2. Deskrizzjoni

II.2.1. Titlu

Transforming Rehabilitation: Contracts for the Services of Rehabilitative Services and Offender Management
Nru tal-lott: 21

II.2.2. Kodiċi(jiet) addizzjonali tal-VKK

75100000 Servizzi ta' l-amministrazzjoni, 75230000 Servizzi tal-gustizzja, 75240000 Servizzi tas-sigurtà pubblika, liġi u ordni tajba, 80400000 Servizzi ta' l-edukazzjoni għall-adulti u oħrajn, 80500000 Faċilitajiet tat-taħriġ, 85100000 Servizzi tas-saħħa, 85300000 Servizzi ta' xogħol soċjali u dawk relatati

II.2.3. Il-post tat-twetliq

Kodiċi NUTS: UK United Kingdom
Is-sit jew post ewlieni tal-eżekuzzjoni: England and Wales.

II.2.4. Deskrizzjoni tal-akkwist fil-mument tal-konkluzjoni tal-kuntratt

Following publication of Contract Notice ref [2013/S 183-315991](#), successful bidders acquired the Community Rehabilitation Companies (CRCs) and contracts were awarded on 5 December 2014 for the delivery of probation services, with contracts entered on 18 December 2014. The scope of services was a rehabilitation programme which involved the split of the then current probation and offender resettlement services into a single national public probation service (National Probation Service (NPS)) and the setting up of a series of independently owned and operated Community Rehabilitation Companies (CRCs) to deliver rehabilitation (probation and resettlement) services in 21 Contract Package Areas (CPAs) across England and Wales. The contracts were for a 7-year initial term with an option to extend for a further 3 years. The contracts are due to expire on 25 June 2021, following service of termination notices in December 2018 and subsequent extensions being agreed in December 2019. The GBP (£) figures quoted within the original contract award notice were the maximum anticipated, total, real value of the contracts if the contracts had been extended to the fullest amount allowed under the contract and payment by results had been paid at the maximum level in all periods including all extensions.

II.2.7. Tul tal-kuntratt, qafas tal-ftehim, sistema dinamika ta' xiri jew konċessjoni

Bidu: 18/12/2014 Tmiem: 25/06/2021

II.2.13. Informazzjoni dwar Fondi tal-Unjoni Ewropea

L-akkwist huwa marbut ma' proġett u/jew programm iffinanzjat mill-fondi tal-Unjoni Ewropea: le

Taqsim V: Għoti ta' kuntratt/konċessjoni

Nru tal-kuntratt: 2015/S 027-045770

Nru tal-lott: 21

Titlu:

Kent, Surrey and Sussex

V.2. Għoti ta' kuntratt/konċessjoni

V.2.1. Id-data tal-konkluzjoni tal-kuntratt/tad-deċiżjoni għall-għoti tal-konċessjoni

18/12/2014

V.2.2. Informazzjoni dwar sejhiet għall-offerti

Il-kuntratt/konċessjoni ingħata(t) lil grupp ta' operatori ekonomiċi: le

V.2.3. L-isem u l-indirizz tal-kuntrattur/konċessjonarju

Isem uffiċjali: The Kent, Surrey and Sussex Community Rehabilitation Company Ltd

Numru ta' registrazzjoni nazzjonali: 08802556

Indirizz postali: 75-77 Main Road

Belt: Hockley

Kodiċi NUTS: UK United Kingdom

Kodiċi postali: SS5 4RG

Pajjiż: Ir-Renju Unit

Il-kuntrattur/konċessjonarju huwa SME: le

V.2.4. Informazzjoni dwar il-valur tal-kuntratt/lott/konċessjoni

Valur totali tal-ksib: 372 000 000,00 GBP

Taqsimha VI: Informazzjoni kumplimentari

VI.3. Informazzjoni addizzjonali

VI.4. Proċeduri ta' analiżi mill-ġdid

VI.4.1. Korp responsabbli għall-proċeduri ta' analiżi mill-ġdid

Isem uffiċjali: High Court of Justice

Belt: London

Pajjiż: Ir-Renju Unit

VI.5. Data ta' meta ntbagħat dan l-avviż

30/12/2020

Taqsimha VII: Modifikazzjonijiet fil-kuntratt/konċessjoni

VII.1. Deskrizzjoni tal-akkwist wara l-modifikazzjonijiet

VII.1.1. Kodiċi ewlieni CPV

75231240 Servizzi ta' probazzjoni

VII.1.2. Kodiċi(jiet) addizzjonali tal-VKK

VII.1.3. Il-post tat-twetliq

Kodiċi NUTS: UK United Kingdom

Is-sit jew post ewlieni tal-eżekuzzjoni: England and Wales.

VII.1.4. Deskrizzjoni tal-akkwist

The scope of services was a rehabilitation programme which involved the split of the then current probation and offender resettlement services into a single national public probation service (National Probation Service (NPS)) and the setting up of a series of independently owned and operated Community Rehabilitation Companies (CRCs) to deliver rehabilitation (probation and resettlement) services in 21 Contract Package Areas (CPAs) across England and Wales.

