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Contract

## **Electrosurgical**

The Common Services Agency (more commonly known as NHS National Services Scotland) ("NSS")

F03: Contract award notice

Notice identifier: 2024/S 000-000285

Procurement identifier (OCID): ocds-h6vhtk-037e4e

Published 5 January 2024, 8:52am

## **Section I: Contracting authority**

### **I.1) Name and addresses**

The Common Services Agency (more commonly known as NHS National Services Scotland) ("NSS")

Gyle Square (NSS Head Office), 1 South Gyle Crescent

Edinburgh

EH12 9EB

#### **Email**

[eleonor.cook@nhs.scot](mailto:eleonor.cook@nhs.scot)

#### **Telephone**

+44 1313141051

#### **Country**

United Kingdom

**NUTS code**

UKM - Scotland

**Internet address(es)**

Main address

<http://www.nss.nhs.scotlandprocurement.scot.nhs.uk/>

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA11883](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

**I.4) Type of the contracting authority**

Body governed by public law

**I.5) Main activity**

Health

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## **Section II: Object**

### **II.1) Scope of the procurement**

#### **II.1.1) Title**

Electrosurgical

Reference number

NP172-22

#### **II.1.2) Main CPV code**

- 33000000 - Medical equipments, pharmaceuticals and personal care products

#### **II.1.3) Type of contract**

Supplies

#### **II.1.4) Short description**

The supply of Electrosurgical Equipment, such as Electrosurgical Units, Smoke Evacuation

Systems, including any accessories and training, as well as single use Electrosurgical Consumables such as Diathermy Pencils, Active

Electrodes, Biopsy Forceps and Patient Return Electrodes ('Products') on behalf of all entities constituted pursuant to the National Health

Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS Organisation.

#### **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: £6,400,000

### **II.2) Description**

#### **II.2.1) Title**

## Surgical Smoke Extraction Systems

Lot No

2

### **II.2.2) Additional CPV code(s)**

- 42521000 - Smoke-extraction equipment

### **II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

Any, or all locations of NHS Scotland

### **II.2.4) Description of the procurement**

The supply of surgical smoke evacuation systems used to capture the smoke generated during open surgical and erbium procedures in which there is tissue ablation (e.g. laser surgery, electrocautery etc.)

### **II.2.5) Award criteria**

Quality criterion - Name: Technical / Weighting: 50

Price - Weighting: 50

### **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**

## Single Use Diathermy Consumables

Lot No

3

### **II.2.2) Additional CPV code(s)**

- 33158000 - Electrical, electromagnetic and mechanical treatment

### **II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

Any, or all locations of NHS Scotland.

### **II.2.4) Description of the procurement**

The supply of single use diathermy consumables including the following; single-use hand control pencils designed to remove tissue and control pencils designed to remove tissue and control bleeding by use of high-frequency electrical current including various disposable active electrode options, single-use patient return electrodes and single use bipolar forceps for use with Electrosurgical Units.

### **II.2.5) Award criteria**

Quality criterion - Name: Technical / Weighting: 50

Price - Weighting: 50

### **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**

Argon plasma coagulation consumables

Lot No

4

### **II.2.2) Additional CPV code(s)**

- 33161000 - Electrosurgical unit

### **II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

Any, or all locations of NHS Scotland.

### **II.2.4) Description of the procurement**

The supply of Argon Plasma Coagulation Consumables.

### **II.2.5) Award criteria**

Quality criterion - Name: Technical / Weighting: 50

Price - Weighting: 50

### **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**

Electrosurgical Units (ESU)

Lot No

1

**II.2.2) Additional CPV code(s)**

- 33161000 - Electrosurgical unit

**II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

Any, or all locations of NHS Scotland.

**II.2.4) Description of the procurement**

The supply of Electrosurgical Units (ESU), suitable for use in a wide range of operating procedures for adult and paediatric services, typically in operating theatres (General, Urology, Gynaecology, Neurosurgery etc). Electrosurgical Units (ESU) must have a wide range of modes of operation (including cutting, coagulation and blending), with a wide range of power levels and waveform types. They must be able to be used with a wide range of surgical instruments, including both monopolar and bipolar instruments for open and laparoscopic procedures.

**II.2.5) Award criteria**

Quality criterion - Name: Product Quality / Weighting: 30

Quality criterion - Name: Service and Support / Weighting: 20

Price - Weighting: 50

**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

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## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Type of procedure**

Open procedure

#### **IV.1.3) Information about a framework agreement or a dynamic purchasing system**

The procurement involves the establishment of a framework agreement

#### **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: [2022/S 000-030917](#)



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## **Section V. Award of contract**

### **Lot No**

1

### **Title**

Electrosurgical Units (ESU)

A contract/lot is awarded: Yes

### **V.2) Award of contract**

#### **V.2.1) Date of conclusion of the contract**

10 November 2023

#### **V.2.2) Information about tenders**

Number of tenders received: 9

Number of tenders received from SMEs: 6

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

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 9

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

Avicenna Surgical Limited

Unit 1, The iO Centre, Nash Road

Redditch

B98 7AS

Telephone

+44 1527585735

Country

United Kingdom

NUTS code

- UKG12 - Worcestershire

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Johnson & Johnson Medical Ltd

