

# **Contract Procurement- Tender Response for *Ground Maintenance***



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**PART 1**  
**SELECTION**  
**QUESTIONNAIRE**

## Standard Selection Questionnaire Template

### Potential Supplier Information and Exclusion Grounds: Part 1 and Part 2.

The SQ template includes a self-declaration, made by you (the potential supplier), that none of the grounds for exclusion apply<sup>1</sup>. If any of the grounds for exclusion do apply, there is an opportunity to explain any measures you have taken to demonstrate your reliability notwithstanding the existence of a ground for exclusion (we call this self-cleaning).

We require all the organisations that form part of your bidding group/consortium and each subcontractor that you are relying on to meet the selection criteria to provide a completed part 1 and part 2. This means that where you are joining a group of organisations, including joint ventures and partnerships, each organisation in that group must complete one of these self-declarations. Subcontractors that you rely on to meet the selection criteria, must also complete a self-declaration (although subcontractors that are not relied upon do not need to complete the self-declaration).

When completed, this form is to be sent back to the contact point given in the procurement documents along with the selection information requested in the procurement documentation.

### Consequences of misrepresentation

If you seriously misrepresent any factual information in filling in the Selection Questionnaire, and so induce an authority to enter into a contract, there may be significant consequences. You may be excluded from the procurement procedure, and from bidding for other contracts for three years. If a contract has been entered into you may be sued for damages and the contract may be rescinded. If fraud, or fraudulent intent, can be proved, you or your responsible officers may be prosecuted and convicted of the offence of fraud by false representation, and you must be excluded from further procurements for five years.

### Notes for completion

1. The “authority” means the contracting authority, or anyone acting on behalf of the contracting authority, that is seeking to invite suitable candidates to participate in this procurement process.
2. “You” / “Your” refers to the potential supplier completing this standard Selection Questionnaire i.e. the legal entity responsible for the information provided. The term “potential supplier” is intended to cover any economic operator as defined by the Public Contracts Regulations 2015 (referred to as the “regulations”) and could be a registered company; the lead contact for a group of economic operators; charitable organisation; Voluntary Community and Social Enterprise (VCSE); Special Purpose Vehicle; or other form of entity.
3. Please ensure that all questions are completed in full, and in the format requested. If the question does not apply to you, please state ‘N/A’. Should you need to provide additional information in response to the questions, please submit a clearly identified annex.
4. The authority recognises that arrangements set out in section 1.2 of the standard Selection Questionnaire, in relation to a group of economic operators (for example, a consortium) and/or use of subcontractors, may be subject to change and will, therefore, not be finalised until a later date. The lead contact should notify the authority immediately of any change in the proposed arrangements and ensure a completed part 1 and part 2 is submitted for any new organisation relied on to meet the selection criteria. The authority will make a revised assessment of the submission based on the updated information.
5. For part 1 and part 2 every member of your bidding group/consortium, and any subcontractor that is being relied on to meet the selection criteria, must complete and submit the self-declaration.
6. For the mandatory exclusion grounds only (Q2.1(a)), you must complete the

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<sup>1</sup> See Annex D for full list of exclusions

declaration for all relevant persons and entities. There are two categories of persons and entities:

- members of your administrative, management or supervisory board; secondly, entities and persons who have powers of representation, decision or control. You must decide, depending on the nature and structure of the entity or person who is bidding, which entities and persons this applies to in your particular circumstances. Clearly, members of your administrative, management or supervisory board should be easily identifiable and will cover company directors (or equivalent for other types of corporate entities) and members of an executive board.
- the second category of those with powers of representation, decision or control, is likely to be more complicated. As an illustration, entities or persons with 25% or more shareholding (or equivalent for other types of corporate entities) are likely to have powers or representation, decision or control, although those with a lower shareholding may still have the relevant powers depending on their particular rights. Similarly, your ultimate parent company (or equivalent for other types of corporate entities) is likely to have powers of representation, decision or control. Depending on your particular structure, intermediate parent companies who do not have a direct shareholding, directors or members of an executive board of your immediate parent company (for example in the case of an SPV set up specifically to bid for a particular contract), and holders of mortgages or liens may be covered. It isn't necessary to identify which entities and persons you think are covered but you must be satisfied that your declaration is made in respect of all of those that are covered.

7. For answers to part 3 – If you are bidding on behalf of a group, for example, a consortium, or you intend to use subcontractors, you should complete all of the questions on behalf of the consortium and/ or any subcontractors, providing one composite response and declaration.

The authority confirms that it will keep confidential and will not disclose to any third parties any information obtained from a named customer contact, other than to the Cabinet Office and/or contracting authorities defined by the regulations, or pursuant to an order of the court or demand made by any competent authority or body where the authority is under a legal or regulatory obligation to make such a disclosure.

8. The Public Procurement Review Service allows government suppliers and potential government suppliers to raise concerns anonymously about unfair public sector procurement practice. The government can then investigate and resolve these concerns for contracting authorities as listed in [Schedule 1](#) of the Public Contracts Regulations 2015. To use the Public Procurement Review Service, [read the terms](#) and email [publicprocurementreview@cabinetoffice.gov.uk](mailto:publicprocurementreview@cabinetoffice.gov.uk) or phone 0345 010 3503.

## Part 1: Your information and the bidding model.

You must answer all questions in parts 1 and 2, and you must answer all questions in part 3 as well.

