

This notice in TED website: <http://ted.europa.eu/udl?uri=TED:NOTICE:375165-2015:TEXT:EN:HTML>

**United Kingdom-Maidstone: Natural gas  
2015/S 207-375165**

**Contract notice**

**Supplies**

Directive 2004/18/EC

**Section I: Contracting authority**

I.1) **Name, addresses and contact point(s)**

Kent County Council

County Hall

For the attention of: Mr Ian Day

ME14 1XQ Maidstone

UNITED KINGDOM

Telephone: +44 1622236767

E-mail: [ian.day@procurementsservicesgroup.org.uk](mailto:ian.day@procurementsservicesgroup.org.uk)

**Internet address(es):**

General address of the contracting authority: <http://www.procurementsservicesgroup.org.uk>

**Further information can be obtained from:**

Kent County Council

County Hall

For the attention of: Mr Ian Day

ME14 1XQ Maidstone

UNITED KINGDOM

Telephone: +44 1622236767

E-mail: [ian.day@procurementsservicesgroup.org.uk](mailto:ian.day@procurementsservicesgroup.org.uk)

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

Kent County Council

County Hall

For the attention of: Mr Ian Day

ME14 1XQ Maidstone

UNITED KINGDOM

Telephone: +44 1622236767

E-mail: [ian.day@procurementsservicesgroup.org.uk](mailto:ian.day@procurementsservicesgroup.org.uk)

**Tenders or requests to participate must be sent to:**

Kent County Council

County Hall

For the attention of: Mr Ian Day

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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: yes

Commercial Services Kent Ltd

1 Abbey Wood Road, Kings Hill

ME19 4YT West Malling

UNITED KINGDOM

**Section II: Object of the contract**

II.1) **Description**

II.1.1) **Title attributed to the contract by the contracting authority:**

Tender for Fixed Term, Fixed Price Natural Gas Supplies (LOT 1) and Fixed Term, Fixed Price Electricity for Non Half Hourly, Half Hourly Metered and Certified Unmetered Supplies (LOT 2) — Y16021.

II.1.2) **Type of contract and location of works, place of delivery or of performance**

Supplies

Purchase

NUTS code UK

II.1.3) **Information about a public contract, a framework agreement or a dynamic purchasing system (DPS)**

The notice involves the establishment of a framework agreement

II.1.4) **Information on framework agreement**

Framework agreement with several operators

maximum number of participants to the framework agreement envisaged: 0

**Duration of the framework agreement**

Duration in months: 48

II.1.5) **Short description of the contract or purchase(s)**

Commercial Services is one of the largest trading organisations of its kind in the UK with a turnover currently in excess of 600 000 000 GBP per annum and employing over 800 people from its base in Kent. With its Schools Supplies Division set up nearly 70 years ago by Kent County Council, it has grown organically since then to supply an ever-increasing range of best value goods and services to other publicly funded organisations. These include local government, education establishments, the care sector and emergency services.

LASER Energy Buying Group was established as part of Commercial Services in 1989, in response to the increasing competitiveness of the deregulated energy markets and now provides complete energy solutions to 160 Local Authorities and other Public Sector bodies throughout the UK.

Kent County Council (the Contracting Authority) is the largest local authority in England covering an area of 3 500 square kilometres. It has an annual expenditure of over 1 000 000 000 GBP on goods and services and a population of 1 300 000. The Council provides a wide range of personal and strategic services on behalf of its residents, operating in partnership with 12 district councils and 289 parish/town councils.

In accordance with best procurement practice, EU and UK Procurement Directives and Regulations, the Contracting Authority wishes to create a Framework Agreement (the Agreement) divided in to Lots — Lot 1- for the fixed term fixed price procurement of gas supplies and Lot 2 — procurement of electricity for Non Half Hourly and Half Hourly metered and Certified Unmetered supplies.

The procurement process adopted by the Contracting Authority is based upon the 'Open' Procedure, as detailed in the Public Contract Regulations 2015 and the EU Combined Procurement Directive 2014/24/EU. In brief the process will be as follows:

— Only those organisations that express their interest in this opportunity via the Kent Business Portal will receive this Invitation to Tender (ITT).

