

**Bath & North East  
Somerset Council**



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# The **West** of **England** Partnership

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## **Phase 3 Residual Waste Treatment Solution Tender Evaluation**

# Agenda

- What do we Evaluate and When
- Key Contract Documents
- Key Service Objectives
- What might the Evaluation Criteria look like
- Sample Quality Criteria using the Welsh Assembly Group National Evaluation Framework
- Timetable towards OJEU
- Brief details of the Evaluation Criteria Workshop

# Approach and scope - What do we evaluate and when?

1. **Governed by EU Procurement Directives using Competitive Dialogue beyond the Pre- Tender Qualification Stage**
2. **Pre-Tender Qualification Stage** (*eg: is the company fit to be invited to tender*)
  - Economic and financial standing
  - Technical capacity and professional ability
  - Pass/Fail with minimum thresholds

# Approach and scope - What do we evaluate and when?

3. **Tender Stage** (*eg: how good is the bid solution for the bid cost*)
  - Outline Solutions
  - Detailed Solutions
  - Final Tender

## Evaluation on the basis of:

- **Quality:** To reflect core values and requirements of the Partnership
- **Price:** Financial impact of the solution

**A combination of Quality and Price provides the Most Economically Advantageous Tender (MEAT)**

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# Key Contract Documents

- **Project Agreement:** sets out the conditions under which the service delivery will be contracted.
- **Output Specification:** sets out what the Authorities want delivered as the service.
- **Performance Measurement Framework:** sets out measures of performance and the implications for non or under-performance.
- **Payment Mechanism:** sets out how the Authorities will pay for the service.

