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Award

De Gruyter eBook EBA Agreement 2022-2023

Jisc Services Ltd

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-000754

Procurement identifier (OCID): ocids-h6vhtk-03098a

Published 11 January 2022, 1:06pm

Section I: Contracting authority/entity

I.1) Name and addresses

Jisc Services Ltd

4 Portwall Lane

Bristol

BS1 6NB

Contact

Clare Nurton

Email

clare.nurton@jisc.ac.uk

Telephone

+44 3003002212

Country

United Kingdom

NUTS code

UK - United Kingdom

National registration number

Jisc Services Ltd

Internet address(es)

Main address

<https://www.jisc.ac.uk>

I.4) Type of the contracting authority

Other type

National Research and Education Network Provider

I.5) Main activity

Education

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

De Gruyter eBook EBA Agreement 2022-2023

Reference number

Proc1796

II.1.2) Main CPV code

- 80000000 - Education and training services

II.1.3) Type of contract

Services

II.1.4) Short description

Jisc is seeking to enter into contract with Walter de Gruyter GmbH & Co. KG to offer Jisc members the opportunity to access De Gruyter eBook EBA. The De Gruyter eBook EBA Package contains 90,000 e-books, including titles from the Ivy League American University Presses and other notable partner publishers. Subjects include: Linguistics; Philosophy; Classical Studies; Theology & Religion; History; Cultural Studies; Jewish Studies; German Studies; Asian Studies; Social Sciences; Mathematics; Physics; Materials Sciences; Chemistry; Industrial Chemistry; Geosciences, Engineering; Architecture & Design; Life Sciences; Medicine.

The service is being contracted on behalf of our members, not for Jisc Collections' own use. The contract will be for 1 year from 1st April 2022.

II.1.6) Information about lots

This contract is divided into lots: No

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

Value excluding VAT: £181,665.86

II.2) Description

II.2.2) Additional CPV code(s)

- 800000000 - Education and training services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

II.2.4) Description of the procurement

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The service is being contracted on behalf of our members, not for Jisc Collections' own use. The contract will be for 1 year from 1st April 2022.

II.2.5) Award criteria

Price

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.2.14) Additional information

The contract value is an estimate based on the aggregate sum of the licence fees that will be paid to the supplier by Jisc member institutions over the one year term of the contract. Jisc itself makes no payment to the supplier for this service.

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Negotiated without a prior call for competition

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
 - protection of exclusive rights, including intellectual property rights

Explanation:

The supplier is the rightsholder to the IP of the content and the sole supplier of this unique resource. Therefore Jisc is clear that the arrangement falls within the protection of exclusive rights, including intellectual property rights, contained within Regulation 32 (2) (b) (iii) of the Public Contracts Regulations 2015, permitting Jisc to enter into the direct award.

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

The procurement is covered by the Government Procurement Agreement: Yes

Section V. Award of contract/concession

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

17 December 2021

V.2.2) Information about tenders

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

V.2.3) Name and address of the contractor/concessionaire

Walter de Gruyter GmbH & Co. KG

Genthiner Strasse 13, Berlin, 10785

Berlin

10785

Country

Germany

NUTS code

- DE3 - Berlin

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £181,665.86

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

Jisc Services Ltd

4 Portwall Lane

Bristol

BS1 6NB

Telephone

+44 3003002212

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

Jisc Services Limited will incorporate a standstill period at the point information on the award of the contract is communicated to suppliers. This notification provides information on the award decision. The standstill period, which will be for a minimum of 10 calendar days, provides time for suppliers to challenge the award decision before the contract is entered into. The Public Contracts Regulations 2015 article 91 provides for aggrieved parties who have been harmed or are at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland).