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Contract

## **Pulse Oximetry**

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

F20: Modification notice

Notice identifier: 2022/S 000-001757

Procurement identifier (OCID): ocds-h6vhtk-030d76

Published 20 January 2022, 5:15pm

## **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**

Laura Santi

#### **Email**

[laura.santi@nhs.net](mailto:laura.santi@nhs.net)

#### **Telephone**

+44 1313141865

**Country**

United Kingdom

**NUTS code**

UKM - Scotland

**Internet address(es)**

Main address

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

Buyer's address

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

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**Section II: Object****II.1) Scope of the procurement****II.1.1) Title**

Pulse Oximetry

Reference number

NP 102/17

**II.1.2) Main CPV code**

- 33140000 - Medical consumables

**II.1.3) Type of contract**

Supplies

**II.2) Description****II.2.2) Additional CPV code(s)**

- 33140000 - Medical consumables

**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:**

Supply of Adult reusable pulse oximeter sensors including adapter cables and extension cables

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

Start date

31 March 2018

End date

1 April 2022

#### **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.2) Administrative information**

#### **IV.2.1) Contract award notice concerning this contract**

Notice number: [2017/S 206-424778](#)

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

### **Contract No**

NP10217

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

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

13 March 2018

**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**

Medtronic Limited

Building 9, Croxley Park

Watford

WD18 8WW

Telephone

+44 1923202577

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Masimo UK

Matrix House , Basing View

Basingstoke

RG21 4DZ

Telephone

+44 1256479988

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

GE Healthcare

Pollards Wood, Nightingales Lane

Chalfont St Giles

HP8 4SP

Telephone

+44 7919545803

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Mindray (UK) Limited

3 Percy Road, St John's Park, Cambs

Huntingdon

PE29 6SZ

Telephone

+44 1480416840

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Henleys Medical Supplies Limited

Brownfields

Welwyn Garden City

AL7 1AN

Telephone

+44 1707385466

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

PROACT Medical Ltd

9-13 Oakley Hay Lodge, Great Folds Road, Oakley Hay Business Park

Corby

NN18 9AS

Telephone

+44 1536461981

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Timesco Healthcare

3 Carnival Park, Carnival Close

Basildon, Essex

SS14 3WN

Telephone

+44 1268297710

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Philips

Philips Centre, Guildford Business Park

Guildford

GU2 8XG

Telephone

+44 7870553178

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Cardiac Services

The Acumen Centre, First Avenue, Poynton, Stockport, Cheshire

Stockport

SK12 1FJ

Telephone

+44 1625878999

Country

United Kingdom



NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Tenacore UK Ltd

Milton Keynes Business Centre #307, Foxhunter Drive

Milton Keynes

MK17 8JU

Telephone

+44 1908766143

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

**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: £6,800,000

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## **Section VI. Complementary information**

### **VI.3) Additional information**

NOTE: The buyer is using PCS-Tender to carry out this procurement process. Please

note this is a separate website and if you are not already registered, registration will be required.

To access PCS-Tender, record your interest in this notice and access the tender documentation please visit

<https://www.publictendersscotland.publiccontractsscotland.gov.uk> and search for project Code 9440 under ITTs Open to All Suppliers. Please

use the Search/Filter function, then select Project Code from the dropdown. Please note that once you have expressed interest in the ITT it will

move to your My ITTs area.

For further information on using PCS-Tender, please read the Supplier Response Guide:

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/esop/pts-host/public/pts/supplierhelppage/PCS-TSupplierResponseGuide.pdf>

If you have already registered on Public Contracts Scotland and PCS-Tender and paired your accounts you can access PCS-Tender through

your Public Contracts Scotland Control Panel.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 9440. For more information see:

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

The Contracting Authority does not intend to include a sub-contract clause in this contract.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 9440. For more information see:

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

(SC Ref:680264)

## **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)

Telephone

+44 1312252525

Country

United Kingdom

Internet address

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

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

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 operators 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 dispatches 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.

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## **Section VII: Modifications to the contract/concession**

### **VII.1) Description of the procurement after the modifications**

#### **VII.1.1) Main CPV code**

- 33140000 - Medical consumables

#### **VII.1.3) Place of performance**

NUTS code

- UKM - Scotland

#### **VII.1.4) Description of the procurement:**

This modification of contract term from 02/04/2022 to 01/10/2022 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

2 April 2022

End date

1 October 2022

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

Total value of the contract/lot/concession:

£795,000

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

Cardiac Services

The Acumen Centre, First Avenue, Poynton, Stockport, Cheshire

Cheshire

SK12 1FJ

Telephone

+44 1625878999

Fax

+44 1625878880

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**

GE Healthcare

Amersham Place

Little chalfont

HP7 9NA

Country

United Kingdom

NUTS code

- UKJ13 - Buckinghamshire CC

The contractor/concessionaire is an SME

No

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

Henleys Medical Supplies Limited

Brownfields

Welwyn Garden City

AL7 1AN

Telephone

+44 1707385466

Fax

+44 1707334795

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**

Masimo UK

Matrix House , Basing View

Basingstoke

RG21 4DZ

Telephone

+44 1256479988

Fax

+44 1256473684

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**

Medtronic Limited

Building 9, Croxley Park

Watford

WD18 8WW

Telephone

+44 1923202577

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**

Philips

Philips Centre, Guildford Business Park

Guildford

GU2 8XG

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**

PROACT Medical Ltd

9-13 Oakley Hay Lodge, Great Folds Road, Oakley Hay Business Park

Corby

NN18 9AS

Telephone

+44 1536461981

Fax

+44 1536461837

Country

United Kingdom

NUTS code

- UKF25 - North Northamptonshire

The contractor/concessionaire is an SME

No



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

Tenacore UK Ltd

Milton Keynes Business Centre #307, Foxhunter Drive

Milton Keynes

MK17 8JU

Telephone

+44 1908766143

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**

Timesco Healthcare

3 Carnival Park, Carnival Close

Basildon, Essex

SS14 3WN

Telephone

+44 1268297710

Fax

+44 1268297801

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 02/04/2022 to 01/10/2022 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 02/04/2022 to 01/10/2022 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: £6,360,000

Total contract value after the modifications

Value excluding VAT: £7,155,000