VII.1.5. Tul tal-kuntratt, qafas tal-ftehim, sistema dinamika ta' xiri jew konċessjoni

Bidu: 18/12/2014 Tmiem: 25/06/2021

VII.1.6. Informazzjoni dwar il-valur tal-kuntratt/lott/konċessjoni

Valur totali tal-kuntratt/lott/konċessjoni: 372 000 000,00 GBP

VII.1.7. L-isem u l-indirizz tal-kuntrattur/konċessjonarju

Isem uffiċjali: The Kent, Surrey and Sussex Community Rehabilitation Company Ltd

Numru ta' registrazzjoni nazzjonali: 08802556

Indirizz postali: 75-77 Main Road

Belt: Hockley

Kodiċi NUTS: UK United Kingdom

Kodiċi postali: SS5 4RG

Pajjiż: Ir-Renju Unit

Il-kuntrattur/konċessjonarju huwa SME: Ie

VII.2. Informazzjoni dwar modifikazzjonijiet

VII.2.1.

Tifsira tal-modifikazzjonijiet

In-natura u l-estenzjoni tal-modifikazzjonijiet (b'indikazzjoni tal-possibbiltà ta' bidliet aktar kmieni fil-kuntratt):

The authority has made previous modifications which have been subject to prior modification notices (where applicable). This notice relates to modifications to the Lot 21. The Kent, Surrey and Sussex Community Rehabilitation Company ('CRC') contract (the Agreement). The change is made to support the CRC to move from the Covid Relief Period to 'transition and recovery' in accordance with the previous modification pursuant to the guidance set out in PPN4/20 (Procurement Policy Note 04/20: Recovery and Transition from Covid-19).

The authority has made variations to deal with the following two phases:

- Phase 1 – The Covid Transition Period (from 31 August 2020 (being when the Covid Relief Period expired under the previous modification) until 4 December 2020. The initial previous modification was effective until 31 October 2020 with a right for the Authority to change this date. The authority issued a notice to change the date to 4 December 2020 — during this phase the CRC shall have its service delivery obligations amended temporarily to reflect the continuing difficulties of delivering their obligations under pandemic restrictions (and the authority shall waive its remedies and rights under the Agreement in whole or in part, as and where appropriate, in respect of such obligations). The CRC shall deliver the services to the extent provided for (from 1 September 2020) in the Transition EDM and Transition Plan and the CRC shall carry out all obligations on it as set out in the Transition EDM and Transition Plan. The Transition EDM and Transition Plan are integral to the CRC moving away from the EDM and achieving progress back to business as usual delivery of the Services in line with the Agreement prior to the impact of the pandemic,
- Phase 2 – The Recovery Period (being the period from 5 December 2020 to 31 March 2021 (or such other date as may be notified by the authority to the CRC)) – during this period the CRC's shall operate in accordance with the Transition EDM and Transition Plan with associated contractual relief but with pricing and transparency on a cost plus basis as set out in a previous modification. The invoicing procedures are also updated for this period,
- the CRC shall be required to pay any service credits that accrue during the service credit transition period (being the period from 1 October 2020 to 31 March 2021 (or such other date as may be notified by the Authority to the CRC)) for service level 4 and service level 18 only. The remainder of the service credits shall continue to be disapplied during this period but must continue to be monitored and reported against by the CRC,
- there is a process for reviewing and updating the Transition EDM and Covid Transition Plan during the Covid Transition Period and/or the Recovery Period,
- additional obligations are included on the CRC relating to transparency, open book and audit during the Covid Transition Period and the recovery period and
- the authority has the right to cease the relief granted and recover payments where the CRC does not comply with the amended obligations.

The authority considers the modifications of the contract without prior publication of a contract notice is permitted by the Public Contracts Regulations 2015 and Directive 2014/24/EU. The contract was modified in accordance with Regulations 72(1)(c) and/or (e)/Articles 72(1)(c) and/or (e) and accordingly does not in the authority's view amount to the award of a new contract and/or an unlawful substantial change. The modification does not alter the overall nature of the contract and the increase in price does not exceed 50 % of the value of the original contract. As has been recognised by the European Commission (2020/C 108 I/01 refers), the Covid-19 crisis is an event which could not have been foreseen nor planned for in advance by the authority.

VII.2.2. Raġunijiet għal modifikazzjoni

Ħtieġa għal modifikazzjoni minhabba ċirkostanzi li awtorità diliġenti kontraenti ma setgħetx tbassar (Art. 43(1)(c) tad-direttiva 2014/23/UE, Art. 72(1)(c) tad-direttiva 2014/24/UE, Art. 89(1)(c) tad-direttiva 2014/25/UE)

Deskrizzjoni ta' ċirkostanzi li wasslu għall-ħtieġa tal-modifika u l-ispejgazzjoni tan-natura mhux mistennija ta' dawn iċ-ċirkostanzi:

The modification is brought about due to the unforeseen circumstance surrounding the Covid-19 pandemic and its impact on the economy, to allow for the temporary, proportionate, and appropriate relief to the CRC in line with government guidance.

VII.2.3. Żieda fil-prezz

Il-valur kollu aġġornat tal-kuntratt qabel il-modifikazzjonijiet (meta wieħed iqis il-possibbiltà ta' modifikazzjonijiet aktar kmieni fil-kuntratt u adattamenti fil-prezz u, fil-każ tad-direttiva 2014/23/UE, il-medja tal-inflazzjoni fl-Istat Membru kkonċernat)

Valur mingħajr VAT: 279 731 000,00 GBP

Il-valur totali tal-kuntratt wara l-modifikazzjonijiet

Valur mingħajr VAT: 279 731 000,00 GBP