— All submitted compliant bids will be evaluated in accordance with the instructions contained within this document.

II.1.6) **Common procurement vocabulary (CPV)**

09123000, 09310000

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

The contract is covered by the Government Procurement Agreement (GPA): no

II.1.8) **Lots**

This contract is divided into lots: yes

Tenders may be submitted for one or more lots

II.1.9) **Information about variants**

Variants will be accepted: no

II.2) **Quantity or scope of the contract**

II.2.1) **Total quantity or scope:**

Commercial Services is one of the largest trading organisations of its kind in the UK with a turnover currently in excess of 600 000 000 GBP per annum and employing over 800 people from its base in Kent. With its Schools Supplies Division set up nearly 70 years ago by Kent County Council, it has grown organically since then to supply an ever-increasing range of best value goods and services to other publicly funded organisations. These include local government, education establishments, the care sector and emergency services.

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— Only those organisations that express their interest in this opportunity via the Kent Business Portal will receive this Invitation to Tender (ITT).

— All submitted compliant bids will be evaluated in accordance with the instructions contained within this document.

Any public body will have access to this Agreement but may only do so with the agreement of the Contracting Authority through the LASER Energy Buying Group. Those organisations who may wish to access this Agreement include local authorities the Police Service, the Fire Service, the NHS & NHS Trusts, third sector

organisations, academic centres (including Academies), publicly funded organisations and publicly owned private companies, operating within the geographic boundaries of the United Kingdom, Channel Islands and Northern Ireland.

Full details of the classification of potential public bodies who may become Participating Authorities and/or End Users under this Agreement via the Contracting Authority can be found at the following web addresses:

Regions in England: Main Regions:- East Midlands; West Midlands; East of England; South East; South West; North West; North East; Yorkshire and Humber; London or to individual administering Councils. See link:

<http://www.direct.gov.uk/en/DI1/Directories/Localcouncils/index.htm>

Northern Ireland: Administered across 26 Districts of Northern Ireland. See link:

<http://www.nidirect.gov.uk/local-councils-in-northern-ireland>

Scotland: Administered across 32 Council areas. See link:

<http://www.cosla.gov.uk/scottish-local-government>

Wales: Administered across 22 Council areas. See link:

<http://wales.gov.uk/topics/localgovernment/?skip=1&lang=en>

Classification of End User Organisations.

Local Authority Councils: County, Unitary, District, Borough, and Metropolitan Councils. (Parish and Community Councils are also permissible users). See link:

<http://www.direct.gov.uk/en/DI1/Directories/Localcouncils/index.htm>

Educational Establishments: Nursery School, Primary School, Middle or High School, Secondary School, Academy, Special School, Pupil Referral Unit (PRU), Further Education College, University. See links:

<http://www.schoolswebdirectory.co.uk/index.php>

<http://www.ukschoolsdirectory.net/searchresult.php>

[www.education.gov.uk/edubase](http://www.education.gov.uk/edubase)

[www.hefce.ac.uk](http://www.hefce.ac.uk)

<http://www.universitiesuk.ac.uk/aboutus/members/Pages/default.aspx>

Police, Fire & Rescue & Maritime & Coastguard Agency Emergency Services:

See links:

<http://www.police.uk/forces.htm>

<http://www.fireservice.co.uk/>

<http://www.nifrs.org/>

<http://www.mcga.gov.uk/c4mca/mcga07-home.htm>

NHS Bodies, the HSC (Northern Ireland) and Ambulance Services:

See links:

<http://www.nhs.uk/ServiceDirectories/Pages/AcuteTrustListing.aspx>

<http://www.hscni.net/index.php?link=trusts>

<http://www.show.scot.nhs.uk/organisations/index.aspx>

<http://www.scottishambulance.com/AboutUs/HowWeOrganised.aspx>

<http://www.wales.nhs.uk/nhswalesaboutus/structure>

Central Government Departments & their Agencies:

See link:

