



London Borough of Barnet,
2 Bristol Avenue,
Colindale,
London NW9 4EW
10 September 2021
Our ref: 7636640

Thank you for your request received on 9 September 2021, for the following information:

CA Reference code: 2426667

I would be most grateful if you would provide, under the Freedom of Information Act (FOIA), details in respect to the contract below. This is to help facilitate market research into those companies that have not been successful in securing this public sector contract. Please would you also acknowledge receipt of this FOI request by replying to this email within the next three working days.

Framework for London Integrated Community Equipment Service. The awarded tender details can be viewed here <https://app.contractsadvance.co.uk/release/2426667>.

Please provide the following:

*** The suppliers who applied for inclusion on each framework/contract and who were unsuccessful at the PQQ & ITT stages**

Insert company names here:

- o
- o
- o
- o
- o
- o
- o
- o

o (Please add more where applicable)

*** Duration of Framework/contract**

o Insert duration in months here:

We have processed this request under the Freedom of Information Act 2000.

Response

I can confirm that London Borough of Barnet holds the information you requested.

However, we consider that the following exemptions apply to some of the information requested. The remaining information is not withheld and is below.

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Please provide the following:

**** The suppliers who applied for inclusion on each framework/contract and who were unsuccessful at the PQQ & ITT stages
Insert company names here:***

We are not able to disclose the names however we can confirm that three tender bids were received. See Refusal Notice below.

**** Duration of Framework/contract***

4 years/ 48 months, see link

<https://barnet.moderngov.co.uk/ieDecisionDetails.aspx?Id=8644>

Refusal Notice

Information concerning unsuccessful bidders is refused on the grounds that the disclosure of this information would prejudice or be likely to prejudice the commercial interests of the London Borough of Barnet and third-party organisations. Disclosure of this information would also be likely to make firms unwilling to participate in future exercises, thereby limiting our aim of achieving best value for money and the exemption in section 43 (2) of the Freedom of Information Act 2000 (FOIA) applies. This is a qualified or non-absolute exemption and the public interest test applies. The public interest in transparency in the spending of public money, in public money being used effectively and public authorities getting value for money and in procurement processes being conducted in an open and honest way has been considered. However, whilst there may be a public interest in access to this information, it is considered that in this case it is not in the wider public interest to disclose as there is a risk that the Council's bargaining position for the future will be prejudiced and / or commercial organisations may become reluctant to enter into discussions which could undermine the Council's ability to fulfil its role effectively. The same argument may apply as the third-party's commercial interests may be prejudiced, as it is arguably not in the public interest to hinder free and frank negotiations and tender processes generally.

Further information

If you are interested in the data that the council holds you may wish to visit Open Barnet, the council's data portal. This brings together all our published datasets and

other information of interest on one searchable database for anyone, anywhere to access. <http://open.barnet.gov.uk/>

Advice and Assistance : Direct Marketing

If you are a company that intends to use the names and contact details of council officers (or other officers) provided in this response for direct marketing, you need to be registered with the Information Commissioner to process personal data for this purpose. You must also check that the individual (whom you wish to contact for direct marketing purposes) is not registered with one of the Preference Services to prevent Direct Marketing. If they are you must adhere to this preference.

You must also ensure you comply with the Privacy Electronic and Communications Regulations (PECR). For more information follow this Link www.ico.org.uk

For the avoidance of doubt the provision of council (and other) officer names and contact details under FOI does not give consent to receive direct marketing via any media and expressly does not constitute a 'soft opt-in' under PECR.

Your rights

If you are unhappy with the way your request for information has been handled, you can request a review within the next 40 working days by writing to the Information Management Team at: foi@barnet.gov.uk. Or by post to Information Management Team (FOI) London Borough of Barnet, 2 Bristol Avenue, Colindale, NW9 4EW

If, having exhausted our review procedure, you remain dissatisfied with the handling of your request or complaint, you will have a right to appeal to the Information Commissioner at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF (telephone: 0303 123 1113; website www.ico.org.uk). There is no charge for making an appeal.