

**DOCUMENT:** Selection Questionnaire V0.8

### Standard Selection Questionnaire

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

The standard Selection Questionnaire is a self-declaration, made by you (the potential supplier), that you do not meet any of the grounds for exclusion<sup>1</sup>. If there are grounds for exclusion, there is an opportunity to explain the background and any measures you have taken to rectify the situation (we call this self-cleaning).

A completed declaration of Part 1 and Part 2 provides a formal statement that the organisation making the declaration has not breached any of the exclusions grounds. Consequently we require all the organisations that you will rely on to meet the selection criteria to provide a completed Part 1 and Part 2. For example these could be parent companies, affiliates, associates, or essential sub-contractors, if they are relied upon to meet the selection criteria. This means that where you are joining in a group of organisations, including joint ventures and partnerships, each organisation in that group must complete one of these self-declarations. Sub-contractors that you rely on to meet the selection criteria must also complete a self-declaration (although sub-contractors 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.

Note for Contracting Authorities: The following paragraph is optional for inclusion, authorities can delete it if they prefer to receive only Word/ PDF versions of the standard Selection Questionnaire.

#### **Supplier Selection Questions: Part 3**

The procurement document (the Selection Questionnaire Instructions and Evaluation document) will provide instructions on the selection questions you need to respond to and how to submit those responses. If you are bidding on behalf of a group (consortium) or you intend to use sub-contractors, you should complete all of the selection questions on behalf of the consortium and/or any sub-contractors.

If the relevant documentary evidence referred to in the Selection Questionnaire is not provided upon request and without delay we reserve the right to amend the contract award decision and award to the next compliant bidder.

#### **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

https://www.gov.uk/government/uploads/system/uploads/attachment\_data/file/551130/List\_of\_Mandat ory\_and\_Discretionary\_Exclusions.pdf

<sup>&</sup>lt;sup>1</sup> For the list of exclusion please see

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.

### Hastings Borough Council, Rother District Council and Wealden District Council

# WASTE COLLECTION, RECYCLING, STREET & BEACH CLEANING AND ASSOCIATED SERVICES CONTRACT

### REFERENCE NUMBER ESPH 225 Competitive Procedure with Negotiation

### **Notes for completion**

- 1. The "Partnership" 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 Partnership 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 sub-contractors, may be subject to change and will, therefore, not be finalised until a later date. The lead contact should notify the Partnership 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 Partnership will make a revised assessment of the submission based on the updated information.
- 5. For Part 1 and Part 2 every organisation that is being relied on to meet the selection must complete and submit the self-declaration.
- 6. All sub-contractors are required to complete Part 1 and Part 2<sup>2</sup>.
- 7. For answers to Part 3 If you are bidding on behalf of a group, for example, a consortium, or you intend to use sub-contractors, you should complete all of the questions on behalf of the consortium and/ or any sub-contractors, providing one composite response and declaration.

The Partnership 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 Partnership is under a legal or regulatory obligation to make such a disclosure.

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<sup>&</sup>lt;sup>2</sup> See PCR 2015 regulations 71 (8)-(9) September 16 v3

## Part 1: Potential supplier Information

Please answer the following questions in full. Note that every organisation that is being relied on to meet the selection must complete and submit the Part 1 and Part 2 self-declaration.

Section 1	Potential supplier information		
Question number	Question	Response	
1.1(a)	Full name of the potential supplier submitting the information		
1.1(b) – (i)	Registered office address (if applicable)		
1.1(b) – (ii)	Registered website address (if applicable)		
1.1(c)	Trading status  a) public limited company b) limited company c) limited liability partnership d) other partnership e) sole trader f) third sector g) other (please specify your trading status)		
1.1(d)	Date of registration in country of origin		
1.1(e)	Company registration number (if applicable)		
1.1(f)	Charity registration number (if applicable)		
1.1(g)	Head office DUNS number (if applicable)		
1.1(h)	Registered VAT number		
1.1(i) - (i)	If applicable, is your organisation registered with the appropriate professional or trade register(s) in the member state where it is established?	Yes □ No □ N/A □	
1.1(i) - (ii)	If you responded yes to 1.1(i) - (i), please provide the relevant details, including the registration number(s).		
1.1(j) - (i)	Is it a legal requirement in the state where you are established for you to possess a particular authorisation, or be a member of a particular organisation in order to provide the services specified in this procurement?	Yes □ No □	
1.1(j) - (ii)	If you responded yes to 1.1(j) - (i), please provide additional details of what is required and confirmation that you have complied with this.		
1.1(k)	Trading name(s) that will be used if successful in this procurement		
1.1(I)	Relevant classifications (state whether you fall within one of these, and if so which one)  a) Voluntary Community Social Enterprise (VCSE)  b) Sheltered Workshop c) Public service mutual		