*Bidders must ensure that every organisation on which they will rely to meet the selection criteria completes and submits their own answers and declaration for part 1 and 2.*

Section 1	Your Information
1.1 (a)	Name (if, registered, please give the registered name).  
1.1 (b) -(i)	Registered address (if applicable) or head office address  
1.1 (b)- (ii)	Registered website address (if applicable)  
1.1(c)	Trading status <i>(mark/tick accordingly)</i>
	public limited company <input type="checkbox"/>
	private limited company <input type="checkbox"/>
	limited liability partnership <input type="checkbox"/>
	other partnership <input type="checkbox"/>
	sole trader <input type="checkbox"/>
	third sector <input type="checkbox"/>
	other <i>(please specify your trading status)</i> <input type="text"/>
1.1 (d)	Date of registration (if applicable) or date of formation <input type="text"/> / <input type="text"/> / <input type="text"/> DD/MM/YYYY
1.1 (e)	Registration number (company, partnership, charity, etc - if applicable)  
1.1 (f)	Registered VAT number <input type="text"/>
1.1 (g)- (i)	Are you registered with the appropriate professional or trade register(s) specified for this procurement and as set out in the procurement documents in the country where your organisation is established?
	Yes <input type="checkbox"/>
	No <input type="checkbox"/>
	N/A <input type="checkbox"/>

1.1 (g)- ii	<p>If YES please provide the relevant details, including the name of the register and registration number(s) and, if evidence of registration is available electronically, please give the website address, issuing body and reference number.</p> <p><i>(If required- relevant documentation should be included in an appendix to support your submission).</i></p>
1.1 (h)- (i)	<p>For procurements for <b>services only</b>, is it a legal requirement in the country where you are established for you to:</p> <p>a) possess a particular authorisation, or  b) be a member of a particular organisation,  to provide the requirements specified in this procurement?</p>
	<p>Yes <input type="checkbox"/></p> <p>No <input type="checkbox"/></p>
1.1 (h)- (ii)	<p>If you responded YES to 1.1(h)-(i) please provide additional details of what is required and confirmation that you have complied with this and, if evidence of compliance is available electronically, please give the website address, issuing body and reference number. <i>(If required- relevant documentation should be included in an appendix to support your submission).</i></p>

1.1 (i)	Relevant classifications ( <i>tick whether you fall within one of these, and if so which one</i> )	
	Voluntary Community Social Enterprise (VCSE)	<input type="checkbox"/>
	Sheltered Workshop	<input type="checkbox"/>
	Public Service Mutual	<input type="checkbox"/>
	None- N/A	<input type="checkbox"/>
1.1 (j)	Are you a Small, Medium or Micro Enterprise (SME) <sup>2</sup> ? ( <i>mark/tick accordingly</i> )	
	Yes <input type="checkbox"/>	No <input type="checkbox"/>
1.1 (k)	Details of Persons with Significant Control (PSC) <sup>3</sup> , where appropriate <sup>4</sup> :	
	<i>(Please enter N/A if not applicable) mark/tick</i>	
	Name	
	Date of birth ( <i>DD/MM/YYYY</i> )	/ /
	Nationality	
	Country, state or part of the UK where the PSC usually lives.	
	Service address	
	The date he or she became a PSC in relation to the company ( <i>DD/MM/YYYY</i> )	/ /
Which conditions for being a PSC are met: - Over 25% up to (and including) 50%- More than 50% and less than 75% - 75% or more		
1.1 (l)	Details of your immediate parent company:	
	<i>(Please enter N/A if not applicable)- mark/tick</i>	
	Full name of immediate parent company	
	Registered or head office address	

<sup>2</sup>See EC definition of SME [https://ec.europa.eu/growth/smes/business-friendly-environment/sme-definition\\_en](https://ec.europa.eu/growth/smes/business-friendly-environment/sme-definition_en)

<sup>3</sup>UK companies, Societates European (SEs) and limited liability partnerships (LLPs) are required to identify and record the people who own or control their company. Companies, SEs and LLPs are required to keep a PSC register, and must file the PSC information with the central public register at Companies House. See [PSC guidance](#). Overseas bidders are required to provide equivalent information.

<sup>4</sup>Only information that relates to the persons with powers of representation, decision or control within the meaning of regulation 57(2) can be considered in relation to the mandatory exclusion grounds and other details are requested for information only.

	Registration number (if applicable)	
	VAT number (if applicable)	
1.1 (m)	Details of ultimate parent company: <i>(Please enter N/A if not applicable)</i>	
	Full name of ultimate parent company	
	Registered or head office address	
	Registration number (if applicable)	
	Head office VAT number (if applicable)	
1.2	Are you bidding as a single supplier or as part of a group or consortium? <i>(mark/tick accordingly)</i>	
	Yes- single supplier <i>(cont. to section 1.3)</i>	No <i>(cont. to complete section 1.2)</i>
	If you are bidding as part of a group or consortium (including where you intend to establish a legal entity to deliver the contract), please complete;	
	The name of the group/consortium	
	The proposed structure of the group/consortium, including the legal structure where applicable. <i>(If required- relevant documentation should be included in an appendix to support your submission).</i>	
	The name of the lead member in the group/consortium.	
	Your role in the group/consortium (e.g. lead member, consortium member, subcontractor).	
	If you are the lead member in the group/consortium, whether you are relying on other consortium members to meet the selection criteria (i.e. are you relying on other consortium members for economic and technical standing and/or technical and professional ability?) and, if so, which criteria you are relying on them for. <i>(If required- relevant documentation should be included in an appendix to support your submission).</i>	



