



To: Finance, Resources and Customer Services Policy Board

On: 2 February 2022

Report by: Report by the Chief Executive and the Director of Environment and Infrastructure

Heading: Contract Authorisation Report for Treatment, Recycling & Disposal of Mixed Waste from the Council's Household Waste Recycling Centres (HWRC's) and Waste Arisings from other Council Service Operations. (RC-CPU-21-134)

1. Summary

- 1.1 The purpose of this report is to seek the approval of the Finance, Resources and Customer Services Policy Board to award a Services Contract for Treatment, Recycling & Disposal of Mixed Waste from the Council's Household Waste Recycling Centres (HWRC's) and Waste Arisings from other Council Service Operations (RC-CPU-21-134) to Enva Scotland Limited.
- 1.2 The recommendation to award this Contract follows a mini competition made under the Scotland Excel Treatment and Disposal of Recyclable and Residual Waste Dynamic Purchasing System Framework (schedule 27/17), Lot 11 Treatment and Disposal of Bulky Waste.
- 1.3 A Contract Strategy was approved by the Director of Environment and Infrastructure and the Strategic Commercial and Procurement Manager in October 2021.

2. Recommendations

2.1 It is recommended that the Finance, Resources and Customer Services Policy Board:

- 2.1.1 Authorise the Head of Corporate Governance to award a contract for Treatment, Recycling & Disposal of Mixed Waste from the Council's Household Waste Recycling Centres (HWRC's) and Waste Arisings from other Council Service Operations (reference RC-CPU-21-134) to Enva Scotland Limited;
- 2.1.2 Authorise the initial period of contract of one (1) year with the option to extend on two (2) separate occasions each for a period of twelve (12) months. The contract is anticipated to commence on the 1 April 2022. In the event that the Contract does not commence on 1 April 2022, the Contract period shall run from the actual date of commencement as stated in the Council's Letter of Acceptance.
- 2.1.3 Authorise the total Contract value of up to £6,500,000.00 excluding VAT where both the initial contract and both extensions are used.

3. Background

- 3.1 The Council has a requirement for the Treatment, Recycling & Disposal of Mixed Waste from the Council's Household Waste Recycling Centres (HWRC's) and Waste Arisings from other Council Service Operations. As part of this contract Council Vehicles will deliver approximately 19,627 tonnes per 12 months of waste material to the Service Provider's treatment site or designated reception point.
- 3.2 This procurement exercise has been tendered as a mini competition under the Scotland Excel Treatment and Disposal of Recyclable and Residual Waste Dynamic Purchasing System Framework (schedule 27/17) Lot 11 Treatment and Disposal of Bulky Waste.
- 3.3 At the time of the mini competition, Lot 11 of the Scotland Excel Processing & Disposal of Recycle & Residual Waste Dynamic Purchasing System Framework had thirty (30) Suppliers registered on the Public Contract Scotland Tender platform. All thirty (30) Suppliers were invited to participate in the mini competition issued on 17th November 2021. In accordance with the terms of the DPS the Council could use the Call off Terms prepared by Scotland Excel or could use Council terms for the mini-competition. The

Council chose to use the Council's General Conditions of Contract for Services – Waste and Operation Terms and Conditions for this mini-competition which also uses the term Service Provider rather than Supplier.

- 3.4 By closing date set for return of electronic tenders of 12noon on 6th December 2021, two (2) Suppliers submitted a Tender Submission with twenty-eight (28) failing to provide a response.
- 3.5 Both Suppliers completed the European Single Procurement Document (ESPD) when applying for a place on the Scotland Excel Dynamic Purchasing System. Both Suppliers confirmed within their tender submission that none of the exclusion criteria as detailed within Regulation 58 of The Public Contracts (Scotland) Regulations 2015 apply to them.
- 3.6 The Tender Submissions received were evaluated against the set award criteria on a combined weighting of 30% Quality and 70% Price. The scores relative to the Award Criteria are as follows:

| | | Quality (30%) | Price (70%) | Total (100%) |
|---|-------------------------|--------------------------|------------------------|-------------------------|
| 1 | Enva Scotland Limited | 28.75% | 70.00% | 98.75% |
| 2 | J & M Murdoch & Son Ltd | 23.75% | 65.49% | 89.24% |

- 3.7 The evaluation of tender submission received identified that the submission by Enva Scotland Limited was the most economically advantageous tender submission.
- 3.8 Community Benefits were requested as part of the procurement process and Enva Scotland Limited have committed to the following Community Benefits.

| Community Benefit Description | No of People / Activity |
|---|--------------------------------|
| Job for an unemployed individual from a Priority Group for a minimum of 26 weeks for at least 30 hours per week | 2 |
| Work Experience Placement for an individual 16+ years of age between 5 days and 4 weeks | 2 |
| Industry Awareness Events | 1 |
| Industry Skill Transfer to Schools | 1 |
| Business advice/support to an SME /Social Enterprise/ Voluntary organisation | 1 |
| Financial Support for a Community Project | 1 |
| Non financial support for a Community Project | 2 |

Implications of the Report

1. **Financial**

The costs under this contract will be met from existing waste disposal revenue budgets.

2. **HR & Organisational Development**

Not applicable.

3. **Community/Council Planning –**

Creating a sustainable Renfrewshire for all to enjoy - the work proposed will support the delivery of this outcome

4. **Legal**

The procurement of this contract was carried out in accordance with the Scotland Excel Processing & Disposal of Recycle & Residual Waste Dynamic Purchasing System Framework and the Council's Standing Orders Relating to Contracts.

5. **Information Technology**

No Information Technology implications have been identified or are anticipated.

6. **Property/Assets**

None

7. **Equality & Human Rights**

The Recommendations contained within this report have been assessed in relation to their impact on equalities and human rights. No negative impacts on equality groups or potential for infringement of individuals' human rights have been identified arising from the recommendations contained in the report. If required following implementation, the actual impact of the recommendations and the mitigating actions will be reviewed and monitored, and the results of the assessment will be published on the Council's website.

8. **Health & Safety**

Enva Scotland Limited Health and Safety submission was evaluated by the Council's Corporate Health and Safety team and meet the minimum requirements regarding health and safety.

9. **Procurement**

The procurement procedures outlined within this report shall ensure that the Council meets its statutory requirements in respect of procurement procedures, efficiency and modern Government.

10. **Risk**

Enva Scotland Limited insurances have been assessed and evaluated to confirm they meet the minimum requirements regarding insurable risk.

11. **Privacy Impact**

No Privacy Impact implications have been identified or are anticipated.

12. **Cosla Policy Position**

No Cosla Policy implications have arisen or anticipated.

13. **Climate Risk**

The level of impact associated with provision of this service has been assessed using the Scottish Government Sustainability Test and this contract will strive towards the Scottish Governments aims and objectives for a Zero Waste Scotland.

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List of Background Papers

None

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