



European Union

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2, rue Mercier, 2985 Luxembourg, Luxembourg Fax: +352 29 29 42 670

E-mail: ojs@publications.europa.eu

Info & on-line forms: <http://simap.europa.eu>

## Contract award notice

(Directive 2004/18/EC)

### Section I: Contracting authority

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

Official name: [Lytham St Annes Technology and Performing Arts College](#)

National ID: *(if known)*

Postal address: [Worsley Road, Lytham St Annes, Lancashire.](#)

Town: [Lytham St Annes](#)

Postal code: [FY8 4DG](#)

Country: [United Kingdom \(UK\)](#)

Contact point(s):

Telephone: [+44 1204374060](#)

For the attention of: [Darron Bibby](#)

E-mail: [darron.bibby@fsoptions.com](mailto:darron.bibby@fsoptions.com)

Fax: [+44 8702202709](#)

**Internet address(es):** *(if applicable)*

General address of the contracting authority: *(URL)* <http://www.lythamhigh.lancs.sch.uk>

Address of the buyer profile: *(URL)* <http://www.fsoptions.com>

Electronic access to documents: *(URL)*

Electronic submission of candidatures and requests to participate: *(URL)*

#### I.2) Type of the contracting authority

- Ministry or any other national or federal authority, including their regional or local sub-divisions
- National or federal agency/office
- Regional or local authority
- Regional or local agency/office
- Body governed by public law
- European institution/agency or international organisation
- Other: *(please specify)*

#### I.3) Main activity

- General public services
- Defence
- Public order and safety
- Environment
- Economic and financial affairs
- Health
- Housing and community amenities
- Social protection
- Recreation, culture and religion

Education

Other: *(please specify)*

**I.4) Contract award on behalf of other contracting authorities**

The contracting authority is purchasing on behalf of other contracting authorities:

yes  no

*information on those contracting authorities can be provided in Annex A*

## Section II: Object of the contract

### II.1) Description

#### II.1.1) Title attributed to the contract:

Supply and Distribution of hot & cold chicken wrap concept

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

(choose one category only – works, supplies or services – which corresponds most to the specific object of your contract or purchase(s))

- |   |   |   |
|---|---|---|
| <input type="radio"/> Works   | <input checked="" type="radio"/> Supplies       | <input type="radio"/> Services  |
| <input type="checkbox"/> Execution  | <input type="checkbox"/> Purchase               | Service category No:  |
| <input type="checkbox"/> Design and execution   | <input type="checkbox"/> Lease                  | Please see Annex C1 for service categories  |
| <input type="checkbox"/> Realisation, by whatever means of work, corresponding to the requirements specified by the contracting authorities | <input type="checkbox"/> Rental                 | In case of contracts for service categories 17 to 27 – see Annex C1 – do you agree to the publication of this notice? |
|   | <input type="checkbox"/> Hire purchase          |   |
|   | <input type="checkbox"/> A combination of these |   |

Main site or location of works, place of delivery or of performance :

Lytham St Annes and Performing Arts College, Worlsey Road, Lytham St Annes, Lancashire, FY8 4DG

NUTS code: UK

#### II.1.3) Information about a framework agreement or a dynamic purchasing system (DPS)

- The notice involves the establishment of a framework agreement
- The notice involves contract(s) based on a dynamic purchasing system (DPS)

#### II.1.4) Short description of the contract or purchase(s):

Lytham St Annes Technology and Performing Arts College wishes to develop a supplier framework for the supply and distribution of hot & cold chicken wrap concept. The specification has been developed with full consideration of both Local authority and Educational Establishments. The agreement is available for use by Educational Establishments and Local Authorities as detailed on the following websites:

<http://www.edubase.gov.uk/search.xhtml?clear=true>

and

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

and

<http://www.education.gov.uk/academies/a0069811/map-of-open-academies-and-schools-submitting-applications>

