

Regatul Unit-Londra: Servicii de reinserție socială
OJ S 1/2021 04/01/2021
Anunț de modificare
Servicii

Temei juridic:
Directiva 2014/24/UE

Secțiunea I: Autoritatea/entitatea contractantă

I.1. Denumire și adrese

Denumire oficială: Ministry of Justice

Adresă: 102 Petty France

Localitate: London

Cod NUTS: UK United Kingdom

Țară: Regatul Unit

Persoană de contact: Paul Carter

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Adresă (adrese) internet:

Adresa principală: www.gov.uk/government/organisations/ministry-of-justice

Secțiunea II: Obiect

II.1. Obiectul achiziției

II.1.1. Titlu

Transforming Rehabilitation

II.1.2. Cod CPV principal

75231240 Servicii de reinserție socială

II.1.3. Tipul contractului

Servicii

II.2. Descriere

II.2.1. Titlu

Transforming Rehabilitation: Contracts for the Services of Rehabilitative Services and Offender Management

Lot nr.: 21

II.2.2. Cod(uri) CPV suplimentar(e)

75100000 Servicii de administrație publică, 75230000 Servicii de justiție, 75240000 Servicii de siguranță publică și de asigurare a ordinii publice, 80400000 Servicii de educare a adulților și alte servicii de învățământ, 80500000 Servicii de formare, 85100000 Servicii de sănătate, 85300000 Servicii de asistență socială și servicii conexe

II.2.3. Locul de executare

Cod NUTS: UK United Kingdom

Locul principal de executare: England and Wales.

II.2.4. Descrierea achiziției la momentul încheierii contractului

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. Durata contractului, a acordului-cadru, a sistemului dinamic de achiziții sau a concesiunii

Începere: 18/12/2014 Încheiere: 25/06/2021

II.2.13. Informații despre fondurile Uniunii Europene

Achiziția se referă la un proiect și/sau program finanțat din fonduri ale Uniunii Europene: nu

Secțiunea V: Atribuirea contractului/concesiunii

Contract nr.: 2015/S 027-045770

Lot nr.: 21

Titlu:

Kent, Surrey and Sussex

V.2. Atribuirea contractului/concesiunii

V.2.1. Data încheierii contractului/deciziei de atribuire a concesiunii

18/12/2014

V.2.2. Informații privind ofertele

Contractul/concesiunea a fost atribuit(ă) unui grup de operatori economici: nu

V.2.3. Numele și adresa contractantului/concesionarului

Denumire oficială: The Kent, Surrey and Sussex Community Rehabilitation Company Ltd

Număr național de înregistrare: 08802556

Adresă: 75-77 Main Road

Localitate: Hockley

Cod NUTS: UK United Kingdom

Cod poștal: SS5 4RG

Țară: Regatul Unit

Contractantul/concesionarul este un IMM: nu

V.2.4. Informații privind valoarea contractului/lotului/concesiunii

Valoarea totală a achiziției: 372 000 000,00 GBP

Secțiunea VI: Informații complementare

VI.3. Informații suplimentare

VI.4. Proceduri de contestare

VI.4.1. Organismul de soluționare a contestațiilor

Denumire oficială: High Court of Justice

Localitate: London

Țară: Regatul Unit

VI.5. Data expedierii prezentului anunț

30/12/2020

Secțiunea VII: Modificări aduse contractului/concesiunii

VII.1. Descrierea achiziției după efectuarea modificărilor

VII.1.1. Cod CPV principal

75231240 Servicii de reinsertie socială

VII.1.2. Cod(uri) CPV suplimentar(e)

VII.1.3. Locul de executare

Cod NUTS: UK United Kingdom

Locul principal de executare: England and Wales.

VII.1.4. Descrierea achiziției publice

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. Durata contractului, a acordului-cadru, a sistemului dinamic de achiziții sau a concesiunii

Începere: 18/12/2014 Încheiere: 25/06/2021

VII.1.6. Informații privind valoarea contractului/lotului/concesiunii

Valoarea totală a contractului/lotului/concesiunii: 372 000 000,00 GBP

VII.1.7. Numele și adresa contractantului/concesionarului

Denumire oficială: The Kent, Surrey and Sussex Community Rehabilitation Company Ltd

Număr național de înregistrare: 08802556

Adresă: 75-77 Main Road

Localitate: Hockley

Cod NUTS: UK United Kingdom

Cod poștal: SS5 4RG

Țară: Regatul Unit

Contractantul/concesionarul este un IMM: nu

VII.2. Informații privind modificările

VII.2.1. Descrierea modificărilor

Natura și amploarea modificărilor (cu o mențiune privind eventualele modificări anterioare aduse contractului):

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. Motivele modificării

Necesitate a modificării survenită în urma unor circumstanțe pe care o autoritate/entitate contractantă care acționează cu diligență nu ar fi putut să le prevadă [articolul 43 alineatul (1) litera (c) din Directiva 2014/23/UE, articolul 72 alineatul (1) litera (c) din Directiva 2014/24/UE, articolul 89 alineatul (1) litera (c) din Directiva 2014/25/UE]

Descrierea circumstanțelor care au făcut necesară modificarea și justificarea naturii neprevăzute a acestor circumstanțe:

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. Creșterea prețului

Valoarea totală actualizată a contractului înainte de modificări (luând în considerare eventualele modificări ale contractului și adaptări ale prețurilor efectuate anterior și, în cazul Directivei 2014/23/UE, inflația medie în statul membru în cauză)

Valoare fără TVA: 279 731 000,00 GBP

Valoarea totală a contractului după modificări

Valoare fără TVA: 279 731 000,00 GBP