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Contract

Supply of Static Cushions

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

F20: Modification notice

Notice identifier: 2022/S 000-001335

Procurement identifier (OCID): ocds-h6vhtk-030bd0

Published 17 January 2022, 2:35pm

Section I: Contracting authority/entity

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

Contact

Diane Jameson

Email

diane.jameson@nhs.scot

Telephone

+44 1312756459

Country

United Kingdom

NUTS code

UKM - Scotland

Internet address(es)

Main address

<http://www.nss.nhs.scot/browse/procurement-and-logistics>

Buyer's address

https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Supply of Static Cushions

Reference number

NP63216

II.1.2) Main CPV code

- 33193221 - Wheelchair cushions

II.1.3) Type of contract

Supplies

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

II.2.4) Description of the procurement at the time of conclusion of the contract:

This modification of contract term from 01/12/2021 to 31/03/2022 is to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic and to maintain necessary supply and remove unnecessary disruption from the Authority at this time in line with Regulation 72(1)(b) of the Public Contracts (Scotland) Regulations 2015

Modification notice is advised at framework level and does not detail individual lots.

II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession

Start date

1 July 2016

End date

30 November 2021

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.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2016/S 109-195045](#)

Section V. Award of contract/concession

Contract No

NP63216

Title

Supply of Static Cushions

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision:

12 May 2016

V.2.2) Information about tenders

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

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

Invacare Ltd

Units 7-9 Fruix Farm, Fruix

Kinross

KY13 0LA

Telephone

+44 7971139591

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor/concessionaire is an SME

No

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

Direct Healthcare Services

Withey Court, Western industrial Estate

caerphilly

CF83 1BF

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor/concessionaire is an SME

No

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

Frontier Therapeutics Ltd

Block A

Newbridge Road Industrial Estate

NP12 2YL

Telephone

+44 7850716252

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Sunrise Medical Ltd

Thorns Road

Brierley Hill

DY5 2LD

Telephone

+44 7436268973

Country

United Kingdom

NUTS code

- UKG3 - West Midlands

The contractor/concessionaire is an SME

No

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

Qbitus Products

Springwood Cornmill, Holywell Green

Halifax

hx4 9ed

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Sumed International (UK) Ltd

Integrity House, Units 1-2 Graphite Way, Hadfield

Glossop

SK13 1QH

Telephone

+44 1457890980

Country

United Kingdom

NUTS code

- UKF1 - Derbyshire and Nottinghamshire

The contractor/concessionaire is an SME

No

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

Bartrams Healthcare

Torvaig Steading, Cullicudden

Inverness

IV7 8LL

Telephone

+44 7736893135

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)

Total value of the procurement: £1,329,555

Section VI. Complementary information

VI.3) Additional information

Delayed modification notice publication due to constraints during the covid-19 pandemic.

(SC Ref:679329)

VI.4) Procedures for review

VI.4.1) Review body

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

edinburgh@scotcourts.gov.uk

Telephone

+44 1312252525

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.

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 33193221 - Wheelchair cushions

VII.1.3) Place of performance

NUTS code

- UKM - Scotland

VII.1.4) Description of the procurement:

This modification of contract term from 01/12/2021 to 31/03/2022 is necessary to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic and to maintain necessary supply due to circumstances unforeseen by the Authority in line with Regulation 72(1)(c) of the Public Contracts (Scotland) Regulations 2015

Modification notice is advised at framework level and does not detail individual lots.

VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession

Start date

1 December 2021

End date

31 March 2022

VII.1.6) Information on value of the contract/lot/concession (excluding VAT)

Total value of the contract/lot/concession:

£88,637

VII.1.7) Name and address of the contractor/concessionaire

Invacare Ltd

Units 7-9 Fruix Farm, Fruix

Kinross

KY13 0LA

Telephone

+44 7971139591

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor/concessionaire is an SME

No

VII.1.7) Name and address of the contractor/concessionaire

Direct Healthcare Services

Withey Court, Western industrial Estate

caerphilly

CF83 1BF

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor/concessionaire is an SME

No

VII.1.7) Name and address of the contractor/concessionaire

Frontier Therapeutics Ltd

Block A

Newbridge Road Industrial Estate

NP12 2YL

Telephone

+44 7850716252

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

VII.1.7) Name and address of the contractor/concessionaire

Sunrise Medical Ltd

Thorns Road

Brierley Hill

DY5 2LD

Telephone

+44 7436268973

Country

United Kingdom

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The contractor/concessionaire is an SME

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VII.1.7) Name and address of the contractor/concessionaire

Qbitus Products

Springwood Cornmill, Holywell Green

Halifax

HX4 9ED

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SK13 1QH

Telephone

+44 1457890980

Country

United Kingdom

NUTS code

- UKF1 - Derbyshire and Nottinghamshire

The contractor/concessionaire is an SME

No

VII.1.7) Name and address of the contractor/concessionaire

Bartrams Healthcare

Torvaig Steading, Cullicudden

Inverness

IV7 8LL

Telephone

+44 7736893135

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

VII.2) Information about modifications

VII.2.1) Description of the modifications

Nature and extent of the modifications (with indication of possible earlier changes to the contract):

This modification of contract term from 01/12/2021 to 31/03/2022 is necessary to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic and to maintain necessary supply due to circumstances unforeseen by the Authority in line with Regulation 72(1)(c) of the Public Contracts (Scotland) Regulations 2015

Modification notice is advised at framework level and does not detail individual lots.

VII.2.2) Reasons for modification

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee.

Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

This modification of contract term from 01/12/2021 to 31/03/2022 is necessary to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic and to maintain necessary supply due to circumstances unforeseen by the Authority in line with Regulation 72(1)(c) of the Public Contracts (Scotland) Regulations 2015

Modification notice is advised at framework level and does not detail individual lots.

VII.2.3) Increase in price

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptations and average inflation)

Value excluding VAT: £1,329,555

Total contract value after the modifications

Value excluding VAT: £1,418,192