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Contract

NP185/14 Oxygen at Home Service

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

F20: Modification notice

Notice identifier: 2022/S 000-002206

Procurement identifier (OCID): ocds-h6vhtk-030f37

Published 25 January 2022, 4:25pm

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

Kenny Rees

Email

kenny.rees@nhs.scot

Telephone

+44 1698794410

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

NP185/14 Oxygen at Home Service

II.1.2) Main CPV code

- 85111700 - Oxygen-therapy services

II.1.3) Type of contract

Services

II.2) Description

II.2.2) Additional CPV code(s)

- 85141210 - Home medical treatment services

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:

A single supplier contract awarded for 5 years with the option to extend for a further 2 years. A home oxygen service is required to support the 7,100 or so existing patients and support any new patients entering the service throughout the country with a variety of oxygen equipment including; concentrators, cylinders and liquid oxygen. The standard response times are for equipment installation and delivery is 4 days, although it may be necessary to have an 8 hour or next day service to patients. A full holiday service will be managed by the contractor to facilitate patient movement around the UK. The contractor will provide and maintain a full web based prescribing and information system to be used by all Health Boards throughout the country. All supplies and consumables required for the service shall be provided by the contractor and the contractor shall operate a 24/7 support service.

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

Start date

1 July 2015

End date

1 July 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

Section IV. Procedure**IV.2) Administrative information****IV.2.1) Contract award notice concerning this contract**Notice number: [2015/S 132-244144](#)

Section V. Award of contract/concession

Contract No

NP185/14

Title

NP185/14 Oxygen at Home Service

V.2) Award of contract/concession

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

22 June 2015

V.2.2) Information about tenders

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

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

Dolby Vivisol

North Suite, Lomond Court, Castle Business Park

Stirling

FK9 4TU

Telephone

+44 7557260121

Fax

+44 1293575911

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: £43,800,000

Section VI. Complementary information

VI.3) Additional information

Retender may be possible in advance of current extended end date

(SC Ref:680083)

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

- 85111700 - Oxygen-therapy services

VII.1.2) Additional CPV code(s)

- 85141210 - Home medical treatment services

VII.1.3) Place of performance

NUTS code

- UKM - Scotland

VII.1.4) Description of the procurement:

This modification of contract term from 01/07/2022 to 30/06/2024 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

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

Start date

1 July 2022

End date

30 June 2024

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

Total value of the contract/lot/concession:

£14,600,000

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

Dolby Vivisol

North Suite, Lomond Court, Castle Business Park

Stirling

FK9 4TU

Telephone

+44 7557260121

Fax

+44 1293575911

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 01/07/2022 to 30/06/2024 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

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 01/07/2022 to 30/06/2024 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

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: £43,800,000

Total contract value after the modifications

Value excluding VAT: £58,400,000