1.1(m)	Are you a Small, Medium or Micro Enterprise	Yes 🗆
	(SME) <sup>3</sup> ?	No 🗆
1.1(n)	Details of Persons of Significant Control (PSC), where appropriate: <sup>4</sup> - Name; - Date of birth; - 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 (for existing companies the 6 April 2016 should be used); - 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. <sup>5</sup>	
	(Please enter N/A if not applicable)	
1.1(o)	Details of immediate parent company:  - Full name of the immediate parent company - Registered office address (if applicable) - Registration number (if applicable) - Head office DUNS number (if applicable) - Head office VAT number (if applicable)  (Please enter N/A if not applicable)	
1.1(p)	Details of ultimate parent company:  - Full name of the ultimate parent company - Registered office address (if applicable) - Registration number (if applicable) - Head office DUNS number (if applicable) - Head office VAT number (if applicable)  (Please enter N/A if not applicable)	

Please note: A criminal record check for relevant convictions may be undertaken for the preferred suppliers and the persons of significant in control of them.

 $<sup>^3</sup>$  See EU definition of SME <u>https://ec.europa.eu/growth/smes/business-friendly-environment/smedefinition\_en</u>

<sup>&</sup>lt;sup>4</sup> UK companies, Societates European (SEs) and limited liability partnerships (LLPs) will be required to identify and record the people who own or control their company. Companies, SEs and LLPs will need to keep a PSC register, and must file the PSC information with the central public register at Companies House. See PSC guidance.

 <sup>&</sup>lt;sup>5</sup> Central Government contracting authorities should use this information to have the PSC information for the preferred supplier checked before award.
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Please provide the following information about your approach to this procurement:

Bidding model			
Question	Response		
Are you bidding as the lead contact for a group of economic operators?	Yes □ No □ If yes, please provide details listed in questions 1.2(a) (ii), (a) (iii) and to 1.2(b) (i), (b) (ii), 1.3, Section 2 and 3.		
	If no, and you are a supporting bidder please provide the name of your group at 1.2(a) (ii) for reference purposes, and complete 1.3, Section 2 and 3.		
Name of group of economic operators (if applicable)			
Proposed legal structure if the group of economic operators intends to form a named single legal entity prior to signing a contract, if awarded. If you do not propose to form a single legal entity, please explain the legal structure.			
Are you or, if applicable, the group of economic operators proposing to use sub-contractors?	Yes □ No □		
Contractor in the following table: we may Name  Registered address  Trading status  Company registration number  Head Office DUNS number (if applicable)  Registered VAT number  Type of organisation  SME (Yes/No)  The role each subcontractor will take in providing the works and /or supplies e.g. key deliverables  The approximate % of contractual obligations assigned	e provide additional details for each sub- y ask them to complete this form as well.		
	Are you bidding as the lead contact for a group of economic operators?  Name of group of economic operators (if applicable)  Proposed legal structure if the group of economic operators intends to form a named single legal entity prior to signing a contract, if awarded. If you do not propose to form a single legal entity, please explain the legal structure.  Are you or, if applicable, the group of economic operators proposing to use sub-contractors?  If you responded yes to 1.2(b)-(i) please contractor in the following table: we may Name  Registered address  Trading status  Company registration number  Head Office DUNS number (if applicable)  Registered VAT number  Type of organisation  SME (Yes/No)  The role each sub-contractor will take in providing the works and /or supplies e.g. key deliverables  The approximate % of contractual		

### Contact details and declaration

I declare that to the best of my knowledge the answers submitted and information contained in this document are correct and accurate.

I declare that, upon request and without delay I will provide the certificates or documentary evidence referred to in this document.

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

I understand that the Partnership 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.

