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Contract

NHS Tayside Replacement Linac and Record and Verify 2023

NHS Tayside

F03: Contract award notice

Notice identifier: 2024/S 000-000200

Procurement identifier (OCID): ocds-h6vhtk-03df2f

Published 4 January 2024, 11:41am

Section I: Contracting authority

I.1) Name and addresses

NHS Tayside

Ninewells Hospital

Dundee

DD1 9SY

Contact

James Lennon

Email

james.lennon@nhs.scot

Telephone

+44 7929866732

Country

United Kingdom

NUTS code

UKM - Scotland

Internet address(es)

Main address

<http://www.nhstayside.scot.nhs.uk>

Buyer's address

https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00154

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

Health

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

NHS Tayside Replacement Linac and Record and Verify 2023

Reference number

SLC818/2023

II.1.2) Main CPV code

- 33150000 - Radiotherapy, mechanotherapy, electrotherapy and physical therapy devices

II.1.3) Type of contract

Supplies

II.1.4) Short description

NHS Tayside Radiotherapy department was looking to replace one of its current Linac and their Record and Verify system, which both came to the end of their product life cycles.

The Radiotherapy department is based at the Tayside Cancer Centre on the Ninewells Hospital Campus site.

II.1.6) Information about lots

This contract is divided into lots: Yes

II.1.7) Total value of the procurement (excluding VAT)

Value excluding VAT: £3,139,406

II.2) Description

II.2.1) Title

Lot 1 - Linac

Lot No

1

II.2.2) Additional CPV code(s)

- 33151000 - Radiotherapy devices and supplies

II.2.3) Place of performance

NUTS codes

- UKM71 - Angus and Dundee City

Main site or place of performance

Tayside Cancer Centre (TCC), located at Ninewells Hospital & Medical School in Dundee, DD2 1UB.

II.2.4) Description of the procurement

The Board intended to award a contract to one successful Contractor for the supply of:

Lot 1 - one Linear Accelerator (Linac) (DD1)

The Board has accepted the highest ranked offer for the chosen Lot, unless the Board considered that no offer adequately met its requirements. If the Board considered that no offer adequately met the requirements specified herein, then the Board may decline to accept any offer.

In the case that the contract was awarded, the successful Contractor will act in the role of Prime Contractor for supply of all Products and associated services to the Board. This means that the successful Contractor shall assume full responsibility for supply of all Products and associated services. The successful Contractor shall be solely responsible for effecting any sub-contracting or collaborative arrangements required with other suppliers in order to allow the successful Contractor to meet this commitment.

II.2.5) Award criteria

Quality criterion - Name: NHS Requirement / Weighting: 70

Cost criterion - Name: Cost / Weighting: 30

II.2.11) Information about options

Options: No

II.2.13) Information about European Union Funds

The procurement is related to a project and/or programme financed by European Union funds: No

II.2) Description

II.2.1) Title

Lot 2 - Record and Verify

Lot No

2

II.2.2) Additional CPV code(s)

- 33151000 - Radiotherapy devices and supplies

II.2.3) Place of performance

NUTS codes

- UKM71 - Angus and Dundee City

Main site or place of performance

Tayside Cancer Centre (TCC), located at Ninewells Hospital & Medical School in Dundee, DD2 1UB

II.2.4) Description of the procurement

The Board intended to award a contract to one successful Contractor for the supply of:

Lot 2 - one Record and Verify System (R&V) (DD9)

The Board has accepted the highest ranked offer for the chosen Lot, unless the Board considered that no offer adequately met its requirements. If the Board considered that no offer adequately met the requirements specified herein, then the Board may decline to accept any offer.

In the case that the contract was awarded, the successful Contractor will act in the role of Prime Contractor for supply of all Products and associated services to the Board. This means that the successful Contractor shall assume full responsibility for supply of all Products and associated services. The successful Contractor shall be solely responsible for effecting any sub-contracting or collaborative arrangements required with other suppliers in order to allow the successful Contractor to meet this commitment.

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Quality criterion - Name: NHS Requirement / Weighting: 70

Cost criterion - Name: Cost / Weighting: 30

II.2.11) Information about options

Options: No

II.2.13) Information about European Union Funds

The procurement is related to a project and/or programme financed by European Union funds: No

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Open procedure

IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: Yes

IV.2) Administrative information

IV.2.1) Previous publication concerning this procedure

Notice number: [2023/S 000-019224](#)

Section V. Award of contract

Lot No

1

Title

Lot 1 - Linac

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

21 December 2023

V.2.2) Information about tenders

Number of tenders received: 1

Number of tenders received from SMEs: 1

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 1

The contract has been awarded to a group of economic operators: No

V.2.3) Name and address of the contractor

Varian Medical Systems UK Ltd

Gatwick Road

Crawley

RH10 9RG

Telephone

+44 1293601324

Country

United Kingdom

NUTS code

- UKJ28 - West Sussex (North East)

The contractor is an SME

Yes

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £2,760,000

Section V. Award of contract

Lot No

2

Title

Lot 2 - Record and Verify

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

21 December 2023

V.2.2) Information about tenders

Number of tenders received: 1

Number of tenders received from SMEs: 1

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 1

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United Kingdom

NUTS code

- UKJ28 - West Sussex (North East)

The contractor is an SME

Yes

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £379,406

Section VI. Complementary information

VI.3) Additional information

The estimated values referred to in Section II.1.7 and V.2.4 covers the 24 months contract duration.

(SC Ref:754402)

VI.4) Procedures for review

VI.4.1) Review body

Dundee Sheriff Court and Justice of the Peace Court

Sheriff Court House, 6 West Bell Street, Dundee

Dundee

DD1 9AD

Email

dundee@scotcourts.gov.uk

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

Economic operators should approach the contracting authority in the first instance. However, the only formal remedy is to apply to the courts:

An economic operator that suffers, or is at risk of suffering, loss or damage attributable to a breach of duty under the Public Contracts (Scotland) Regulations 2015 or the Procurement Reform (Scotland) Act 2014, may bring proceedings in the Sheriff Court or the Court of Session.

The bringing of court proceedings against the Authority after the Framework Agreement has been entered into will not affect the Framework Agreement unless grounds for the imposition of special penalties under the Public Contracts (Scotland) Regulations 2015 can be established. Otherwise the remedies that may be awarded by the courts where the Framework Agreement has been entered into are limited to the award of damages.