<http://www.direct.gov.uk/en/DI1/Directories/A-ZOfCentralGovernment/index.htm>

Registered Charities:

See links:

[http://www.charitycommission.gov.uk/About\\_us/Regulation/Registering\\_charities\\_index.aspx](http://www.charitycommission.gov.uk/About_us/Regulation/Registering_charities_index.aspx)

<http://www.oscr.org.uk/>

[http://www.dsdni.gov.uk/index/dsd\\_contact\\_us/dsd\\_our\\_offices.htm](http://www.dsdni.gov.uk/index/dsd_contact_us/dsd_our_offices.htm)

Registered Social Landlords: Government-funded, not-for-profit organisations that provide affordable housing. They include housing associations, trusts and cooperatives. See link:

<http://www.idea.gov.uk/idk/core/page.do?pageId=7175736>

<http://www.nhfdirectory.co.uk>

<http://www.direct.gov.uk/en/DI1/Directories/Localcouncils/index.htm>

Northern Ireland: Administered across 26 Districts of Northern Ireland. See link:

[http://www.direct.gov.uk/en/DI1/Directories/DevolvedAdministrations/DG\\_4003601](http://www.direct.gov.uk/en/DI1/Directories/DevolvedAdministrations/DG_4003601)

Scotland: Administered across 32 Council areas. See link:

[http://www.direct.gov.uk/en/DI1/Directories/DevolvedAdministrations/DG\\_4003604](http://www.direct.gov.uk/en/DI1/Directories/DevolvedAdministrations/DG_4003604)

Wales: Administered across 22 Council areas. See link:

[http://www.direct.gov.uk/en/dl1/directories/localcouncils/dg\\_065241](http://www.direct.gov.uk/en/dl1/directories/localcouncils/dg_065241)

Tenderers are advised that the Contracting Authority, its affiliates and/or authorised users, reserve the right to supply the tendered products, services, and commodities to companies that have a majority public sector ownership by any of the public sector bodies referred to above during the Agreement period as stated in this document, for the purpose of selling to other public, private and third sector organisations.

Estimated value excluding VAT:

Range: between 1 000 000 and 20 000 000 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: 48 (from the award of the contract)

**Information about lots**

Lot No: 1

Lot title: Supply and Delivery of Fixed Term Fixed Price Natural Gas Supplies

1) **Short description**

This national procurement Framework Agreement is for the Supply and Delivery of Fixed Term Fixed Price Natural Gas Supplies. It must be noted, that all opportunities will be let competitively between those on the Framework Agreement but inclusion on the Framework is not a guarantee of business. The Contracting Authority reserves the right to remove or suspend a Supplier from the Framework Agreement if issues relating to contract management are not addressed to the satisfaction of the Contracting Authority. LASER acts on behalf of approximately 160 Participating Authorities/public sector bodies and may deliver either a Fully Managed (FM) Service or Procurement Only Service Option (POSO).

2) **Common procurement vocabulary (CPV)**

09123000

3) **Quantity or scope**

The Framework Agreement will be in force for a period of four years unless terminated in accordance with Clause 15 of the Terms and Condition of Agreement Schedule Eight).

Individual Supply contracts will be let after a mini tender process. In each mini tender the Contracting Authority or Participating Authority will seek firm prices for a specified supply contract duration. Start dates and the required supply period will be specified within the mini tender documentation. The Contracting Authority

reserves the right to extend each individual mini tender schedule for further period(s) of up to a maximum of 12 months at prices agreed by all parties.

Estimated value excluding VAT:

Range: between 1 000 000 and 10 000 000 GBP

4) **Indication about different date for duration of contract or starting/completion**

Duration in months: 48 (from the award of the contract)

5) **Additional information about lots**

Lot No: 2

Lot title: Supply and Delivery of Fixed Term Fixed Price Electricity Supplies

1) **Short description**

This national procurement Framework Agreement is for the Supply and Delivery of Fixed Term Fixed Price Electricity Supplies. It must be noted that all opportunities will be let competitively between those on the Framework Agreement but inclusion on the Framework is not a guarantee of business. The Contracting Authority reserves the right to remove or suspend a Supplier from the Framework Agreement if issues relating to contract management are not addressed to the satisfaction of the Contracting Authority. LASER acts on behalf of approximately 160 Participating Authorities/public sector bodies and may deliver either a Fully Managed (FM) Service or Procurement Only Service Option (POSO).