<http://www.edubase.gov.uk/home.xhtml;jsessionid=E02906A8AD58BB4446D6818A...>

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

<http://www.hefce.ac.uk/unicoll/>

The framework agreement is primarily for the use of Educational Establishments and Local Authorities; however suppliers should be aware that this framework agreement will be accessible by UK Public Sector Bodies – including but not limited to Local Authorities, Central Government Departments, NHS Bodies and Police & other Emergency Services (as defined in Article 1(9) of Directive 2004/18/EC and implemented by Regulation 3 of The Public Contracts Regulations 2006) or its agent(s). These include but are not limited to central government departments & their agencies, Non- Departmental Public Bodies (NDPBs), NHS bodies (including; acute trusts, ambulance trusts, primary care trusts, care trusts, NHS hospital trusts, strategic health authorities, mental health trusts, special health authorities), Local Authorities (as defined in Regulation 3(2) to (5) of the Public Contracts Regulations 2006 ('the Regulations'), Police Authorities (as defined by Regulation 3 (1)(j) to (p) of the

regulations), Emergency Services, Educational Establishments (including Schools, Universities, Academies, Colleges) and Registered Social Landlords who have a need to purchase these services. Please see the following websites for further details:

<http://www.civilservice.gov.uk/about/resources/ndpbs.aspx>

<http://www.police-information.co.uk/police-directory/>

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

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

<http://www.cabinetoffice.gov.uk/>

<http://www.housingcorp.gov.uk/server/show/nav.490>

<http://www.charity-commission.gov.uk>

The framework will be managed on behalf of all agreement users by Foodservice Options Limited.

### II.1.5) Common procurement vocabulary (CPV)

	Main vocabulary	Supplementary vocabulary (if applicable)
Main object	15131500	

### II.1.6) Information about Government Procurement Agreement (GPA)

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

### II.2) Total final value of contract(s):

#### II.2.1) Total final value of contract(s):

	Excluding VAT	Including VAT	VAT rate (%)
Value: Currency: or:	<input type="radio"/>	<input type="radio"/>	at
Lowest offer: 1250628.00 and highest offer: 1250628.01 Currency: GBP taken into consideration	<input checked="" type="radio"/>	<input type="radio"/>	at

## Section IV: Procedure

### IV.1) Type of procedure

#### IV.1.1) Type of procedure

- Open
- Restricted
- Accelerated restricted
- Competitive dialogue
- Negotiated with a call for competition
- Accelerated negotiated
- Negotiated without a call for competition
- Award of a contract without prior publication of a contract notice in the Official Journal of the European Union (in the cases listed in Section 2 of Annex D1)
- Justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union (OJEU): please complete Annex D1

### IV.2) Award criteria

#### IV.2.1) Award criteria

- Lowest price
- or
- The most economically advantageous tender in terms of

Criteria	Weighting
1 . Pricing	60
2 . Operations	10
3 . Customer Service and Care	10
4 . Quality & Technical Ability	10
5 . Sustainability	10

#### IV.2.2) Information about electronic auction

An electronic auction has been used  yes  no

### IV.3) Administrative information

#### IV.3.1) File reference number attributed by the contracting authority: *(if applicable)*

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

yes  no

*(if yes, please fill in the appropriate boxes)*

Prior information notice  Notice on a buyer profile

Notice number in the OJEU:                      of:                      (dd/mm/yyyy)

Contract notice  Simplified contract notice on a dynamic purchasing system

Notice number in the OJEU: [2012/S 065-106116](#) of: [03/04/2012](#) (dd/mm/yyyy)

Voluntary ex ante transparency notice

Notice number in the OJEU:                      of:                      (dd/mm/yyyy)

Other previous publications (if applicable)

Notice number in the OJEU:                      of:                      (dd/mm/yyyy)

## Section V: Award of contract

Contract No: 2012/S 65-106116 Lot No: 1 Lot title: Supply and Distribution of Hot & Cold Chicken Wrap Concept

### V.1) Date of contract award decision:

27/08/2012 (dd/mm/yyyy)

