

This is a published notice on the Find a Tender service: <https://www.find-tender.service.gov.uk/Notice/002217-2022>

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=AA11883

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

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

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

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

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 current Covid-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 adaptations and average inflation)

Value excluding VAT: £3,500,000

Total contract value after the modifications

Value excluding VAT: £3,630,250