2) **Common procurement vocabulary (CPV)**

09310000

3) **Quantity or scope**

The Framework Agreement will be in force for a period of four years unless terminated in accordance with Clause 15 of the Terms and Conditions of Agreement (Schedule Eight).

Individual Supply contracts will be let after a mini tender process. In each mini tender the Contracting Authority or Participating Authority will seek firm prices for a specified supply contract duration. Start dates and the required supply period will be specified within the mini tender documentation. The Contracting Authority reserves the right to extend each individual mini tender schedule for further period(s) of up to a maximum of 12 months at prices agreed by all parties.

Estimated value excluding VAT:

Range: between 1 000 000 and 10 000 000 GBP

4) **Indication about different date for duration of contract or starting/completion**

Duration in months: 48 (from the award of the contract)

5) **Additional information about lots**

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

III.1) **Conditions relating 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:**

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) **Other particular conditions**

The performance of the contract is subject to particular conditions: no

III.2) **Conditions for participation**

III.2.1) **Personal situation of economic operators, including requirements relating to enrolment on professional or trade registers**

III.2.2) **Economic and financial ability**

III.2.3) **Technical capacity**

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) **Staff responsible for the execution of the service**

Legal persons should indicate the names and professional qualifications of the staff responsible for the execution of the service: no

**Section IV: Procedure**

IV.1) **Type of procedure**

IV.1.1) **Type of procedure**

Open

IV.1.2) **Limitations on the number of operators who will be invited to tender or to participate**

Envisaged number of operators: 10

IV.1.3) **Reduction of the number of operators during the 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 the criteria stated in the specifications, in the invitation to tender or to negotiate or in the descriptive document

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:**

Y16021

IV.3.2) **Previous publication(s) concerning the same contract**

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: 20.11.2015 - 12:00

Payable documents: no

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

20.11.2015 - 14:00

IV.3.5) **Date of dispatch of invitations to tender or to participate to selected candidates**

IV.3.6) **Language(s) in which tenders or requests to participate may be drawn up**

English.

IV.3.7) **Minimum time frame during which the tenderer must maintain the tender**

in days: 120 (from the date stated for receipt of tender)

IV.3.8) **Conditions for opening of tenders**

Persons authorised to be present at the opening of tenders: no

**Section VI: Complementary information**

VI.1) **Information about recurrence**

This is a recurrent procurement: no

VI.2) **Information about European Union funds**

The contract is related to a project and/or programme financed by European Union funds: no

VI.3) **Additional information**

This opportunity will be completed electronically via ProContract, a site run by Due North. Interested organisations should go to [www.kentbusinessportal.org.uk](http://www.kentbusinessportal.org.uk) to register and express interest. To express interest select 'Current Opportunities', from the 'Organisation' drop down box select 'Commercial Services', click search and select the appropriate opportunity. Once you have successfully expressed interest via the portal you will be sent an email directing you to the ProContract site from which you will be able to access and download the invitation to tender documentation and any other relevant information. This email should be retained, as it will contain your direct link to the ProContract portal, for information purposes only the link is [www.kentbusinessportal.org.uk/procontract/supplier.nsf](http://www.kentbusinessportal.org.uk/procontract/supplier.nsf) do not use this link now. Tenderers should also note that final submissions must be made via ProContract, no other submission route is permitted. Failure to follow this path will result in the tender submission being disregarded. All documents pertaining to this opportunity will be available for download via the procontract portal from the outset. Please ensure you are able to download all files immediately after accessing the ProContract portal.

VI.4) **Procedures for appeal**

VI.4.1) **Body responsible for appeal procedures**

VI.4.2) **Lodging of appeals**

VI.4.3) **Service from which information about the lodging of appeals may be obtained**

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

20.10.2015