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Contract

## **SARS-CoV-2 Antigen Rapid Qualitative Test Kits**

Department of Health and Social Care

F20: Modification notice

Notice identifier: 2021/S 000-002642

Procurement identifier (OCID): ocds-h6vhtk-0291b9

Published 9 February 2021, 4:17pm

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

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

Department of Health and Social Care

39 Victoria Street

London

SW1H 0EU

#### **Contact**

DHSC Procurement Operations

#### **Email**

[Procurement.Operations@dhsc.gov.uk](mailto:Procurement.Operations@dhsc.gov.uk)

#### **Country**

United Kingdom

#### **NUTS code**

UKI32 - Westminster

**Internet address(es)**

Main address

<https://www.gov.uk/government/organisations/department-of-health-and-social-care>

Buyer's address

<https://www.gov.uk/government/organisations/department-of-health-and-social-care>

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## **Section II: Object**

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

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

SARS-CoV-2 Antigen Rapid Qualitative Test Kits

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

- 33124130 - Diagnostic supplies

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

Supplies

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

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

NUTS codes

- UK - UNITED KINGDOM

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

Provision of lateral flow test kits and associated consumables.

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

Start date

6 October 2020

End date

31 December 2020

#### **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: [2020/S 217-533961](#)

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

### **Contract No**

C13385

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

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

6 October 2020

#### **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**

INNOVA MEDICAL GROUP INC

718 S. Primrose Ave

Monrovia

91016

Country

United States

NUTS code

- 00 - Other NUTS code

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: £225,971,003

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## **Section VI. Complementary information**

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

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

The High Court

Strand

London

WC2A 2LL

Country

United Kingdom

Internet address

<https://www.gov.uk/courts-tribunals>

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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**

- 33124130 - Diagnostic supplies

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

NUTS code

- UK - UNITED KINGDOM

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

Provision of lateral flow test kits and associated consumables.

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

Start date

6 October 2020

End date

31 December 2020

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

Total value of the contract/lot/concession:

£722,051,003.41

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

INNOVA MEDICAL GROUP INC

718 S. Primrose Ave

Monrovia

91016

Country

United States

NUTS code

- 00 - Other NUTS code

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):

DHSC is relying on Regulation 72(1)(c) in order to modify the original contract:(a) the need for the modification has been brought about by circumstances which a diligent contracting authority cannot have foreseen:When the original contracts was entered into, DHSC purchased a sufficient volume of tests as was deemed strictly necessary to satisfy demand until an accelerated open procurement for testing kits had been completed.The demand for testing kits has exceeded expectations as a result of an unprecedented number of new cases which were not originally envisaged, and also as a result of

additional requirements (e.g. testing university students, testing within the community, the mass testing of NHS personnel). As such, the demand for testing kits has been significantly higher than anticipated which could not have been foreseen when the original contract was entered into. The additional volumes of test kits procured pursuant to this modification is for a stopgap supply of test kits to cover the period between the current supply of kits being exhausted and those obtained pursuant to the contract awarded under the accelerated open procedure. (b) the modification does not alter the overall nature of the contract: The test kit components remain exactly the same as those covered by the original contract. (c) The value of the modification is less than 50% of the original contract value.

### **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:

DHSC awarded a contract on 6 October 2020 to Innova Medical Group Inc for the provision of lateral flow test kits to support the UK Covid-19 testing strategy (Contract Award Notice reference 2020/S 217-533961). DHSC is extending the contract relying on Regulation 72(1)(c) of the Public Contracts Regulations 2015 to procure additional volumes of tests until 31 December 2020. DHSC is conducting an accelerated procurement for future requirements (Contract Notice reference 2020/S 218-536544).

### **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: £496,080,000

Total contract value after the modifications

Value excluding VAT: £722,051,003.43