### V.2) Information about offers:

Number of offers received: 2

Number of offers received by electronic means:

### V.3) Name and address of economic operator in favour of whom the contract award decision has been taken

Official name: Love Joes Ltd

Postal address: Love Joes Ltd, Empire Ind Estate, Brickyard Road, Aldridge, Walsall, WS9 8UR

Town: Walsall

Postal code: WS9 8UR

Country: United Kingdom (UK)

Telephone: +44 8700601240

E-mail:

Fax: +44 8700601241

Internet address: (URL)

### V.4) Information on value of contract (give figures only)

	Excluding VAT	Including VAT	VAT rate (%)
Initial estimated total value of the contract (if applicable) Value: 1496284.00 Currency: GBP	<input checked="" type="radio"/>	<input type="radio"/>	at
Total final value of the contract Value: Currency: or:	<input type="radio"/>	<input type="radio"/>	at
Lowest offer: 1250628.00 and highest offer: 1250628.01 Currency: GBP taken into consideration	<input checked="" type="radio"/>	<input type="radio"/>	at

If annual or monthly value: (please give)

Number of years: 4 or Number of months:

### V.5) Information about subcontracting

The contract is likely to be sub-contracted  yes  no

(if yes, give figures only) Value or proportion of the contract likely to be sub-contracted to third parties:

Value excluding VAT:  Not known:

Currency: Proportion %

Short description of the value/proportion of the contract to be sub-contracted : (if known)

----- (Use this section as many times as needed) -----

## Section VI: Complementary information

### VI.1) Information about European Union funds:

The contract is related to a project and/or programme financed by European Union funds  yes  no  
(if yes) Reference to project(s) and/or programme(s):

### VI.2) Additional information: *(if applicable)*

### VI.3) Procedures for appeal

#### VI.3.1) Body responsible for appeal procedures

Official name

Postal address

Town

Postal code

Country

Telephone

E-mail

Fax

Internet address URL

#### Body responsible for mediation procedures *(if applicable)*

Official name

Postal address

Town

Postal code

Country

Telephone

E-mail

Fax

Internet address URL

#### VI.3.2) Lodging of appeals *(please fill in heading VI.3.2 or, if need be, heading VI.3.3)*

Precise information on deadline(s) for lodging appeals

**VI.3.3) Service from which information about the lodging of appeals may be obtained**

Official name

Postal address

Town

Postal code

Country

Telephone

E-mail

Fax

Internet address *URL*

**VI.4) Date of dispatch of this notice:**

[08/11/2012](#) (dd/mm/yyyy) - ID:2012-154845



**Annex A**  
**Additional addresses and contact points**

**I.1) Address of the other contracting authority on behalf of which the contracting authority is purchasing:**

Official name: [Lytham St Annes Technology and Performing Arts College](#)

National ID: *(if known)*

Postal address: [Worsley Road, Lytham St Annes, Lancashire](#)

Town: [Lytham St Annes](#)

Postal code: [FY8 4DG](#)

Country: [United Kingdom \(UK\)](#)

----- *(Use this section as many times as needed)* -----

**Annex C1 – General procurement**  
**Service categories referred to in Section II: Object of the contract**  
**Directive 2004/18/EC**

<b>Category No [1]</b>	<b>Subject</b>
1	Maintenance and repair services
2	Land transport services [2], including armoured car services, and courier services, except transport of mail
3	Air transport services of passengers and freight, except transport of mail
4	Transport of mail by land [3] and by air
5	Telecommunications services
6	Financial services: a) Insurances services b) Banking and investment services [4]
7	Computer and related services
8	Research and development services [5]
9	Accounting, auditing and bookkeeping services
10	Market research and public opinion polling services
11	Management consulting services [6] and related services
12	Architectural services; engineering services and integrated engineering services; urban planning and landscape engineering services; related scientific and technical consulting services; technical testing and analysis services
13	Advertising services
14	Building-cleaning services and property management services
15	Publishing and printing services on a fee or contract basis
16	Sewage and refuse disposal services; sanitation and similar services
<b>Category No [7]</b>	<b>Subject</b>
17	Hotel and restaurant services
18	Rail transport services
19	Water transport services
20	Supporting and auxiliary transport services
21	Legal services
22	Personnel placement and supply services [8]
23	Investigation and security services, except armoured car services
24	Education and vocational education services
25	Health and social services
26	Recreational, cultural and sporting services [9]
27	Other services