1.3	Are you planning to use subcontractors as part of all of the contract proposal? <i>(mark/tick accordingly)</i>		
	Yes (continue to complete section 1.3)	<input type="checkbox"/>	No (continue to Part 2)
	If you are proposing to use subcontractor/ a supply chain please provide the following details for each subcontractor/supply chain member <sup>5</sup> .		
	Name		
	Registration number		
	Registered or head office address		
	Trading status of subcontractor <i>(mark/tick accordingly)</i>		
	Public limited company	<input type="checkbox"/>	
	Private limited company	<input type="checkbox"/>	
	Limited liability partnership	<input type="checkbox"/>	
	Other partnership	<input type="checkbox"/>	
	Sole trader	<input type="checkbox"/>	
	Third sector	<input type="checkbox"/>	
	Other. <i>(please specify your trading status)</i>		
	Registered VAT number		
	Is the sub-contractor a Small, Medium or Micro Enterprise (SME) <sup>6</sup> ? <i>(mark/tick accordingly)</i>		
	Yes	<input type="checkbox"/>	No
	The role each subcontractor will take in providing the works and /or supplies e.g. key deliverables. <i>(If required- relevant documentation should be included in an appendix to support your submission).</i>		

<sup>5</sup>This applies to all supply chain members and/or subcontractors, where their identity is known at this stage, irrespective of whether you are relying on them to meet the selection criteria. Where a supply chain member and/or subcontractor has been identified in response to this question, any resulting subcontract entered into for that part of the works, services or supplies identified in response to that question will not be subject to the requirement for contracts to advertise the subcontracting opportunity, as set out in PPN 01/18.

<sup>6</sup>See EC definition of SME [https://ec.europa.eu/growth/smes/business-friendly-environment/sme-definition\\_en](https://ec.europa.eu/growth/smes/business-friendly-environment/sme-definition_en)

The approximate % of contractual obligations assigned to each subcontractor  
Is the subcontractor being relied upon to meet the selection criteria (i.e. are you relying on the subcontractor for economic and technical standing and/or technical and professional ability?) and, if so, which criteria are you relying on them for? *(If required- relevant documentation should be included in an appendix to support your submission).*

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**Part 2: Exclusion Grounds Questions**

Please answer the following questions in full. Note that every organisation that forms part of your bidding group/consortium, as well as every organisation that is being relied on (including subcontractors being relied on) to meet the selection criteria must complete and submit responses to part 1 and the declarations in part 2.

Section 2	Grounds for Mandatory Exclusion		
2.1(a)	Within the past five years, anywhere in the world, have you or any person who <ul style="list-style-type: none"> <li>● is a member of the supplier’s administrative, management or supervisory body; or</li> <li>● has powers of representation, decision or control in the supplier<sup>7</sup></li> <li>● been convicted of any of the offences within the summary below and listed in full in Annex D? <i>(mark/tick accordingly)</i></li> </ul>		
	Participation in a criminal organisation		
	Yes	<input type="checkbox"/>	No <input type="checkbox"/>
	Corruption		
	Yes	<input type="checkbox"/>	No <input type="checkbox"/>
	Terrorist offences or offences linked to terrorist activities		
	Yes	<input type="checkbox"/>	No <input type="checkbox"/>
	Money laundering or terrorist financing		
	Yes	<input type="checkbox"/>	No <input type="checkbox"/>
	Child labour and other forms of trafficking in human beings		
Yes	<input type="checkbox"/>	No <input type="checkbox"/>	

<sup>7</sup>Note that should be included in e-procurement systems for this question: For the mandatory exclusion grounds only, you must complete the declaration for all relevant persons and entities. There are two categories of persons and entities:  
The first category is members of your administrative, management or supervisory board; secondly, entities and persons who have powers of representation, decision or control. You must decide, depending on the nature and structure of the entity or person who is bidding, which entities and persons this applies to in your particular circumstances. Clearly, members of your administrative, management or supervisory board should be easily identifiable and will cover company directors (or equivalent for other types of corporate entities) and members of an executive board.  
The second category of those with powers of representation, decision or control, is likely to be more complicated. As an illustration, entities or persons with 25% or more shareholding (or equivalent for other types of corporate entities) are likely to have powers or representation, decision or control, although those with a lower shareholding may still have the relevant powers depending on their particular rights. Similarly, your ultimate parent company (or equivalent for other types of corporate entities) is likely to have powers of representation, decision or control.  
Depending on your particular structure, intermediate parent companies who do not have a direct shareholding, directors or members of an executive board of your immediate parent company (for example in the case of an SPV set up specifically to bid for a particular contract), and holders of mortgages or liens may be covered. It isn't necessary to identify which entities and persons you think are covered but you must be satisfied that your declaration is made in respect of all of those that are covered.

	Any other offence within the meaning of Article 57(1) of the Directive as defined by the law of any jurisdiction outside England, Wales or Northern Ireland.				
	<table border="1"> <tr> <td>Yes</td> <td><input type="checkbox"/></td> <td>No</td> <td><input type="checkbox"/></td> </tr> </table>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Yes	<input type="checkbox"/>	No	<input type="checkbox"/>		
	Any other offence within the meaning of Article 57(1) of the Directive created after 26th February 2015 in England, Wales or Northern Ireland.				
	<table border="1"> <tr> <td>Yes</td> <td><input type="checkbox"/></td> <td>No</td> <td><input type="checkbox"/></td> </tr> </table>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Yes	<input type="checkbox"/>	No	<input type="checkbox"/>		
2.1 (b)	<p><b>If you have answered YES (<i>mark/tick</i>) to any of 2.1 (a) please provide further details</b>, including;</p> <ul style="list-style-type: none"> <li>- date of conviction and the jurisdiction</li> <li>- which of the grounds listed the conviction was for</li> <li>- the reasons for conviction</li> <li>- the identity of who has been convicted</li> </ul> <p><i>If required- relevant documentation should be included in an appendix to support your submission)</i></p> <p>If the relevant documentation is available electronically please provide:</p> <ul style="list-style-type: none"> <li>- the web address</li> <li>- issuing authority</li> <li>- precise reference of the documents</li> </ul> <p><i>(If required- relevant documentation should be included in an appendix to support your submission).</i></p>				
2.1 (c)	<p>If you have answered YES to any part of the questions on mandatory exclusion grounds please explain what measures have been taken to demonstrate your reliability despite the existence of relevant grounds for exclusion (Self cleaning).</p> <p><i>(If required- relevant documentation should be included in an appendix to support your submission).</i></p>				

