

# Call off Report

Decarbonisation Framework

Member: Epping Forest District Council

Ref: 16062

February 2023



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## Document Control

<b>Version</b>	1
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<b>Member Approved For Issue</b>	Richard Spencer	02/03/2023

## 1. Project Particulars

<b>Document Type</b>	Call Off Report
<b>Project Ref</b>	16062
<b>Framework</b>	Decarbonisation Framework
<b>Lot</b>	1
<b>Fusion21 Member</b>	Epping Forest District Council
<b>Issue Date</b>	22/02/2023
<b>Approx. Value</b>	£3,394,761.18
<b>Contract Term</b>	24 months
<b>Level of Service</b>	Direct Award
<b>Fusion21 Management Fee</b>	2.50%

## 2. Introduction

The purpose of this report is to provide Epping Forest District Council with a compliance review for the direct appointment of a supply partner for the delivery of decarbonisation works.

The report provides details of the Framework, the call off process, then reasoning and justification for the selection of the proposed supplier for a direct award.

## 3. Framework Procurement

The table below provide an overview of the selected Framework.

### 3.1. Decarbonisation Framework Details

<b>Contract Notice</b>	2021/S 000-023377
<b>Contract Award Notice</b>	2022/S 000-002510
<b>Evaluation Method</b>	MEAT
<b>Qualification</b>	PAS91
<b>Commercial</b>	40%
<b>Technical</b>	60%
<b>Start date</b>	31 <sup>st</sup> January 2022
<b>End date</b>	30 <sup>th</sup> January 2026
<b>Appointed suppliers (Lot 1)</b>	32 in total, 21 appointed to East of England region
<b>Regions</b>	Nuts code UK
<b>Direct Award</b>	Permitted – Framework Agreement Schedule 13

#### 4. Call-off Process

The Fusion21 Framework Agreement schedule 13. Pg. 55 details the requirements for the direct selection of a supplier. The contract award is a direct call off from Lot 1 of the Decarbonisation Framework to be awarded under a 'call off' contract.

The selection and direct appointment of E.ON Energy Solutions Ltd is based upon the Member's requirements and business need to meet the desired brief/specification for the provision of Works that are required to be carried out.

The direct award to E.ON Energy Solutions Ltd is in line with 1.1.2 of Schedule 13 for the reasons stated below:

- E.ON Energy Solutions Ltd have worked with Epping Forest Council on this project and have supported in finalising specifications
- Supported Epping Forest Council with bid funding
- Member requires a full turkey solution

#### **SCHEDULE 13**

##### **Direct Call-Off and Placing of Orders**

1.1. A Member/Fusion21 may instruct provision of Services and/or the carrying out of Works without reopening competition by applying the terms of the Call-Off Contract, the Supplier's prices contained in its Pricing Schedule(s), the Brief/Specification (as may be tailored more particularly to the requirements for the Call-Off Contract to be used) to select a Supplier having regard to one or more of the following:

- 1.1.1 The Member's requirements and business needs by reference to the Brief/Specification for the provision of Services and/or carrying out Works; and/or
- 1.1.2 Where the Member can evidence value for money based on a Total Cost of Ownership approach; and/or
- 1.1.3 Where relevant to the ranking of the Supplier in the procurement exercise the subject matter of the Invitation to Tender; and/or
- 1.1.4 The geographical location in which those Works and Services are to be performed; and/or
- 1.1.5 The number of Call-Off Contracts currently awarded and to which organisation; and/or
- 1.1.6 The performance of the Supplier under any Call-Off Contracts currently awarded to it.

## 5. Award Due Diligence

The following information was checked for E.ON Energy Solutions Ltd on 22/02/2023. The criteria for the colour coding are included below and in Appendix A in more detail.