Pinewood Campus, Nine Mile Ride

Wokingham

RG40 3EW

Telephone

+44 1344864000

Fax

+44 1344864002

Country

United Kingdom

NUTS code

- UKJ1 - Berkshire, Buckinghamshire and Oxfordshire

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Olympus KeyMed

KeyMed House, Stock Road

Southend-on-Sea

SS2 5QH

Telephone

+44 1702616333

Fax

+44 1702465677

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

SRA DEVELOPMENTS LTD T/A BOWA MEDICAL UK

BREMIDGE HOUSE, BREMIDGE

ASHBURTON

TQ13 7JX

Telephone

+44 1364652426

Country

United Kingdom

NUTS code

- UKK4 - Devon

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Braun and Company Limited

Unit 11B, Harrier Road

Barton-upon-Humber

DN18 5RP

Telephone

+44 1652632273

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

ConMed UK

73-74 Shrivenham Hundred Business , Swindon

Swindon

SN6 8TY

Telephone

+44 1793787905

Fax

+44 1793784568

Country

United Kingdom

NUTS code

- UKK14 - Swindon

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

ERBE Medical UK Ltd.

The Antler Complex, 1a Bruntcliffe Way

Morley

LS27 0JG

Telephone

+44 7730000702

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Medtronic Limited

Building 9, Croxley Park

Watford

WD18 8WW

Telephone

+44 1923202577

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Total value of the contract/lot: £6,400,000

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## **Section V. Award of contract**

### **Lot No**

2

### **Title**

Surgical Smoke Extraction Systems

A contract/lot is awarded: Yes

### **V.2) Award of contract**

#### **V.2.1) Date of conclusion of the contract**

10 November 2023

#### **V.2.2) Information about tenders**

Number of tenders received: 11

Number of tenders received from SMEs: 9

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

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 11

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

Fannin (UK) Ltd. Part of DCC Vital

Westminster Industrial Estate, Repton Road, Measham

Swadlincote

DE12 7DT

Telephone

+353 12907197

Fax

+353 12907111

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

### **V.2.3) Name and address of the contractor**

Eurosurgical Ltd

1E Merrow Business Centre

Guildford

GU4 7WA

Telephone

+44 1483456007

Fax

+44 1483456008

Country

United Kingdom

NUTS code

- UKJ2 - Surrey, East and West Sussex

The contractor is an SME



Yes

**V.2.3) Name and address of the contractor**

Eakin Surgical Ltd

GREYPOINT, CARDIFF BUSINESS PARK

CARDIFF

CF14 5WF

Telephone

+44 2920767800

Fax

+44 2920767801

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Johnson & Johnson Medical Ltd

Pinewood Campus, Nine Mile Ride

Wokingham

RG40 3EW

Telephone

+44 1344864000

Fax

+44 1344864002

Country

United Kingdom

NUTS code

- UKJ1 - Berkshire, Buckinghamshire and Oxfordshire

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Medtronic Limited

Building 9, Croxley Park

Watford

WD18 8WW

Telephone

+44 1923202577

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Avicenna Surgical Limited

Unit 1, The iO Centre, Nash Road

Redditch

B98 7AS

Telephone

+44 1527585735

Country

United Kingdom

NUTS code

- UKG12 - Worcestershire

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

SRA DEVELOPMENTS LTD T/A BOWA MEDICAL UK

BREMIDGE HOUSE, BREMIDGE

ASHBURTON

TQ13 7JX

Telephone

+44 1364652426

Country

United Kingdom

NUTS code

- UKK4 - Devon

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Meditech Systems

Unit 3, Shrublands Farm

Shaftesbury

SP7 9PT

Telephone

+44 1747821546

Country

United Kingdom

NUTS code

- UKK25 - Dorset

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Stryker UK Limited

Stryker House, Hambridge Road, , Berkshire

Newbury

RG14 5EG

Telephone

+44 1635262408

Fax

+44 1635580606

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

ConMed UK

73-74 Shrivenham Hundred Business , Swindon

Swindon

SN6 8TY

Telephone

+44 1793787905

Fax

+44 1793784568

Country

United Kingdom

NUTS code

- UKK14 - Swindon

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

ERBE Medical UK Ltd.

