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Contract

## **Wound Closure Products**

National Service Scotland - National Procurement

F20: Modification notice

Notice identifier: 2022/S 000-002167

Procurement identifier (OCID): ocids-h6vhtk-030f10

Published 25 January 2022, 2:25pm

### **Section I: Contracting authority/entity**

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

National Service Scotland - National Procurement

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

Edinburgh

EH12 9EB

#### **Contact**

Paul Dishington

#### **Email**

[paul.dishington@nhs.scot](mailto:paul.dishington@nhs.scot)

#### **Telephone**

+44 1312756798

#### **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](https://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**

Wound Closure Products

Reference number

NP514/13

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

- 33141121 - Surgical sutures

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

Supplies

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

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

- 33141122 - Surgical staples

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

NUTS codes

- UK - United Kingdom

Main site or place of performance

Any or all locations of NHS Scotland Health Boards, Special Health Boards and / or the NHS Scotland Common Services Agency (altogether 'NHS Scotland').

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

The supply of Sutures, Skin Adhesive (External use only), Surgical Adhesive (Internal use only), Skin Staplers and Extractors to NHS Scotland.

This modification is where it is necessary for more of the same from the same supplier and a new supplier could be disruptive to goods provision and would be inconvenient or would add to costs.

This modification of contract term 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 December 2021

End date

30 November 2022

In the case of framework agreements, provide justification for any duration exceeding 4 years

This modification has been approved 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.

#### **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: [2013/S 116-197419](#)

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

### **Contract No**

NP514/13

### **Title**

Wound Closure Products

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

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

15 November 2013

#### **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**

Johnson and Johnson

11 Snowdon terrace, Seamill

West Kilbride

Ka239hn

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**

B. Braun Medical Limited

B. Braun Medical Limited, Thorncliffe Park

Sheffield

S35 2PW

Telephone

+44 1142259132

Fax

+44 1142259111

Country

United Kingdom

NUTS code

- UKE32 - Sheffield

The contractor/concessionaire is an SME

No

**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

No

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

Advanced Medical Solutions

33, Road One, Winsford Industrial Estate

Winsford

CW7 3RT

Telephone

+44 1606545561

Country

United Kingdom

NUTS code

- UKD6 - Cheshire

The contractor/concessionaire is an SME

No

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

Vygon (UK) Ltd

The Pierre Simonet Building, V Park, Gateway North

Latham Road, Swindon

Wiltshire

Country

United Kingdom

NUTS code

- UKK14 - Swindon

The contractor/concessionaire is an SME

No

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

Teleflex

Grosvenor House, Horseshoe Crescent

Old Town Beaconsfield

HP91LJ

Telephone

+44 7739628969

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**

ConMed Linvatec UK

73/74 Shrivenham Hundred Business Park, Watchfield

Swindon

SN6 8TY

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: £17,500,000



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## **Section VI. Complementary information**

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

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

(SC Ref:678271)

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

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

Edinburgh Sheriff Court and Justice of the Peace Court

Sheriff Court House,

Edinburgh

EH1 1LB

Email

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

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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**

- 33141122 - Surgical staples

#### **VII.1.2) Additional CPV code(s)**

- 33141121 - Surgical sutures

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

NUTS code

- UKM - Scotland

Main site or place of performance

Any or all locations of NHS Scotland Health Boards, Special Health Boards and / or the NHS Scotland Common Services Agency (altogether 'NHS Scotland').

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

The supply of Sutures, Skin Adhesive (External use only), Surgical Adhesive (Internal use only), Skin Staplers and Extractors to NHS Scotland.

This modification is where it is necessary for more of the same from the same supplier and a new supplier could be disruptive to goods provision and would be inconvenient or would add to costs.

This modification of contract term 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.

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

Start date

1 December 2021

End date

30 November 2022

In the case of framework agreements, provide justification for any duration exceeding 4 years:

This modification has been approved 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.

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

Total value of the contract/lot/concession:

£3,500,000

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

Johnson and Johnson

11 Snowdon terrace, Seamill

West Kilbride

Ka239hn

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**

B. Braun Medical Limited

B. Braun Medical Limited, Thorncliffe Park

Sheffield

S35 2PW

Telephone

+44 1142259132

Fax

+44 1142259111

Country

United Kingdom

NUTS code

- UKE32 - Sheffield

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**

Advanced Medical Solutions

Premier Park 33 Road One, Winsford Ind Est

Cheshire

CW7 3RT

Telephone

+44 7807807995

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**

Vygon (UK) Ltd

The Pierre Simonet Building, V Park, Gateway North

Latham Road, Swindon

Wiltshire

Country

United Kingdom

NUTS code

- UKK14 - Swindon

The contractor/concessionaire is an SME

No

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

teleflex

grosvenor House, Horseshoe Crescent

Beaconsfield

HP9 1LJ

Telephone

+44 7796181573

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**

ConMed Linvatec UK

73/74 Shrivenham Hundred Business Park, Watchfield

Swindon

SN6 8TY

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 is where it is necessary for more of the same from the same supplier and a new supplier could be disruptive to goods provision and would be inconvenient or would add to costs.

This modification of contract term 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.

### **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 is where it is necessary for more of the same from the same supplier and a new supplier could be disruptive to goods provision and would be inconvenient or would add to costs.

This modification of contract term 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.

### **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: £17,500,000

Total contract value after the modifications

Value excluding VAT: £21,000,000