Low	Low-Moderate	Moderate	Moderate-High	High	
Area	Assessment	Result			RAG
Financial	D&B Overall business risk	Moderate – Dun & Bradstreet thinks - <ul style="list-style-type: none"> <li>Overall assessment of this organisation over the next 12 months: Significant-Payment-Behaviour-Concerns</li> <li>Based on the predicted risk of failure: Strong Likelihood of Continued Operations</li> <li>Based on the predicted risk of severely delinquent payments: Very High Potential For Severely Delinquent Payments</li> </ul>			●
Insurances	Employers Liability Insurance	£10,000,000.00 – Expiry Date – 31/12/2023			●
Insurances	Product Liability Insurance	£10,000,000.00 – Expiry Date – 31/12/2023			●
Insurances	Professional Indemnity Insurance	£10,000,000.00 – Expiry Date – 31/12/2023			●
Insurances	Public Liability Insurance	£10,000,000.00 – Expiry Date – 31/12/2023			●
Guarantee	SWIGA guarantee OR a similar Cavity Wall Insulation Guarantee Agency (CIGA)	Checked- 23/02/2023 – SWIGA guarantee			●
Accreditation	PAS2030:2019	Checked – 23/02/2023 – Certification Number – NICI00030			●
Accreditation	Trustmark	Checked – 23/02/2023 - Licence Number: 1733216			●
Social Value	Is Social Value being considered as part of the project?	No			●

Fusion21 has carried out a due diligence exercise that indicates the financial stability and competency of the supplier identified for this contract. Members should satisfy themselves as to the level of diligence they require and the standing of the supplier before making an award decision.

## 6. Fusion21 Summary

Based upon the Members requirements and in accordance with the Framework Agreement, Fusion21 confirms the terms and conditions permit a direct award to any appointed supplier that can meet the Members brief and specification and satisfy the Members requirements for demonstrating value for money.

In this instance a due diligence exercise by the Epping Forest District Council has satisfied the requirements in accordance with the Framework terms and conditions (Schedule 13). Therefore, Fusion21 are satisfied for a complaint call off to E.ON Energy Solutions Ltd can proceed.

*Note: In accordance with regulation 112 of Public Contracts Regulations 2015 and Crown Commercial Services Procurement Policy Note 07/16 as the Contracting Authority, it is the responsibility of each Member to ensure that details of any contract award in excess of £10,000 by Central Contracting Authorities or £25,000 for Sub Central Contracting Authorities and NHS Trusts are published on Contracts Finder. Please make sure you do this as Fusion21 is unable to do it for you. It should be noted that the following information should be detailed as a minimum:*

1. *the name of the contractor;*
2. *the date on which the contract was entered into;*
3. *the value of the contract; and*
4. *whether the contractor is a SME or VCSE.*

## Appendix A – Due Diligence Criteria

### Dun & Bradstreet Overall Business Risk Assessment

The Overall Business Risk is a high-level prediction of the company’s risk of paying its bills extremely late, or its likelihood of going out of business. It is a comprehensive evaluation that considers factors such as trade payments, risk indicators, financial data, as well as a business’ size and years in operation. It scores businesses on a five-point scale, from low to high risk, with additional statements describing the business’s current and future health.

Low	Low-Moderate	Moderate	Moderate-High	High
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Further information about D&B’s Risk Assessment: [D&B Business Credit Reports](#)

### Dun & Bradstreet Failure Score

The D&B Failure Score predicts the likelihood that an organisation will obtain legal relief from its creditors or cease operations over the next 12-month period. The Failure scorecard also looks for events signalling the onset of failure, such as a meeting of creditors, administrator appointed, bankruptcy, receiver appointed, and petition for winding-up.

Failure Score	Probability of Failure
86-100	Minimum risk
51-85	Lower than average risk
11-50	Higher than average risk
1-10	High risk
-	Insufficient information

Further information about D&B’s Failure Score: "[A Guide to Dun & Bradstreet’s Predictive Indicators](#)".

### Insurances and Accreditations

Fusion21’s RAG colour coding is as follows:

Moderate risk would be where a certificate is due for renewal within 30 days or (for example) an inappropriate insurance cover level. High would be the unaccredited or the uninsured.

Low	Moderate	High
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