**Part 2: Exclusion Grounds Questions**

**Section 3 Mandatory and discretionary grounds relating to the payment of taxes and social security contributions**

The detailed grounds for mandatory and discretionary exclusion of a supplier for non-payment of taxes and social security contributions, are set out in Annex D, and should be referred to before completing these questions.

3.1 (a) Please confirm that you have met all your obligations relating to the payment of taxes and social security contributions, both in the country in which you are established and in the UK.

If documentation is available electronically please provide:

- the web address,
- issuing authority,
- precise reference of the documents.

*(mark/tick accordingly)*

Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
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3.1 (b) If you have answered NO to 3.1 (a) please provide further details including the following-

- Country concerned,
- the amount concerned,
- how the breach was established, i.e. through a judicial or administrative decision or by other means,
- if the breach has been established through a judicial or administrative decision please provide the date of the decision,
- if the breach has been established by other means please specify the means.

3.2 Please also confirm whether you have paid, or have entered into a binding arrangement with a view to paying the outstanding sum including, where applicable, any accrued interest and/or fines.

*(mark/tick accordingly)*

Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
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**Please Note:** We reserve our right to use our discretion to exclude your bid where we can demonstrate by any appropriate means that you are in breach of your obligations relating to the payment of taxes or social security contributions

Section 4	Grounds for Discretionary Exclusion		
The detailed grounds for discretionary exclusion of an organisation are set out in Annex D and should be referred to before completing these questions.			
4.1	Within the past three years, anywhere in the world, have any of the situations summarised below and listed in full in Annex D applied to you? <i>(mark/tick accordingly)</i>		
4.1 (a)	Breach of environmental law obligations?  To note that environmental law obligations include Health and Safety obligations. See Annex D.		
4.1 (b)	Breach of social law obligations?		
4.1 (c)	Breach of labour law obligations?		
4.1 (d)	Bankruptcy or subject of insolvency?		
4.1 (e)	Guilty of grave professional misconduct?		
4.1 (f)	Distortion of competition?		
4.1 (g)	Conflict of interest?		
4.1 (h)	Been involved in the preparation of the procurement procedure?		
4.1 (i)	Prior performance issues?		
4.1 (j)	Do any of the following statements apply to you? <i>(mark/tick accordingly)</i>		
4.1 (j)- (i)	You have been guilty of serious misrepresentation in supplying the information required for the verification of the absence of grounds for exclusion or the fulfilment of the selection criteria?		
4.1 (j)- (ii)	You have withheld such information.		
4.1 (j)- (iii)	You are not able, without delay, to submit documents if/when required under Regulation 59		
4.1 (j)- (iv)	You have undertaken to unduly influence the decision-making process of the contracting authority to obtain confidential information that may confer upon you		

	undue advantages in the procurement procedure, or to negligently provide misleading information that may have a material influence on decisions concerning exclusion, selection or award.			
	Yes		No	
4.2	You are a relevant commercial organisation subject to Section 54 of the Modern Slavery Act 2015 if you carry on your business, or part of your business in the UK, supplying goods or services and you have an annual turnover of at least £36 million. If you are a relevant commercial organisation, please confirm:			
	You have published a statement as required by Section 54 of the Modern Slavery Act			
	Yes		No	
	That the statement complies with the requirements of Section 54			
	Yes		No	
4.3	If you have answered <b>YES</b> to any of the questions relating to grounds for discretionary exclusion (or <b>NO</b> to any of the Modern Slavery Act questions), please explain what measures have been taken to demonstrate your reliability despite the existence of a relevant ground for exclusion? (Self cleaning).			

Part 3: Questions		
Section 5	Economic and Financial Standing	
Question number	Question	Response
5.1	<p>If documentary evidence of economic and financial standing is available electronically (e.g. financial statements filed with Companies House), please provide:</p> <ul style="list-style-type: none"> <li>• the web address</li> <li>• issuing authority</li> <li>• precise reference of the documents.</li> </ul>	
5.2	<p>If documentary evidence of economic and financial standing is not available electronically, please provide a copy of your detailed accounts for the last two years (audited if required by law).</p> <p>Also please provide for any other person or entity on whom you are relying to meet the selection criteria relating to economic and financial standing a copy of their detailed accounts for the last two years (audited if required by law).</p>	
5.3	<p>If you are not able to provide a response to questions 5.1 or 5.2, please provide any of the following alternatives:</p> <p>(a) A statement of your annual turnover, Profit and Loss Account/Income Statement, Balance Sheet/Statement of Financial Position and Statement of Cash Flow for the most recent year(s) of trading and a bank letter outlining the current cash and credit facility position.</p> <p>(b) Alternative information to evidence economic and financial standing if any of the above are not available (e.g. forecast financial statements and a statement of funding provided by the owners and/or the bank, charity accruals accounts or an alternative means of demonstrating financial status).</p>	
5.4	<p>We have specified a minimum level of economic and financial standing and a minimum financial threshold within the evaluation criteria for this procurement, please 'self-certify' that you meet the requirements set out in the procurement documents.</p> <p><b>You must have all of the following:</b></p> <ul style="list-style-type: none"> <li>• <b>£100k minimum turnover</b></li> <li>• <b>Current ratio greater than 1.5 : 1</b></li> <li>• <b>Quick ratio greater than 1.25 : 1</b></li> </ul>	<p>Yes <input type="checkbox"/></p> <p>No <input type="checkbox"/></p>

