

Pre-Procurement Market Engagement

Carriageway Resurfacing and Recycling Contract

London Tenders Portal Reference Number: DN615968

Terms of Reference and Instructions for participants

November 2022

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1. Introduction

This document is for the purposes of collecting pre-market information to support Enfield Council (the Council) with understanding the market for this sector relative to the subject matter.

2. Instructions

Please read the document and if you feel that your organisation can contribute to this pre-procurement market engagement, you can complete the Soft Market Testing (SMT) Questionnaire (**Appendix 1**) and return via the London Tenders Portal (LTP).

Please Note: This is pre-procurement market engagement and not a call for competition.

The following aspects are pertinent to this pre-procurement market engagement:

- An understanding of what the Council is aiming to deliver
- To understand market capability and capacity in delivering Carriageway Recycling & Resurfacing works
- To understand market ability to innovate and add value in delivering through management efficiencies, modern technologies, and implementation of social value imperatives

For the avoidance of doubt, this pre-market engagement is for the purpose of conducting soft market testing and will not formally begin a procurement or constitute any commitment by the Council to undertake any procurement exercise. Furthermore, this phase does not form part of any pre-qualification or ranking exercise.

3. Market Engagement

Currently the Council is at an early stage in the development of its business proposals. This is prior to formulating or commencing any formal procurement. We are therefore seeking input from the market as to what might be the most attractive and feasible way of scoping a future procurement opportunity.

This pre-procurement phase provides an opportunity for the Council to obtain insight into how potentially interested organisations might approach the delivery of Carriageway Recycling & Resurfacing Contract. Specification/requirements for this contract are provided within **Appendix 2**. It also gives useful early insight into the likely level of interest from the supply market.

Organisations will not be prejudiced by any response or failure to respond to the pre-procurement market engagement or failure to attend any follow up meetings that may be arranged at the absolute discretion of the Council.

Organisations must also note that a response to this pre-procurement market engagement does not guarantee an invitation to participate in this or any future procurement that the Council may conduct, nor that the Council will procure any such supply and services or accept any proposals offered. Any procurement of the supply and services by the Council will be carried out strictly in accordance with The Public Contracts Regulations 2015.

The Council has developed a SMT Questionnaire within Appendix 1 and are asking potentially interested organisations to complete it. At the absolute discretion of the Council, respondents may then be invited to meet with the project team to discuss in more detail their responses and key areas of interest for the Council.

As stated above, the outcome of this pre-procurement market engagement phase may inform an outline business case, with recommendations as deemed appropriate by the Council. These would be prepared in accordance with the Council's governance and approval procedures as required.

4. Background

Enfield's highway network is probably the largest and most visible community asset for which Enfield is responsible and fundamental to the economic, social and environmental well-being of the community. A well-managed and maintained highway network supports all three of the Council's priorities -

Good homes in well-connected neighbourhoods

Safe, healthy and confident Communities

An economy that works for everyone

The Council have a need to keep the public highway constantly maintained ensuring it is safe for all road users. This procurement will provide Highway Services with the means to carry out this maintenance (both small and large scale) over the period of the contract at agreed rates as well as other associated works.

5. Current Position and Scope

Enfield Council is seeking to appoint third party contractor to deliver Carriageway Recycling & Resurfacing works for the initial period of 5 years with 2 options to extend for further 3 and 2 years subject to agreement between the Authority and the successful Provider. Current contract will expire next year with an approximate annual budget allocation of £2 million.

Form of contract used – ICC (Infrastructure Conditions of Contract).

The works will primarily comprise inlaid carriageway resurfacing between 40 & 100mm deep with short programmes of insitu Carriageway Recycling including an asphaltic overlay, surface dressing and or specialist surface treatments dependent on site conditions as well as all associated road marking coring/ site investigation and some minor footway, verge and drainage works. Works will take place within the London Borough of Enfield the road network for which is primarily urban with a small rural road network across the Northern fringes of the Borough.

A typical annual programme of work will consist of around 40-50 schemes of varying sizes with works programmed between May and October, but also other works may be programmed outside of this period.

The Council would like to find out about the solutions that the market currently or potentially offers, along with the types of innovation or areas of best practice that are being developed and could meet the Council's current requirements and/or make improvements to current ways of working and business processes.

Please note that information provided is purely for information only, and to inform the Council of solutions that it may not already be aware of. It may also inform and shape any future requirements, whilst reflecting common traits across the marketplace, where appropriate.

6. Current Aims and Outcomes

The future commercial arrangement aims to continue with an individual term maintenance contract identical in scope to those previously let on 17th May 2021 which have proved successful in delivering both the specialised process of carriageway recycling as well as more traditional carriageway resurfacing and as such this contract will be tendered to succeed it in order to achieve Best Value for residents of Enfield.

7. Indicative Timescales

An indicative timetable is summarised below:

Action	Date
Council publishes Prior Information Notice on the Find a Tender service portal	22/11/2022
Council publishes an Early Engagement Notice on the Contracts Finder portal	22/11/2022
Receipt of SMT Questionnaires (12:00 Noon)	7/12/2022
Follow-Up Meetings (if requested by the Council)	14/12/2022
Market Engagement phase concludes	16/12/2022
Proposed procurement process commences	January/February 2023

Note: This timetable is indicative only. Whilst the Council does not intend to depart from the timetable, it reserves the right to do so at any time.

8. Summary

In this instance, the pre-procurement market engagement phase comprises:

- Seeking initial interest from the market, with submission of the SMT Questionnaire - your Questionnaire must be received by **7th December 2022 (12:00 Noon)**
- Any follow-up clarifications meetings (if requested by the Council) will be based on the questions contained within the SMT Questionnaire.

9. Disclaimer

The information in this document and the related appendices is solely for the purpose of the Council's pre-procurement market engagement and SMT, and no representation, warranty, or undertaking is given by the Council as to its accuracy or completeness, and the Council accepts no liability in relation to this.

No information contained in the documents or in any communication made between the Council and any organisation in connection with its pre-procurement market engagement phase and SMT shall be relied upon as constituting a contract, agreement or representation that any contract shall be awarded.

The Council reserves the right, at its discretion to:

- a) Change this document and/or the procedure for the pre-procurement market engagement; and
- b) Proceed, or not, with a subsequent procurement.

The Council will not treat as confidential, any information submitted in response to this process, and respondents should note that the Council is subject to the requirements under the Freedom of Information Act 2000 and the Environmental Information Regulations 2004 and may be obliged to disclose responses.

10. Soft Market Testing Questionnaire

Please refer to ***Appendix 1*** of this market engagement documentation