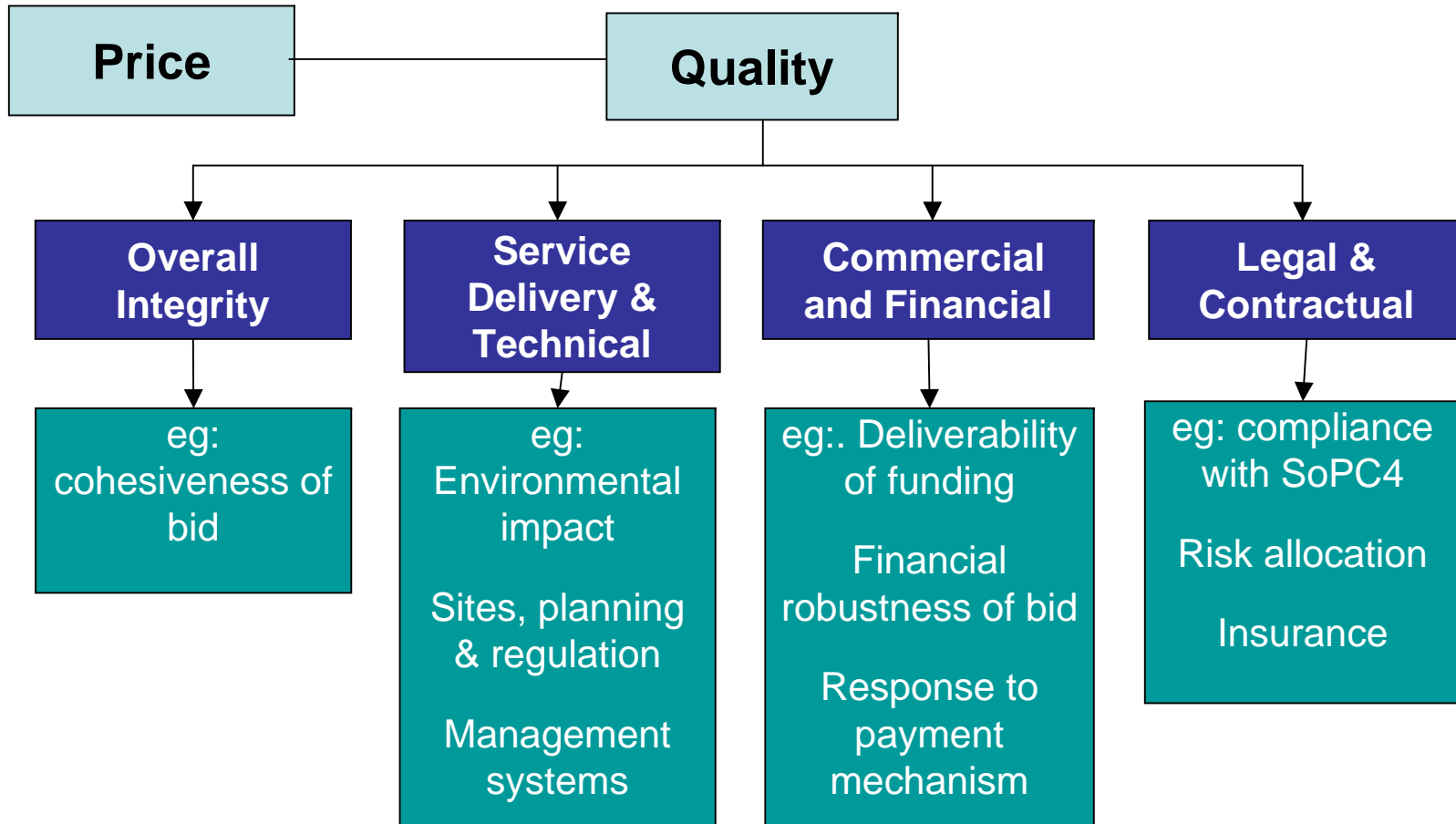
# Key Service Objectives

- Diversion of waste from landfill
- Meeting our LATS targets.
- Contributing to reuse, recycling and energy recovery (CHP)
- Principles and priorities of sustainability are secured.
- Maximising resource efficiency at all stages.
- Minimising impacts on climate change.
- Securing Best Value in terms of affordability.
- Achieving security of outlets for waste, rejects, products and residues.
- Maximising flexibility to deal with changes in waste arisings, waste composition and legislation over the contract period.

# The Service Delivery & Technical Evaluation Criteria set in the context of the Output Specification

- The Key Service Objectives of the contract are derived from the priorities set out in the Joint Waste Strategy.
- The Service Delivery & Technical Evaluation Criteria seek to assess how the proposed solution will meet the Key Service Objectives **without being technology specific.**

# Tender stage – What could the evaluation criteria look like?



# Sample Quality Criteria (1)

<b>SERVICE DELIVERY &amp; TECHNICAL</b>	<b>Say 40%</b>
<b>Technical Solution:</b> - diversion from LF; recycling & composting; energy efficiency; local job creation; overall effectiveness of the operating methods and systems;	
<b>Design &amp; Construction Phase:</b> - quality of build programme; use of recyclable materials in construction; quality of design;	
<b>Environmental Impacts:</b> - carbon; sustainability; resources; transport; global warming potential;	
<b>Planning &amp; Regulatory:</b> - approach to securing consents & authorisations; quality of consultation plans; quality of planning team; key planning issues identified;	
<b>Service Delivery:</b> - operational phase management arrangements; quality of transport plan; H&S, EMS and QA systems; arrangements for continuous improvement; quality of data gathering and reporting; management of complaints, community relations and consultations	

## Sample Quality Criteria (2)

<b>FINANCIAL &amp; COMMERCIAL</b>	<b>Say 25%</b>
<b>Degree of Commitment of Finance:</b> - quality of equity investors, senior debt providers etc	
<b>Realism of Financing Structure:</b> - debt drawdown period; capability of financial advisors;	
<b>Robustness of Finance Plan:</b> - guarantees & indemnities; suitability of finance model:	
<b>Key Risks:</b> - reliance on 3 <sup>rd</sup> party revenues; indexation arrangements; risk transfer;	

## Sample Quality Criteria (3)

<b>LEGAL &amp; CONTRACTUAL</b>	<b>Say 25%</b>
<b>Insurance:</b> - acceptance of provisions in the Project Agreement and risk sharing table;	
<b>Collateral Warranties:</b> - evaluation of mark-up and volume of unacceptable amendments;	
<b>Change in Law – Contractors Share:</b> - evaluation of response to general change in the law;	
<b>Project Agreement:</b> - evaluation of mark-up of Project Agreement against pre-determined key provisions;	

<b>OVERALL INTEGRITY &amp; PROJECT DELIVERABILITY</b>	<b>Say 10%</b>
<b>Cohesiveness of Bid:</b> - consistency between technical, financial and legal aspects	
<b>Integrity:</b> - overall risk profile	

The sample criteria above are based on the Welsh Assembly Group National Evaluation Framework Version 4.0 (18.11.2008)

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# Timetable

<b>Activity</b>	<b>Target Date</b>
Executive Member Briefing on approach to evaluation criteria	11 <sup>th</sup> Dec 2008
Joint Scrutiny Committee Briefing on approach to evaluation criteria	12 <sup>th</sup> Dec 2008
Stakeholder evaluation criteria workshop	6 <sup>th</sup> Jan 2009
Joint Scrutiny Committee invited to formally comment on draft evaluation criteria	16 <sup>th</sup> Jan 2009
Joint Waste Committee approval of evaluation criteria	12 <sup>th</sup> Feb 2009
Target Date for HM Treasury PRG approval of the OBC	17 <sup>th</sup> Feb 2009
Joint Waste Committee considers the publication of the OJEU Notice	Say 26 <sup>th</sup> Feb 2009

# Evaluation Criteria Workshop

- **Tuesday 6<sup>th</sup> January 2009 @ BCC Council House**
- AM: Examination of Key Service Objectives and evaluation criteria.
- PM: Weighting and scoring of criteria; outcomes from process
  
- Participants to include: Waste Executive and Scrutiny Members; representatives nominated by UAs from community and environmental groups, NGOs with an interest in waste; Environment Agency, waste industry representative; UA waste officers;
- UA officers have been asked to nominate participants.

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