5.5	Where you are relying on another member of your bidding group/consortium or any subcontractors or other security in order to meet the selection criteria relating to economic and financial standing, please confirm that the relevant person or entity is willing to provide a guarantee or other security if required.	
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Section 6	<b>Technical and Professional Ability</b>	
6.1	<p><b>Relevant experience and contract examples.</b></p> <p>Please provide details of up to three contracts to meet the technical and professional ability criteria set out in the procurement documents, in any combination from either the public or private sectors; voluntary, charity or social enterprise (VCSE) that are relevant to our requirement. VCSEs may include samples of grant-funded work. Where this procurement is for supplies or services, the examples must be from the past three years. Where this procurement is for works, the examples may be from the past five years.</p> <p>The named contact provided should be able to provide written evidence to confirm the accuracy of the information provided below.</p> <p>For consortium bids, or where you have indicated that you are relying on a particular member or a subcontractor in order to meet the technical and professional ability, you should provide relevant examples of where the consortium/particular member/subcontractors have delivered similar requirements. If this is not possible (e.g. the consortium is newly formed or a Special Purpose Vehicle is to be created for this contract) then three separate examples should be provided between the principal member(s) of the proposed consortium or members of the Special Purpose Vehicle or subcontractors (three examples are not required from each member).</p> <p>Where the Supplier is a Special Purpose Vehicle, or a managing agent not intending to be the main provider of the supplies or services, the information requested should be provided in respect of the main intended provider(s) or subcontractor(s) who will deliver the contract.</p> <p><b>For each contract please provide the following information</b></p> <p>If you cannot provide examples see question 6.2</p>	



	Contract 1	Contract 2	Contract 3
Name of customer organisation who signed the contract			
Name of supplier who signed the contract			
Point of contact in the customer's organisation.			
Position in the customer's organisation			
E-mail address			
Description of contract.			
Contract Start date.			
Contract completion date.			
Estimated contract value			

6.2	<p>If you cannot provide at least one example of previous contracts that are relevant to our requirement, in no more than 500 words please provide an explanation for this and how you meet the selection criteria relating to technical and professional ability e.g. your organisation is a new start-up or you have provided services in the past but not under a contract.</p>	
6.3	<p>Where you intend to subcontract a proportion of the contract, please demonstrate how you have previously maintained healthy supply chains with your subcontractor(s).</p> <p>The description should include, but is not limited to, details of your supply chain management tracking systems to ensure performance of the contract and including prompt payment and whether you are a signatory of the UK Prompt Payment Code (or have given commitments under other equivalent schemes)</p>	

Section 7	Additional Questions including Project Specific Questions	
Question number	Question	Response
7.1	<p><b>Insurance</b></p> <p>Please confirm whether you already have, or can commit to obtain, prior to the commencement of the contract, the levels of insurance cover indicated below:</p> <p><b>Employer’s (Compulsory) Liability Insurance = £10 million</b></p> <p><b>Public Liability Insurance = £5 million</b></p> <p><b>Professional Indemnity Insurance = £5 million</b></p> <p><b>Product Liability Insurance = £1 million</b></p> <p>*There is a legal requirement for certain employers to hold Employer’s (Compulsory) Liability Insurance of £5 million as a minimum. See the Health and Safety Executive website for more information:  <a href="http://www.hse.gov.uk/pubns/hse39.pdf">http://www.hse.gov.uk/pubns/hse39.pdf</a>.</p>	<p>Yes <input type="checkbox"/></p> <p>No <input type="checkbox"/></p>
7.2	<p><b>Data Protection</b></p> <p>Please confirm that you have in place, or that you will have in place by contract award, the human and technical resources to perform the contract to ensure compliance with the UK General Data Protection Regulations and to ensure the protection of the rights of data subjects.</p>	<p>Yes <input type="checkbox"/></p> <p>No <input type="checkbox"/></p>
<b>PUBLIC SECTOR CONTRACTS ONLY – Requirement under the Public Contracts Regulations 2015 (Regulation 113)</b>		
7.3	<p>Please confirm that for public sector contracts awarded under the Public Contract Regulations 2015 you have systems in place to include (as a minimum) 30 day payment terms in all of your supply chain contracts and require that such terms are passed down through your supply chain.</p>	<p>Yes <input type="checkbox"/></p> <p>No <input type="checkbox"/></p> <p>PASS/FAIL</p>

### Contact details and declaration

I declare that to the best of my knowledge the answers submitted and information contained in this complete document are correct and accurate, including parts 1, 2 and part 3.

I declare that, upon request and without delay I will provide the certificates and/or documentary evidence referred to in this document except where this documentation can be accessed by the contracting authority via a national database free of charge or the contracting authority already possesses the documentation.

I understand that the information will be used in the selection process to assess my suitability to participate further in this procurement.

I understand that the authority may reject this submission in its entirety if there is a failure to answer all the relevant questions fully, or if false/misleading information or content is provided in any section.

I am aware of the consequences of serious misrepresentation.

Signature (electronic is acceptable)	
Date	

### Contact details of those making the declaration

	Response
Contact name	
Name of organisation	
Role in organisation	
Phone number	
E-mail address	
Postal address	

# Annex D - Exclusion Grounds: Public Procurement

## **Mandatory Exclusion Grounds**

Listed in Public Contract Regulations 2015 (as amended) R57(1), (2) and (3) and the Public Contract Directives 2014/24/EU Article 57(1).