Section 1	Contact details and declaration	
Question number	Question	Response
1.3(a)	Contact name	
1.3(b)	Name of organisation	
1.3(c)	Role in organisation	
1.3(d)	Phone number	
1.3(e)	E-mail address	
1.3(f)	Postal address	
1.3(g)	Signature (electronic is acceptable)	
1.3(h)	Date	

### **Part 2: Exclusion Grounds**

Please answer the following questions in full. Note that every organisation that is being relied on to meet the selection must complete and submit the Part 1 and Part 2 self-declaration.

Section 2	Grounds for mandatory exclusion		
Question number	Question Response		
2.1(a)	Regulations 57(1) and (2)  The detailed grounds for mandatory exclusion of an organisation are set out on this webpage, which should be referred to before completing these questions.		
	Please indicate if, within the past five years y person who has powers of representation, do been convicted anywhere in the world of any below and listed on the webpage.	ecision or control in the organisation	
	Participation in a criminal organisation.	Yes □ No □ If Yes please provide details at 2.1(b)	
	Corruption.	Yes □ No □ If Yes please provide details at 2.1(b)	
	Fraud.	Yes □ No □ If Yes please provide details at 2.1(b)	
	Terrorist offences or offences linked to terrorist activities	Yes □ No □ If Yes please provide details at 2.1(b)	
	Money laundering or terrorist financing	Yes □ No □ If Yes please provide details at 2.1(b)	
	Child labour and other forms of trafficking in human beings	Yes □ No □ If Yes please provide details at 2.1(b)	
2.1(b)	If you have answered yes to question 2.1(a), please provide further details.		
	Date of conviction, specify which of the grounds listed the conviction was for, and the reasons for conviction,		
	Identity of who has been convicted		
	If the relevant documentation is available electronically please provide the web address, issuing authority, precise reference of the documents.		
2.2	If you have answered Yes to any of the points above have measures been taken to demonstrate the reliability of the organisation despite the existence of a relevant ground for exclusion? (Self Cleaning)	Yes □ No □	
2.3(a)	Regulation 57(3)	Yes □ No □	
	Has it been established, for your organisation by a judicial or administrative decision having final and binding effect in accordance with the legal provisions of any part of the United Kingdom or the legal provisions of the country in which the		

Section 2	Grounds for mandatory exclusion	
Question number	Question	Response
	organisation is established (if outside the UK), that the organisation is in breach of obligations related to the payment of tax or social security contributions?	
2.3(b)	If you have answered yes to question 2.3(a), please provide further details. Please also confirm 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.	

Please Note: The Partnership 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.

Section 3	Grounds for discretionary exclusion		
	Question	Response	
3.1	Regulation 57 (8)		
	The detailed grounds for discretionary exclusion of an organisation are set out on this webpage, which should be referred to before completing these questions.		
	Please indicate if, within the past three years, following situations have applied to you, your powers of representation, decision or control	organisation or any other person who has	
3.1(a)	Breach of environmental obligations?	Yes □ No □	
		If yes please provide details at 3.2	
3.1 (b)	Breach of social obligations?	Yes □ No □ If yes please provide details at 3.2	
3.1 (c)	Breach of labour law obligations?	Yes □ No □ If yes please provide details at 3.2	
3.1(d)	Bankrupt or is the subject of insolvency or winding-up proceedings, where the	Yes □ No □	
	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?	If yes please provide details at 3.2	
3.1(e)	Guilty of grave professional misconduct?	Yes □ No □ If yes please provide details at 3.2	
3.1(f)	Entered into agreements with other economic operators aimed at distorting competition?	Yes □ No □ If yes please provide details at 3.2	
3.1(g)	Aware of any conflict of interest within the meaning of regulation 24 due to the participation in the procurement procedure?	Yes □ No □ If yes please provide details at 3.2	
3.1(h)	Been involved in the preparation of the procurement procedure?	Yes □ No □ If yes please provide details at 3.2	
3.1(i)	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?	Yes □ No □ If yes please provide details at 3.2	
3.1(j)	Please answer the following statements		
3.1(j) - (i)	The organisation is 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.	Yes □ No □ If Yes please provide details at 3.2	
3.1(j) - (ii)	The organisation has withheld such	Yes □ No □ If Yes please provide details at 3.2	

	information.	
3.1(j) –(iii)	The organisation is not able to submit supporting documents required under regulation 59 of the Public Contracts Regulations 2015.	Yes □ No □ If Yes please provide details at 3.2  Yes □
		No □
3.1(j)-(iv)	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 to negligently provided misleading information that may have a material influence on decisions concerning exclusion, selection or award.	If Yes please provide details at 3.2
3.2	If you have answered Yes to any of the above, explain what measures been taken to demonstrate the reliability of the organisation despite the existence of a relevant ground for exclusion? (Self Cleaning)	

