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Contract

## **Vagal Nerve Stimulator (VNS)**

NWSSP Cardiff and Vale Local Health Board

F03: Contract award notice

Notice identifier: 2024/S 000-002248

Procurement identifier (OCID): ocds-h6vhtk-03a5a5

Published 23 January 2024, 12:57pm

### **Section I: Contracting authority**

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

NWSSP Cardiff and Vale Local Health Board

Woodland House, Maes-Y coed Road

Cardiff

CF14 4HH

#### **Contact**

Nicola Arnold

#### **Email**

[nicola.arnold@wales.nhs.uk](mailto:nicola.arnold@wales.nhs.uk)

#### **Country**

United Kingdom

#### **NUTS code**

UK - United Kingdom

**Internet address(es)**

Main address

<http://nwssp.nhs.wales/ourservices/procurement-services/>

Buyer's address

[https://www.sell2wales.gov.wales/search/Search\\_AuthProfile.aspx?ID=AA0221](https://www.sell2wales.gov.wales/search/Search_AuthProfile.aspx?ID=AA0221)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

**I.4) Type of the contracting authority**

Body governed by public law

**I.5) Main activity**

Health

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## **Section II: Object**

### **II.1) Scope of the procurement**

#### **II.1.1) Title**

Vagal Nerve Stimulator (VNS)

Reference number

CAV-DCO (22-23) 147

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

- 33158210 - Stimulator

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

Supplies

#### **II.1.4) Short description**

The Neurosciences department within Cardiff and Vale Local Health Board currently perform Vagal Nerve Stimulator (VNS) therapy. VNS therapy is delivered through an implanted device that sends mild pulses to the vagus nerve at regular intervals throughout the day in an effort to reduce and/or prevent seizures. Patients are referred to this type of therapy when drugs have failed to provide a more manageable treatment. These devices are programmable for a personalised therapy approach and the technology is highly specialised.

Currently Livanova hold the monopoly of the global market for VSN products as they hold the patent for the manufacture and production of these stimulators, therefore the Health Board are proposing to award a two year contract.

#### **II.1.6) Information about lots**

This contract is divided into lots: No

#### **II.1.7) Total value of the procurement (excluding VAT)**

Value excluding VAT: £600,000

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

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

- 33158210 - Stimulator

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

NUTS codes

- UK - United Kingdom

Main site or place of performance

University Hospital of Wales, Heath Park, Cardiff CF14 4XW

### **II.2.4) Description of the procurement**

As stated in the description above.

### **II.2.5) Award criteria**

Price

### **II.2.11) Information about options**

Options: No

### **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.1) Description

#### IV.1.1) Type of procedure

Award of a contract without prior publication of a call for competition in the cases listed below

- The services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons

Explanation:

Livanova hold the patent for VSN products and therefore have a monopoly of the global market. Due to this, the Health Board have no other option than to award a contract direct to Livanova UK Limited as these products are the only items that can reduce and/or prevent seizures for patients.

#### IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: Yes

### IV.2) Administrative information

#### IV.2.1) Previous publication concerning this procedure

Notice number: [2023/S 000-004559](#)

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## Section V. Award of contract

### Contract No

CAV-DCO (22-23) 147

A contract/lot is awarded: Yes

### V.2) Award of contract

#### V.2.1) Date of conclusion of the contract

14 February 2023

**V.2.2) Information about tenders**

Number of tenders received: 1

Number of tenders received from SMEs: 1

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 0

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

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

LivaNova UK Ltd

1370 Montpellier Court, Gloucester Business Park

Gloucester

GL34AH

Country

United Kingdom

NUTS code

- UKK1 - Gloucestershire, Wiltshire and Bristol/Bath area

The contractor is an SME

No

**V.2.4) Information on value of contract/lot (excluding VAT)**

Total value of the contract/lot: £600,000

## **Section VI. Complementary information**

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

(WA Ref:132472)

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

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

High Court

Royal Courts of Justice, The Strand

London

WC2A 2LL

Telephone

+44 2079477501

Country

United Kingdom