### **Participation in a criminal organisation**

- ❖ Participation offence as defined by section 45 of the Serious Crime Act 2015
- ❖ Conspiracy within the meaning of:
  - section 1 or 1A of the Criminal Law Act 1977; or
  - article 9 or 9A of the Criminal Attempts and Conspiracy (Northern Ireland) Order 1983,

where that conspiracy relates to participation in a criminal organisation as defined in Article 2 of Council Framework Decision 2008/841/JHA on the fight against organised crime.

### **Corruption**

- ❖ Corruption within the meaning of section 1(2) of the Public Bodies Corrupt Practices Act 1889 or section 1 of the Prevention of Corruption Act 1906;
- ❖ The common law offence of bribery;
- ❖ Bribery within the meaning of sections 1, 2 or 6 of the Bribery Act 2010, or section 113 of the Representation of the People Act 1983.

### **Terrorist offences or offences linked to terrorist activities**

- ❖ Any offence:
  - listed in section 41 of the Counter Terrorism Act 2008;
  - listed in schedule 2 to that Act where the court has determined that there is a terrorist connection;
  - under sections 44 to 46 of the Serious Crime Act 2007 which relates to an offence covered by the previous two points.

### **Money laundering or terrorist financing**

- ❖ Money laundering within the meaning of sections 340(11) and 415 of the Proceeds of Crime Act 2002
- ❖ An offence in connection with the proceeds of criminal conduct within the meaning of section 93A, 93B or 93C of the Criminal Justice Act 1988 or article 45, 46 or 47 of the Proceeds of Crime (Northern Ireland) Order 1996.

### **Child labour and other forms of trafficking human beings**

- ❖ An offence under section 4 of the Asylum and Immigration (Treatment of Claimants etc.) Act 2004;
- ❖ An offence under section 59A of the Sexual Offences Act 2003
- ❖ An offence under section 71 of the Coroners and Justice Act 2009;

- ❖ An offence in connection with the proceeds of drug trafficking within the meaning of section 49, 50 or 51 of the Drug Trafficking Act 1994
- ❖ An offence under section 1, 2 or section 4 of the Modern Slavery Act 2015.

### **Non-payment of tax and social security contributions**

- ❖ Breach of obligations relating to the payment of taxes or social security contributions that has been established by a judicial or administrative decision.
- ❖ Where any tax returns submitted on or after 1 October 2012 have been found to be incorrect as a result of:
  - HMRC successfully challenging the potential supplier under the General Anti – Abuse Rule (GAAR) or the “Halifax” abuse principle; or
  - a tax authority in a jurisdiction in which the potential supplier is established successfully challenging it under any tax rules or legislation that have an effect equivalent or similar to the GAAR or “Halifax” abuse principle;
  - a failure to notify, or failure of an avoidance scheme which the supplier is or was involved in, under the Disclosure of Tax Avoidance Scheme rules (DOTAS) or any equivalent or similar regime in a jurisdiction in which the supplier is established.

### **Other offences**

- ❖ Any other offence within the meaning of Article 57(1) of the Directive as defined by the law of any jurisdiction outside England, Wales and Northern Ireland.
- ❖ Any other offence within the meaning of Article 57(1) of the Directive created after 26<sup>th</sup> February 2015 in England, Wales or Northern Ireland.

### **Discretionary Exclusions Grounds**

Listed in Public Contract Regulations 2015 (as amended) R57(8) and the Public Contract Directives 2014/24/EU Article 57(4).

### **Obligations in the field of environment, social and labour law.**

- Where an organisation has violated applicable obligations in the fields of environmental, social and labour law established by EU law, national law, collective agreements or by the international environmental, social and labour law provisions listed in Annex X to the Directive (see copy below) as amended from time to time; including, but not limited to, the following:-
  - In the last 3 years, where the organisation or any of its Directors or Executive Officers has been in receipt of enforcement/remedial orders in relation to the Health and Safety Executive (or equivalent body).
  - In the last three years, where the organisation has had a complaint upheld following an investigation by the Equality and Human Rights Commission or its predecessors (or a comparable body in any jurisdiction other than the UK), on grounds of alleged unlawful discrimination.
  - In the last three years where the organisation has been convicted of a breach of the Health and Safety legislation.
  - In the last three years, where any finding of unlawful discrimination has been made against the organisation by an Employment Tribunal, an Employment

Appeal Tribunal or any other court (or incomparable proceedings in any jurisdiction other than the UK).

- Where the organisation has been in breach of section 15 of the Immigration, Asylum, and Nationality Act 2006;
- Where the organisation has a conviction under section 21 of the Immigration, Asylum, and Nationality Act 2006;
- Where the organisation has been in breach of the National Minimum Wage Act 1998.

### **Bankruptcy, insolvency**

- Bankrupt or is the subject of insolvency or winding-up proceedings, where the organisation's assets are being administered by a liquidator or by the court, where it is in an arrangement with creditors, where its business activities are suspended or it is in any analogous situation arising from a similar procedure under the laws and regulations of any State.

### **Grave professional misconduct**

- Guilty of grave professional misconduct

### **Distortion of competition**

- Entered into agreements with other economic operators aimed at distorting competition.

### **Conflict of interest**

- Aware of any conflict of interest within the meaning of regulation 24 due to the participation in the procurement procedure

### **Been involved in the preparation of the procurement procedure.**

- Advised the contracting authority or contracting entity or otherwise been involved in the preparation of the procurement procedure.

