

Contract notice

Directive 2014/24/EU - Public Sector Directive

Directive 2014/24/EU

Section I: Contracting Change entity

I.1) Name and addresses

Welsh Government

Corporate Procurement Services, Cathays Park

Cardiff

CF10 3NQ

UK

Contact person: Sara Humber

Telephone: +44 3000253718

E-mail: MIMEducation@gov.wales

NUTS: UKL

Internet address(es)

Main address: <https://gov.wales/?skip=1&lang=en>

Address of the buyer profile: https://www.sell2wales.gov.wales/search/Search_AuthProfile.aspx?ID=AA0007

I.2) Joint procurement

The contract is awarded by a central purchasing body

I.3) Communication

The procurement documents are available for unrestricted and full direct access, free of charge at:

<https://etenderwales.bravosolution.co.uk/web/login.shtml>

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be sent electronically to:

<https://etenderwales.bravosolution.co.uk/web/login.shtml>

Electronic communication requires the use of tools and devices that are not generally available. Unrestricted and full direct access to these tools and devices is possible, free of charge, at:

<https://etenderwales.bravosolution.co.uk/web/login.shtml>

I.4) Type of the contracting authority

Ministry or any other national or federal authority, including their regional or local subdivisions

I.5) Main activity

General public services

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Welsh Education Partnership - Strategic Partnering Delivery Model

Reference number: C106/2019/2020

II.1.2) Main CPV code

80000000

II.1.3) Type of contract

Services

II.1.4) Short description

Welsh Government is seeking to procure a Private Sector Delivery Partner to form a joint venture company to deliver education infrastructure including schools and colleges plus any associated community facilities in Wales, under a strategic partnering agreement.

II.1.5) Estimated total value

Value excluding VAT: 1 500 000 000.00 GBP

II.1.6) Information about lots

This contract is divided into lots: No

II.2) Description

II.2.2) Additional CPV code(s)

45214000

45214500

39162000

80000000

30000000

39000000

39160000

45214210

45214220

45214300

45214310

45214320

50700000

66515200

71000000

71200000

71540000

71300000

71400000

71500000

71600000

71700000

II.2.3) Place of performance

NUTS code:

UKL

II.2.4) Description of the procurement

Welsh Government ("WG") is procuring a Private Sector Delivery Partner ("PSDP") to form a joint venture company to deliver education infrastructure including schools and colleges plus any associated community facilities in Wales. The successful PSDP and a subsidiary of the Development Bank of Wales ("WGCo") will be required to form a new Welsh Education Partnership Company ("WEPCo") vehicle, which will deliver infrastructure services to WG, local authorities and further education institutions in Wales (the "Participants").

The Participants and WEPCo will enter into a Strategic Partnering Agreement ("SPA"). Under the SPA, WEPCo will be required to provide partnering services to the Participants, including (i) project development and delivery; and (ii) supply chain assembly and management. The initial term of the partnering arrangement will be ten (10) years, with an optional five (5) year extension.

WEPCo will have the sole and exclusive right for the term of the SPA to nominate a subsidiary of the PSDP (being a special purpose vehicle in which the PSDP holds the majority of voting rights, or a wholly owned subsidiary of such company (a "Project Co")) to deliver 21st Century Schools and Colleges (Band B) Mutual Investment Model ("MIM") projects, provided that the relevant criteria in the SPA are met. Approved MIM projects will be developed by WEPCo but delivered by the Project Co, which will enter into a project agreement with the relevant Participant to deliver the relevant MIM project. The project agreement for education sector MIM projects will be based on templates contained within the SPA.

Participants will also be able to request that WEPCo, or a nominated wholly owned subsidiary of WEPCo, provide other project services such as the delivery of design and build capital projects for education or associated community facilities under the SPA, provided that the relevant criteria in the SPA are met. WEPCo and/or its subsidiaries shall enter into all required agreements for the delivery of capital projects and/or FM services directly with the relevant Participant, which in the case of education sector capital projects shall be substantially in the form of a template design and build development agreement set out in the SPA.

The PSDP will be required to enter into a form of shareholders' agreement which is substantially in the form of the template form of WEPCo Shareholders' Agreement set out in the SPA with WGCo to establish WEPCo. For MIM projects, Project Co, the PSDP and WGCo will also be required to enter into a form of shareholders' agreement which is substantially in the form of the template form of Project Co shareholders' agreement set out in the SPA to establish the relevant Project Co.

