



Ministry
of Defence

[REDACTED]
Policy Secretariat

Defence Equipment and Support
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Your Reference:

Our Reference:
FOI2015/03688
Date:
09th April 2015

Dear [REDACTED]

Thank you for your letter of 16th February 2015 which I can confirm is considered to be a request for information under the Freedom of Information Act (FOIA) 2000. You requested the following information:

"I hereby request access to all documents relating to the process operated by MOD for the evaluation of tenders.

I specifically want access to documents that set out the rules on how the technical content and the pricing content of a tender are evaluated; and whether a tender in its entirety can be evaluated without input from commercial or financial staff. In other words can a tender, for example for legal services, be evaluated in its entirety (including pricing and VFM proposals) by project staff?"

Firstly, please accept my apologies for the delay in responding to you which was caused by procedural mistakes within this office.

In response to your request, the MODs policy guidance on Tender Evaluation is found in the attached Tender Evaluation Commercial Policy Statement (CPS) ([ten_ass_cps.pdf](#)).

In addition, the following documents are referred to in the Tender Evaluation CPS and are also included:

- Tender Preparation and Process Management ([ten_prep_cps.pdf](#))
- The Defence and Security Public Contracts Regulations (PCR) 2011 ([dspcr2011.pdf](#))
- Public Contracts Regulations 2006 and 2015 ([full_eupcr.pdf](#); [eupcr2015_chp9.pdf](#))
- Tender Process ([ten_proc_cps.pdf](#))

You may also be interested to know that these can also be found in our Acquisition Systems Guidance (ASG) internet website which can be found at the following address:

<https://www.aof.mod.uk>

The ASG was previously known as the Acquisition Operating Framework (AOF) and the address has not yet been updated to reflect the change.

If you are not satisfied with this response or you wish to complain about any aspect of the handling of your request, then you should contact me in the first instance. If informal resolution is not possible and you are still dissatisfied then you may apply for an independent internal review by contacting the Information Rights Compliance team, 1st Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIO-FOI-IR@mod.uk). Please note that any request for an internal review must be made within 40 working days of the date on which the attempt to reach informal resolution has come to an end.

If you remain dissatisfied following an internal review, you may take your complaint to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not investigate your case until the MOD internal review process has been completed. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website, <https://ico.org.uk/>.

Yours sincerely,