## Part 3: Selection Questions<sup>6</sup>

Section 4	Economic and Financial Standing		
	Question	Response	
4.1	Please indicate which of the following you have provided to demonstrate your economic/financial standing: answer with Y/N in the relevant box.		
	(a) Audited accounts for the last two years	Yes □ No □	
	(b) A statement of the turnover, Profit and Loss Account/Income Statement, Balance Sheet/Statement of Financial Position and Statement of Cash Flow for the most recent year of trading for this organisation.	Yes □ No □	
	(c) A statement of the cash flow forecast for the current year and a bank letter outlining the current cash and credit position.	Yes □ No □	
	(d) Alternative means of demonstrating financial status if any of the above are not available (e.g. forecast of turnover for the current year and a statement of funding provided by the owners and/or the bank, charity accruals accounts or an alternative means of demonstrating financial status).	Yes □ No □	
4.2	Where we have specified a minimum level of economic and financial standing and/ or a minimum financial threshold within the evaluation criteria for this procurement, please self-certify by answering 'Yes' or 'No' that you meet the requirements set out here.	Yes □ No □	

Section 5			
Name of or	ganisation		
Relationship to the Supplier completing these questions			
5.1	Are you able to provide par requested to at a later stage		Yes □ No □
5.2	If yes, would the parent com a guarantee if necessary?	pany be willing to provide	Yes □ No □
5.3	If no, would you be able elsewhere (e.g. from a bank)		Yes □ No □

<sup>&</sup>lt;sup>6</sup> See Action Note 8/16 Updated Standard Selection Questionnaire

Section 6	Technical and Professional Ability
6.1	Relevant experience and contract examples  Please provide details of up to three contracts, in any combination from either the public or private sector; voluntary, charity or social enterprise (VCSE) that are relevant to our requirement. VCSEs may include samples of grant-funded work. Contracts for supplies or services should have been performed during the past three years.  The named contacts provided should be able to provide written evidence to confirm the accuracy of the information provided below Consortia bids should provide relevant examples of where the consortium has 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 Special Purpose Vehicle (three examples are not required from each member).  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 sub-contractor(s) who will deliver the contract.

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

6.2	Where you intend to sub-contract a proportion of the contract, please demonstrate how you have previously maintained healthy supply chains with your sub-contractor(s)
	Evidence 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 or membership of the UK Prompt Payment Code (or equivalent schemes in other countries)
6.3	If you cannot provide at least one example for questions 6.1, in no more than 500

6.3	If you cannot provide at least one example for questions 6.1, in no more than 500 words please provide an explanation for this e.g. your organisation is a new start-up or you have provided services in the past but not under a contract.

6.4	The Supplier shall provide referee contact details by completing Appendix A and submitting it to the Partnership by 5 February 2018, two (2) weeks prior to the SQ submission deadline of 19 February 2018. The Partnership shall contact referees to request that they complete Appendix B.

6.5	Track Record
a.	In no more than 1,000 words describe how you have successfully delivered and managed contracts of similar size. Please provide examples of how challenges posed by partnership or inter-authority working were mitigated, along with how opportunities for efficiencies were maximised.
b.	In no more than 1,000 words, based on the contract example(s) provided in 6.1, describe the key factors you have used to identify effective provision of service delivery and how you have used these to drive continuous improvement. This should include examples of where the Tenderer has integrated approaches to service delivery e.g. street cleansing and waste collection, and managed interfaces with other public service areas and their providers (for example, with grounds maintenance or highways

contracts).
Please provide examples of robust service delivery, and where possible, examples of where service level targets have been amended to reflect improved service delivery.