1 Service categories within the meaning of Article 20 and Annex IIA to Directive 2004/18/EC.

2 Except for rail transport services covered by category 18.

3 Except for rail transport services covered by category 18.

4 Except financial services in connection with the issue, sale, purchase or transfer of securities or other financial instruments, and central bank services. The following are also excluded: services involving the acquisition or rental, by whatever financial means, of land, existing buildings or other immovable property or concerning rights thereon. However, financial service contracts concluded at the same time as, before or after the contract of acquisition or rental, in whatever form, shall be subject to the Directive.

- 5 Except research and development services other than those where the benefits accrue exclusively to the contracting authority for its use in the conduct of its own affairs on condition that the service provided is wholly remunerated by the contracting authority.
- 6 Except arbitration and conciliation services.
- 7 Service categories within the meaning of Article 21 and Annex IIB of Directive 2004/18/EC.
- 8 Except employment contracts.
- 9 Except contracts for the acquisition, development, production or co-production of program material by broadcasters and contracts for broadcasting time.

**Annex D1 – General procurement**  
**Justification for the award of the contract without prior publication of**  
**a contract notice in the Official Journal of the European Union (OJEU)**  
**Directive 2004/18/EC**

Please provide hereunder a justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union. This justification must comply with the requirements of Directive 2004/18/EC.

(In terms of Directive 89/665/EEC on Remedies, the time-limit for application for review referred to in the first indent of Article 2f(1)(a) of this Directive can be reduced if the notice contains a justification of the contracting authority's decision to award the contract without prior publication of a contract notice in the Official Journal of the European Union. In order to benefit from this reduced time-limit, please tick the relevant box(es) and provide the additional information below.)

**1) Justification for the choice of the negotiated procedure without prior publication of a contract notice in the OJEU in accordance with Directive 2004/18/EC**

No tenders or no suitable tenders in response to:

- open procedure,
- restricted procedure.

The products involved are manufactured purely for the purpose of research, experiment, study or development under the conditions stated in the Directive. (for supplies only)

The works/goods/services can be provided only by a particular tenderer for reasons that are:

- technical,
- artistic,
- connected with the protection of exclusive rights.

Extreme urgency brought about by events unforeseeable by the contracting authority and in accordance with the strict conditions stated in the Directive.

Additional works/deliveries/services are ordered under the strict conditions stated in the Directive.

New works/services, constituting a repetition of existing works/services and ordered in accordance with the strict conditions stated in the Directive.

Service contract awarded to the successful candidate or one of them after a design contest.

For supplies quoted and purchased on a commodity market.

For the purchase of supplies on particularly advantageous terms:

- from a supplier which is definitely winding up its business activities,
- from the receivers or liquidators of a bankruptcy, an arrangement with creditors or a similar procedure.

All tenders submitted in reply to an open procedure, a restricted procedure or competitive dialogue were irregular or unacceptable. Only those tenderers were included in the negotiations which have satisfied the qualitative selection criteria.

**2) Other justification for the award of the contract without prior publication of a contract notice in the OJEU**

- The contract has as its object services listed in Annex II B to the Directive.
- The contract falls outside the scope of application of the Directive.

In order to benefit from the reduced time-limit referred to above, in addition to the box(es) to be ticked above, please explain in a clear and comprehensive manner why the award of the contract without prior publication of a contract notice in the Official Journal of the European Union is lawful, by stating in any case the relevant facts and, as appropriate, the conclusions of law in accordance with Directive 2004/18/EC: (500 words maximum)