### **Prior performance issues**

- Shown significant or persistent deficiencies in the performance of a substantive requirement under a prior public contract, a prior contract with a contracting entity, or a prior concession contract, which led to early termination of that prior contract, damages or other comparable sanctions.

### **Misrepresentation and undue influence**

- The organisation has influenced the decision-making process of the contracting authority to obtain confidential information that may confer upon the organisation undue advantages in the procurement procedure, or negligently provided misleading information that may have a material influence on decisions concerning exclusion, selection or award, or withheld such information or is not able to submit supporting documents required under regulation 59.

### **Breach of obligations relating to the payment of taxes or social security contributions.**

- The contracting authority reserves the right to use its discretion to exclude a potential supplier where it can demonstrate by any appropriate means that the potential supplier is in breach of its obligations relating to the non-payment of taxes or social security contributions.

### **Additional grounds**

LIST OF INTERNATIONAL SOCIAL AND ENVIRONMENTAL CONVENTIONS REFERRED TO IN ARTICLE 18(2) —

- ILO Convention 87 on Freedom of Association and the Protection of the Right to Organise;
- ILO Convention 98 on the Right to Organise and Collective Bargaining;
- ILO Convention 29 on Forced Labour;
- ILO Convention 105 on the Abolition of Forced Labour;
- ILO Convention 138 on Minimum Age;
- ILO Convention 111 on Discrimination (Employment and Occupation);
- ILO Convention 100 on Equal Remuneration;
- ILO Convention 182 on Worst Forms of Child Labour;
- Vienna Convention for the protection of the Ozone Layer and its Montreal Protocol on substances that deplete the Ozone Layer;
- Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal (Basel Convention);
- Stockholm Convention on Persistent Organic Pollutants (Stockholm POPs Convention)
- Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade (UNEP/FAO) (The PIC Convention) Rotterdam, 10 September 1998, and its 3 regional Protocols.

**Consequences of misrepresentation**

A serious misrepresentation which induces a contracting authority to enter into a contract may have the following consequences for the signatory that made the misrepresentation:-

- The potential supplier may be excluded from bidding for contracts for three years, under regulation 57(8)(h)(i) of the PCR 2015;
- The contracting authority may sue the supplier for damages and may rescind the contract under the Misrepresentation Act 1967.
- If fraud, or fraudulent intent, can be proved, the potential supplier or the responsible officers of the potential supplier may be prosecuted and convicted of the offence of fraud by false representation under s.2 of the Fraud Act 2006, which can carry a sentence of up to 10 years or a fine (or both).
- If there is a conviction, then the company must be excluded from procurement for five years under reg. 57(1) of the PCR (subject to self-cleaning).

# **PART 2**

# **PRICING SCHEDULE**



Please see Pricing Document 2024

<b>Grounds Maintenance Site Cost Breakdown</b>				
No.	Sites.		Monthly Cost.	Annual Cost.
1	Portland Street (Drawing Ref: MP-PS-01)			
2	Wayside Drive & Hunnyhill (Drawing Ref: MP-WD-01)			
3	Oakwood Crt (Drawing Ref: MP-OC-01)			
4	145 School Green (Drawing Ref: MP-SGR-01)			
5	12A Avenue Rd (No Drawing)			
6	120-126 Bellevue Rd (Drawing Ref: MP-BR-01)			
7	Arctic Rd [165 & 191-221] (Drawing Ref: MP-AR-01)			
8	Acorn Garden (Drawing Ref: MP-AG-01)			
9	St Josephs Close (Drawing Ref: MP-KA-01)			
10	Grenville Close (Drawing Ref: MP-KA-01)			
11	Kent Avenue (Drawing Ref: MP-KA-01)			
12	Broadsmith Avenue (Drawing Ref: MP-KA-01)			
13	Princess Close (Drawing Ref: MP-KA-01)			
14	Garage Sites - Kent Avenue,(Drawing Ref: MP-KA-01)			
15	Garage Sites - Nelson Close (Drawing Ref: MP-KA-01)			
16	Kelsey Court (Drawing Ref: MP-KE-02)			
17	Queens Court (Drawing Ref: MP-QC-01)			
18	West View Terrace (Drawing Ref: MP-WVT-01)			
19	Holm Oak (Drawing Ref: MP-HO-01)			
20	Jubilee Place (Drawing Ref: MP-JP-01)			
21	Kerryfields (Drawing Ref: MP-KF-01)			
22	The Paddock (Drawing Ref: MP-TP-01)			
23	35 & 36 Parkway (Drawing Ref: MP-TP-01)			
24	The Chase (Drawing Ref: MP-TP-01)			
25	Greenfields (Drawing Ref: MP-GF-01)			
26	Kenella Court (Drawing Ref: MP-KC-01)			
27	Badgers Close (Drawing Ref: MP-BC-01)			
28	Berrymead (Drawing Ref: MP-BC-01)			
29	Greenmount (Drawing Ref: MP-GM-01)			
30	Ashy Place (Drawing Ref: MP-ASR-01)			
31	Black Knight Close (Drawing Ref: MP-BKC-01)			
32	Captains Parade (Drawing Ref: MP-CP-01)			
33	Gustar Grove (Drawing Ref: MP-CP-01)			
34	Ash Court (Drawing Ref: MP-AC-01)			
35	50A, B & C Garden Way (Drawing Ref: MP-GW-01)			
36	Sycamore Drive (Drawing Ref: MP-SD-01)			
37	2A Priors Walk (Drawing Ref: MP-PW-01)			
38	Office - Chapel House (No Drawing)			
39	Keates Walk (Drawing Ref: MP-KW-01)			
40	Bouldner Mead (Drawing Ref: MP-BM-01)			
41	Ash Lane (Drawing Ref: MP-AL-01)			
42	Sunnybay (Drawing Ref: MP-SB-01)			
43	Alvington Manor (Drawing ref: MP-AMV-01)			
44	Branstone Farm Lane (Drawing Ref: MP-BFL-01)			

45	Cotton Grove (Drawing Ref: MP-CG-01)		
46	124-126 Mill Hill Rd (No Drawing)		
	Annual Cost (Exc VAT).		
	Inc VAT.		

**PART 3**  
**QUALITY**  
**QUESTIONS**

**Part 4: Technical and Professional Ability**

Q1)

**Management of the specification requirements including responding to weather and workforce changes**

Please provide details of how you will manage the delivery of the Services , ensuring the efficiency, quality and costs set out in the Contract and Specification.