The Antler Complex, 1a Bruntcliffe Way

Morley

LS27 0JG

Telephone

+44 7730000702

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Total value of the contract/lot: £6,400,000

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## **Section V. Award of contract**

### **Lot No**

3

### **Title**

Single Use Diathermy Consumables

A contract/lot is awarded: Yes

## **V.2) Award of contract**

### **V.2.1) Date of conclusion of the contract**

10 November 2023

### **V.2.2) Information about tenders**

Number of tenders received: 14

Number of tenders received from SMEs: 12

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

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 14

The contract has been awarded to a group of economic operators: Yes

### **V.2.3) Name and address of the contractor**

Fannin (UK) Ltd. Part of DCC Vital

Westminster Industrial Estate, Repton Road, Measham

Swadlincote

DE12 7DT

Telephone

+353 12907197

Fax

+353 12907111

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

### **V.2.3) Name and address of the contractor**

Avicenna Surgical Limited

Unit 1, The iO Centre, Nash Road

Redditch

B98 7AS

Telephone

+44 1527585735

Country

United Kingdom

NUTS code

- UKG12 - Worcestershire

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

RB Medical

Unit 2, Alton Road Industrial Estate

Ross on Wye

HR9 5NS

Telephone

+44 1989565984

Fax

+44 1989768267

Country

United Kingdom



NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Eurosurgical Ltd

1E Merrow Business Centre

Guildford

GU4 7WA

Telephone

+44 1483456007

Fax

+44 1483456008

Country

United Kingdom

NUTS code

- UKJ2 - Surrey, East and West Sussex

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Bolton Surgical Ltd.

Churchill House, 16 Churchill Way, Chapeltown

Sheffield

S34 2PY

Telephone

+44 1142404400

Fax

+44 1142576555

Country

United Kingdom

NUTS code

- UKE - Yorkshire and the Humber

The contractor is an SME

Yes

### **V.2.3) Name and address of the contractor**

Medtronic Limited

Building 9, Croxley Park

Watford

WD18 8WW

Telephone

+44 1923202577

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

ConMed UK

73-74 Shrivenham Hundred Business , Swindon

Swindon

SN6 8TY

Telephone

+44 1793787905

Fax

+44 1793784568

Country

United Kingdom

NUTS code

- UKK14 - Swindon

The contractor is an SME

Yes

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

Total value of the contract/lot: £6,400,000

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## **Section V. Award of contract**

### **Lot No**

4

### **Title**

Argon plasma coagulation consumables

A contract/lot is awarded: Yes

### **V.2) Award of contract**

#### **V.2.1) Date of conclusion of the contract**

10 November 2023

#### **V.2.2) Information about tenders**

Number of tenders received: 4

Number of tenders received from SMEs: 3

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

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 4

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

SRA DEVELOPMENTS LTD T/A BOWA MEDICAL UK

BREMIDGE HOUSE, BREMIDGE

ASHBURTON

TQ13 7JX

Telephone

+44 1364652426

Country

United Kingdom

NUTS code

- UKK4 - Devon

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

ERBE Medical UK Ltd.

The Antler Complex, 1a Bruntcliffe Way

Morley

LS27 0JG

Telephone

+44 7730000702

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

ConMed UK

73-74 Shrivenham Hundred Business , Swindon

Swindon

SN6 8TY

Telephone

+44 1793787905

Fax

+44 1793784568

Country

United Kingdom

NUTS code

- UKK14 - Swindon

The contractor is an SME

Yes

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

Total value of the contract/lot: £6,400,000

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## Section VI. Complementary information

### VI.3) Additional information

The buyer is using PCS-Tender to conduct this ITT exercise. The Project Code is 20933.  
For more information see:

<http://www.publiccontractsscotland.gov.uk>

A sub-contract clause has been included in this contract. For more information see: [http://](http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2363)

[www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2363](http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2363)

Community benefits are included in this requirement. For more information see: [http://](http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2361)

[www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2361](http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2361)

A summary of the expected community benefits has been provided as follows:

Potential Framework Participants will be requested to provide details of any community benefits that will result from their organisation

being awarded to the Framework.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 19321.  
For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2343>

A sub-contract clause has been included in this contract. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2363>

Community benefits are included in this requirement. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2361>

A summary of the expected community benefits has been provided as follows:

In accordance with the Procurement Reform Act 2014, Potential Framework Participants will be requested to provide details of any

community benefits that will result from their organisation being awarded to the

Framework

(SC Ref:743059)

## **VI.4) Procedures for review**

### **VI.4.1) Review body**

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

[edinburgh@scotcourts.gov.uk](mailto:edinburgh@scotcourts.gov.uk)

Country

United Kingdom

Internet address

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

### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

Precise information on deadline(s) for review procedures:

The authority will notify economic operators who submitted a tender or (where no deselection notification has previously been made)

applied to be selected to tender, of its decision to award the framework agreement which notification will contain among other information,

a summary of the reasons why the economic operator was unsuccessful. The notification will incorporate a 'standstill period' of a

minimum of 10 clear calendar days (or a minimum of 15 if the communication method used is not electronic) between the date on which



the authority despatches the notice(s) and the date on which the authority proposes to conclude the relevant framework agreement. The

bringing of court proceedings against the authority during the standstill period will automatically continue the prohibition on entering into

the framework agreement until the court proceedings are determined, discontinued or disposed of, or the court, by interim order, brings to

an end the prohibition. The remedies that may be awarded by the courts before the framework agreement has been entered into include the

setting aside of the decision to award the framework agreement to the winning tenderer(s). 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. Economic operators are

entitled to write to the authority after receipt of the notification should they require further clarification.