Further details regarding this programme will be provided at the bidders' day described in section VI.3 and are contained in the relevant procurement documents, including the Selection Questionnaire and the Descriptive Document, which can be accessed at: <https://etenderwales.bravosolution.co.uk/web/login.shtml>

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: 1 500 000 000.00 GBP

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

Duration in months: 120

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

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

Section III: Legal, economic, financial and technical information

III.1) Conditions for participation

III.1.2) Economic and financial standing

List and brief description of selection criteria:

Please refer to the Descriptive Document dated 08/07/2019 and the Selection Questionnaire dated 08/07/2019 which are available at <https://etenderwales.bravosolution.co.uk/web/login.shtml>

Minimum level(s) of standards required:

Please refer to the Descriptive Document dated 08/07/2019 and the Selection Questionnaire dated 08/07/2019 which are available at <https://etenderwales.bravosolution.co.uk/web/login.shtml>

III.1.3) Technical and professional ability

List and brief description of selection criteria:

Please refer to the Descriptive Document dated 08/07/2019 and the Selection Questionnaire dated 08/07/2019 which are available at <https://etenderwales.bravosolution.co.uk/web/login.shtml>

Minimum level(s) of standards required:

Please refer to the Descriptive Document dated 08/07/2019 and the Selection Questionnaire dated 08/07/2019 which are available at <https://etenderwales.bravosolution.co.uk/web/login.shtml>

III.2) Conditions related to the contract

III.2.3) 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

Section IV: Procedure

IV.1) Description

IV.1.1) Type of procedure

Competitive dialogue

IV.1.8) Information about Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: Yes

IV.2) Administrative information

IV.2.1) Previous publication concerning this procedure

Notice number in the OJ S:

2019/S 124-302925

IV.2.2) Time limit for receipt of tenders or requests to participate

Date: 09/09/2019

Local time: 14:00

IV.2.3) Estimated date of dispatch of invitations to tender or to participate to selected candidates

Date: 21/10/2019

IV.2.4) Languages in which tenders or requests to participate may be submitted

EN

CY

IV.2.6) Minimum time frame during which the tenderer must maintain the tender

Tender must be valid until: 31/12/2020

Section VI: Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: No

VI.3) Additional information

A bidders' day relating to the procurement described in section II.2.4 will be held on 18/07/2019 at Voco St David's Hotel Cardiff, Havannah Street, Cardiff CF10 5SD. The relevant documents, which should be accessed in advance of the bidders' day, including the Selection Questionnaire and Descriptive Document, can be accessed at: <https://etenderwales.bravosolution.co.uk/web/login.shtml>. To confirm your place, please register online at <https://www.eventbrite.com/e/education-strategic-partner-procurement-market-information-day-tickets-63976860512>.

A list of the public sector entities, other than WG, which will become party to the Strategic Partnering Agreement ("SPA") are listed in the Descriptive Document, which is available at: <https://etenderwales.bravosolution.co.uk/web/login.shtml>.

The calculation of the estimated value stated in section II.1.5 and section II.2.6 has been based on the total amount payable for Partnering Services and Project Services (each as defined in the SPA), net of VAT, as estimated by WG. For the avoidance of doubt, in the case of Project Services, this includes revenue payments for the term of Approved Projects (as defined in the SPA) and does not represent the capex value.

The estimated date of dispatch of the invitations to participate stated in section IV.2.3 is subject to the relevant internal approvals within WG being obtained before that date.

WG will not be responsible for any costs arising as a result of responding to this contract notice.

NOTE: The authority is using eTenderwales to carry out this procurement process. To obtain further information record your interest on Sell2Wales at https://www.sell2wales.gov.wales/search/search_switch.aspx?ID=93547

Under the terms of this contract the successful supplier(s) will be required to deliver Community Benefits in support of the authority's economic and social objectives. Accordingly, contract performance conditions may relate in particular to social and environmental considerations. The Community Benefits included in this contract are:

Please refer to the Descriptive Document and the Selection Questionnaire which are available at <https://etenderwales.bravosolution.co.uk/web/login.shtml>.

(WA Ref:93547)

The buyer considers that this contract is suitable for consortia.

VI.4) Procedures for review

VI.4.1) Review body

Welsh Government

Corporate Procurement Services, Cathays Park

Cardiff

CF10 3NQ

UK

Telephone: +44 3000255720

Internet address(es)

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

VI.5) Date of dispatch of this notice

09/07/2019