Section 7	Modern Slavery Act 2015: Requirements under Modern Slavery Act 2015					
7.1	Are you a relevant commercial organisation as defined by section 54 ("Transparency in supply chains etc.") of the Modern Slavery Act 2015 ("the Act")?	Yes □ N/A □				
7.2	If you have answered yes to question 7.1 are you compliant with the annual reporting requirements contained within Section 54 of the Act 2015?	Yes □ Please provide the relevant url  No □ Please provide an explanation				

### 8. Additional Questions

Suppliers who self-certify that they meet the requirements to these additional questions will be required to provide evidence of this if they are successful at contract award stage.

Section 8	Additional Questions					
8.1	Insurance					
a.	Please self-certify whether you already have, or can commit to obtain, prior to the commencement of the contract, the levels of insurance cover indicated below: Y/N					
	Employer's (Compulsory) Liability Insurance = £20 million					
	Public Liability Insurance = £ 20 million					
	*It is a legal requirement that all companies hold Employer's (Compulsory) Liability Insurance of £5 million as a minimum. Please note this requirement is not applicable to Sole Traders.					

8.2	Skills and Apprentices <sup>7</sup> – (please refer to supplier selection guidance)					
а.	Public procurement of contracts with a full life value of £10 million and above and duration of 12 months and above should be used to support skills development and delivery of the apprenticeship commitment. This policy is set out in detail in Procurement Policy Note 14/15.					
	Please confirm if you will be supporting apprenticeships and skills development through this contract.  Yes □ No □					
b.	If yes, can you provide at a later stage documentary evidence to support your commitment to developing and investing in skills, development and apprenticeships to build a more skilled and productive workforce and reducing the risks of supply constraints and increasing labour cost inflation?	Yes □ No □				
C.	Do you have a process in place to ensure that your supply chain supports skills, development and apprenticeships in line with PPN 14/15 (see guidance) and can provide evidence if requested?	Yes □ No □				

<sup>&</sup>lt;sup>7</sup> Procurement Policy Note 14/15– Supporting Apprenticeships and Skills Through Public Procurement

### Appendix A – Referee Contact Details

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

### **Appendix B – Reference Request Form for Information**

The East Sussex Procurement Hub is currently in the process of completing due diligence on [the Supplier] and they have named you as willing to provide a reference.

It would be most appreciated if you would complete the below form and return it to <a href="mailto:esph@wealden.gov.uk">esph@wealden.gov.uk</a>.

Ref	erence	Form:
1/61		1 01111.

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Kei	erence	FOIIII.					
1.	. Has the above named organisation undertaken the role of main contractor for combined waste collection and street cleansing services, street cleansing services or waste collection services to the value of £13,000,000 or above:						Yes / No
2.	Please						
3.	Contra	ct Value:					£
4.	Date o	f Commence	ment of the	contract:			
5.	Period	of the contra	act:				
6.	How m						
7. Questions 7a. to 7g. show various aspects of the organisation's performance. Please complete the sections below by placing a cross under the appropriate heading to indicate your assessment of the organisations performance. You are encouraged to make additional comments in the space provided.							
	7a.	Organisation	ns ability to	comply with	the contr	act specification?	
	N / A	P o o r	A v e r a g e	G o o d	E x c e II e n	Commer	nts:
	7b.	Organisation	n's ability to	achieve the	e project o	n time and in budget?	
	N / A	P o o r	A v e r a g	G o o d	E x c e II e	Commer	nts:

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				t				
7c. The ability to deliver the key requirements and objectives of the contract								
N / A	P o o r	A v e r a g e	G o o d	E x c e II e n t	Comments:			
7d. C	ommunica	ition links wi	th client offi	cers and pr	oject team?			
N / A	P o o r	A v e r a g e	G o o d	E x c e II e n	Comments:			
7e. W	/hat is the	track record	I for submitt	ing reports,	updates and key management			
N / A	o P o o r	A V e r a g e	G o o d	E x c e II e n	Comments:			
7f. H	low did the	y handle co	mmunicatio	n and comp	plaints from members of the public?			
N / A	P o o r	A v e r a g e	G o o d	E x c e II e n	Comments:			
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/g. Overall performance?								
	N / A	P o o r	A v e r a g e	G o o d	E x c e II e n t	Comments:		
8.	Would you	Yes / No						
9.	Please provide any additional comments you wish to make:							
Signed:								
Position in organisation:								
Date	):							

On behalf of (please print company name):