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Contract

## NP518/15 Hernia Mesh

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

F20: Modification notice

Notice identifier: 2022/S 000-002217

Procurement identifier (OCID): ocds-h6vhtk-030f42

Published 25 January 2022, 4:55pm

## 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

Patrick Mulraney

#### **Email**

NSS.SSGovernance@nhs.scot

#### **Telephone**

+44 1698794438

#### Country

**United Kingdom** 

**NUTS** code

UKM - Scotland

Internet address(es)

Main address

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

Buyer's address

https://www.publiccontractsscotland.gov.uk/search/Search\_AuthProfile.aspx?ID=AA1188 3

## **Section II: Object**

## II.1) Scope of the procurement

II.1.1) Title

NP518/15 Hernia Mesh

II.1.2) Main CPV code

• 33184100 - Surgical implants

II.1.3) Type of contract

Supplies

## II.2) Description

II.2.2) Additional CPV code(s)

• 33100000 - Medical equipments

#### II.2.3) Place of performance

**NUTS** codes

• UKM - Scotland

Main site or place of performance

NHS Scotland

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

supply of Hernia Mesh covering areas Flat Mesh, Intraperitoneal Mesh and Fixation Devices (Absorbable & Non-Absorbable)..

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

Duration in months

24

#### 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 099-179208

## Section V. Award of contract/concession

#### **Contract No**

NP518/15

#### **Title**

NP518/15 Hernia Mesh

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

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

#### 12 October 2015

#### 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

Elemental Healthcare Ltd

Shefford Park Farm, Great Shefford

Hungerford

**RG17 7ED** 

Telephone

+44 8444120020

Fax

+44 8444120021

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
Johnson & Johnson Medical Ltd
Johnson & Johnson Medical Ltd Pinewood Campus, Nine Mile Ride
Pinewood Campus, Nine Mile Ride
Pinewood Campus, Nine Mile Ride Wokingham
Pinewood Campus, Nine Mile Ride  Wokingham  RG40 3EW
Pinewood Campus, Nine Mile Ride  Wokingham  RG40 3EW  Telephone
Pinewood Campus, Nine Mile Ride  Wokingham  RG40 3EW  Telephone  +44 1344864000
Pinewood Campus, Nine Mile Ride  Wokingham  RG40 3EW  Telephone  +44 1344864000  Fax
Pinewood Campus, Nine Mile Ride  Wokingham  RG40 3EW  Telephone  +44 1344864000  Fax  +44 1344864002

• UKJ1 - Berkshire, Buckinghamshire and Oxfordshire The contractor/concessionaire is an SME No V.2.3) Name and address of the contractor/concessionaire pfm medical UK Ltd Suite 2, Armcon Business Park, Poynton Cheshire **SK12 1LQ** 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 **Bard Limited** Forest House, Tilgate Forest Business Park, Brighton Road, Crawley, West Sussex Crawley **RH11 9BP** Telephone +44 1293606785

Fax

+44 1293606598

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

Covidien UK Commercial Limited

4500 Parkway, Whiteley, Fareham, Hampshire

Gosport

PO15 7NY

Telephone

+44 1329224321

Fax

+44 1329224284

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: £3,500,000

## **Section VI. Complementary information**

## VI.3) Additional information

(SC Ref:632078)

#### 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

• 33184100 - Surgical implants

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

• 33100000 - Medical equipments

#### VII.1.3) Place of performance

**NUTS** code

UKM - Scotland

Main site or place of performance

NHS Scotland

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

supply of Hernia Mesh covering areas Flat Mesh, Intraperitoneal Mesh and Fixation Devices (Absorbable & Non-Absorbable). Currently around 85% of spend is supply via the NDC with the remaining direct supply.

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

**Duration in months** 

3

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

Total value of the contract/lot/concession:

£130,250

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

Elemental Healthcare Ltd

Shefford Park Farm, Great Shefford

Hungerford
RG17 7ED
Telephone
+44 8444120020
Fax
+44 8444120021
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
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B. Braun Medical Limited
<ul><li>B. Braun Medical Limited</li><li>B. Braun Medical Limited, Thorncliffe Park</li></ul>
<ul><li>B. Braun Medical Limited</li><li>B. Braun Medical Limited, Thorncliffe Park</li><li>Sheffield</li></ul>
<ul><li>B. Braun Medical Limited</li><li>B. Braun Medical Limited, Thorncliffe Park</li><li>Sheffield</li><li>S35 2PW</li></ul>
B. Braun Medical Limited  B. Braun Medical Limited, Thorncliffe Park  Sheffield  S35 2PW  Telephone
B. Braun Medical Limited  B. Braun Medical Limited, Thorncliffe Park  Sheffield  S35 2PW  Telephone  +44 1142259132
B. Braun Medical Limited  B. Braun Medical Limited, Thorncliffe Park  Sheffield  S35 2PW  Telephone  +44 1142259132  Fax

#### **NUTS** code

• UKE32 - Sheffield

The contractor/concessionaire is an SME

No

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

Johnson & Johnson Medical Ltd

Pinewood Campus, Nine Mile Ride

Wokingham

**RG40 3EW** 

Telephone

+44 1344864000

Fax

+44 1344864002

Country

**United Kingdom** 

**NUTS** code

• UKJ1 - Berkshire, Buckinghamshire and Oxfordshire

The contractor/concessionaire is an SME

No

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

pfm medical UK Ltd

Suite 2, Armcon Business Park, Poynton

Cheshire

SK12 1LQ
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
Bard Limited
Forest House, Tilgate Forest Business Park, Brighton Road, Crawley, West Sussex
Crawley
RH11 9BP
Telephone
+44 1293606785
Fax
+44 1293606598
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

Covidien UK Commercial Limited

4500 Parkway, Whiteley, Fareham, Hampshire

Gosport

**PO15 7NY** 

Telephone

+44 1329224321

Fax

+44 1329224284

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):

The contract will exist in its current form but extended for 3 months due to currentCovid-19 pandemic.

#### 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:

Due to the current and developing situation regarding Covid-19, the priorities for NSS and NHS Scotland have changed in response to the pandemic. Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee. Due to the recent Covid-19 pandemic, planned tender of this framework couldn't be fulfilled with original timescales. Diversion of staff required to deal with unforeseen circumstances to support with COVID-19 activity.

#### VII.2.3) Increase in price

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

Value excluding VAT: £3,500,000

Total contract value after the modifications

Value excluding VAT: £3,630,250