Your response must include how you will respond to and manage ever changing weather patterns, seasonality, and workforce changes and how you would action your responsibilities under the Contract and Specification during these times *i.e. when the ground is too wet or there is a draught, or during staff sickness/machinery downtime.*

Weighting 20%

[No greater than 1000 words]

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Scoring  
Matrix

Q2) **Justifying 'Cost and Quality' to the environment and tenants.**

Please prioritise the following areas with particular focus of the requirements of Vectis Housing Association as listed in the Specification and our ethos and values as outlined in the Invitation to Tender.

Rate the following in order of priority, with justification on your choice.

- Materials
- Cost
- Staff
- Environment
- Customer/Tenant

Rate each item, numbered 1-5, where 1 is the highest priority and 5 is the lowest priority. Clearly number each item.

Weighting 10%

[No greater than 750 words.]

Cost		Staff		Environment		Customer/ Tenant		Materials	
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Justification

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Q3)	<p><b>Environmental credentials and future planning</b></p> <p>Please provide details of how you meet environmental improvements, emission reductions through improved efficiency (either currently or during the term of this contract). This must include evidence of your planned equipment maintenance throughout the programme of Services and how you will consider environmental impact when replacing equipment.</p> <p>Your response should include responses to the following questions :</p> <ul style="list-style-type: none"> <li>• Do you have an equipment maintenance schedule, if so, how is this planned and managed?</li> <li>• Do you have a planned equipment upgrade/replacement schedule, if so, explain how is this managed?</li> <li>• What indicators are used to determine kit replacement?</li> <li>• What staff training is incorporated due to equipment replacement/upgrade?</li> <li>• How are your environmental credentials considered during this planning process?</li> </ul> <p>Weighting 10%</p> <p>[No greater than 750words.]</p>
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Q4)	<p><b>Quality Assurance</b></p> <p>Please detail how the quality assurance will be managed/communicated to Vectis Housing Association? This must include details of your approach to:</p> <ul style="list-style-type: none"> <li>• contract management in accordance with Schedule 2 of our Contract</li> <li>• the provision of a schedule of planned areas of work for the year and each month</li> <li>• monthly reporting</li> <li>• proactively working with Vectis Housing Association to provide a quality service</li> <li>• meetings (including office and site joint meetings).</li> </ul> <p>Weighting 10%</p> <p>No greater than 750words.]</p>
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Q5)

### **Staffing and Training**

Please state the staffing level expected to be allocated to this contract and whether staff , will:

- be dedicated solely to this contract
- be managed across multiple contracts managed by the contractor –
- include sub-contracted staff.

Please detail how you will:

- manage staff and sub-contractors (if applicable) to ensure compliance with the Contract and Specification
- ensure consistency of delivery and building of good relationships with Vectis Housing Association
- manage circumstances where staff may need to be utilised on other contracts and how you will ensure that this does not compromise the quality of Services provided under the Contract with Vectis Housing Association
- comply with the requirements of the Contract in relation to staffing, in particular clause 25 (Supplier Personnel)

In addition, provide details of training and up-skilling, either in-house or externally delivered and/or accredited.

Please state whether you will be supporting apprenticeships and skills development through this contract.

If 'YES' please set out how you will develop and maintain skills to build a more skilled and productive workforce. Please also provide details of the process in place to ensure that your supply chain supports skills, development, and apprenticeships.

You should confirm if evidence is available to support this if requested.

Weighting 10%

[No greater than 750 words.]



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**PART 4**  
**TENDER**  
**CERTIFICATE**

# TENDER CERTIFICATE

## Tenderer's Offer

Having examined the ITT and all Appendices, \_\_\_\_\_ offers to provide the services detailed in the Contract and Specification, in accordance with our Tender response.

If this offer is accepted by Vectis Housing Association Limited (**VHA**), will, at VHA's request, enter into the Contract with VHA.

We note that if we do not enter into the Contract within 14 days of a request to do so by VHA, VHA reserves the right to award the Contract to the next highest scoring potential Tenderer.

## Declaration

I declare that the Tender and any price therein has not been calculated by agreement or arrangement with any person and that the price stated in the Tender has not been communicated to any person until after the closing date for the submission of Tenders and in any event not without the consent of VHA.

I declare that we have not canvassed and will not canvass or solicit any member or officer, employee or agent of VHA in connection with the award of the Contract and that no person employed by us has done or will do any such act.

I understand it is a criminal offence, punishable by imprisonment, to give or offer any gift or consideration whatsoever as an inducement or reward to any servant of a public body and that such action will entitle VHA to exclude the Tender.

I warrant that I have all requisite authority to sign this Tender Certificate and confirm that I have complied with all the requirements of the ITT.

**By completing this declaration you are agreeing to the statements above.**

Details of person completing the Declaration

Signature:	
Name:	
Position:	
For an on behalf of:	
Date:	