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Award

## **JSENS/00131 Extension to G-AMB Support Contract Voluntary Transparency Notice (VTN)**

Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-002660

Procurement identifier (OCID): ocds-h6vhtk-0434ba

Published 26 January 2024, 8:27am

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

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

Ministry of Defence

Bristol

#### **Email**

[DESJSSENS-COMRCL-DSP@mod.gov.uk](mailto:DESJSSENS-COMRCL-DSP@mod.gov.uk)

#### **Country**

United Kingdom

#### **Region code**

UK - United Kingdom

#### **Internet address(es)**

Main address

<https://des.mod.uk/>

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

Ministry or any other national or federal authority

#### **I.5) Main activity**

Defence

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### **Section II: Object**

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

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

JSENS/00131 Extension to G-AMB Support Contract Voluntary Transparency Notice (VTN)

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

- 35723000 - Air defence radar

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

Supplies

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

Joint Sensors and Engagement Networks Team (JSSENS), part of the UK Ministry of Defence, intends to award a contract to SAAB AB (publ) (the 'Contractor'), by way of amendment to Contract JSSENS/00131 (the 'Contract'). The current Contract term shall be extended by 12 months, to 31st March 2025. The Contract is for the for the provision of logistic and integration support, and associated articles, in relation to the Giraffe-Agile Multi Beam (G-AMB) radars which support the UK Ministry of Defence's Land Environment Air Picture Provision and Ground Based Air Defence capabilities. The Contract amendment has a value of between £5m-£9m (Ex VAT). The Contract therefore has an overall estimated value of £61,000,000 (Ex VAT).

##### **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: £61,000,000

## **II.2) Description**

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

NUTS codes

- UK - United Kingdom

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

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI 2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 2011 as amended (in particular by SI 2019/697 and SI 2020/1450). Prior publication of a contract notice in the Official Journal of the European Union is no longer appropriate. It is considered that the award of the contract, by way of an amendment to the Contract, without prior publication of a contract notice in the UK e-notification service (as required by the relevant legislation) is lawful in accordance with regulation 16(1)(a)(ii) of the DSPCR 2011 for technical reasons.

This is because the Contractor is the manufacturer of and design authority for, and holder of all relevant intellectual property rights and proprietary information (such as drawings and specifications) in, the G-AMB radars and the Authority procured:

- (i) the G-AMB radars from the Contractor under the terms of a contract entered into on 17.8.2015 and
- (ii) logistic support from the Contractor for such radars under contract JSENS/00131 entered into on 1.1.2019

No licences have been granted to any other persons, including the Authority, to obtain and exploit the drawings and specifications necessary to provide the requirement to support the equipment. The Contractor, as the only manufacturer and supplier of the G-AMB radars, is the only economic operator with the specific knowledge of the system to be able to support such equipment, avoiding incompatibility and safety issues and the need for the re-design of relevant components. The Contractor is therefore the only economic operator capable of meeting the Authority's technical requirements under the Contract.

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

Criterion: Technical Merit 100

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

Options: Yes

Description of options

The following Options are to be included in the awarded contract:

- 1 - Provision of operator, maintainer, and T3 training courses Course
- 2 - Provision of a Subject Matter Expert (SME) for one, two, or four weeks
- 3 - One-way G-AMB Transportation between UK and Sweden
- 4 - European Training/Exercise Support for one, two, or four weeks
- 5 - Deployable Spares Pack for one, two, or four weeks
- 6 - G-AMB Refurbishment
- 7 - Additional operational hours to support deployed G-AMBs

### **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

Negotiated procedure without publication of a contract notice

- The products involved are manufactured purely for the purpose of research, experiment, study or development
- The works, supplies or services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons

Explanation:

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI 2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 2011 as amended (in particular by SI 2019/697 and SI 2020/1450). Prior publication of a contract notice in the Official Journal of the European Union is no longer appropriate. It is considered that the award of the contract, by way of an amendment to the Contract, without prior publication of a contract notice in the UK e-notification service (as required by the relevant legislation) is lawful in accordance with regulation 16(1)(a)(ii) of the DSPCR 2011 for technical reasons.

No licences have been granted to any other persons, including the Authority, to obtain and exploit the drawings and specifications necessary to provide the requirement to support the equipment. The Contractor, as the only manufacturer and supplier of the G-AMB radars, is the only economic operator with the specific knowledge of the system to be able to support such equipment, avoiding incompatibility and safety issues and the need for the re-design of relevant components. The Contractor is therefore the only economic operator capable of meeting the Authority's technical requirements under the Contract.

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

The procurement is covered by the Government Procurement Agreement: No

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

### **Contract No**

JSENS/00131

### **Title**

Giraffe Agile-Multi Beam Radar (G-AMB) CLS Support Contract

A contract/lot is awarded: Yes

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

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

25 January 2024

#### **V.2.2) Information about tenders**

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

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

Saab AB (Publ.)

Solhusgatan

Gothenburg

412 89

Country

Sweden

NUTS code

- SE - Sweden

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £61,000,000

#### **V.2.5) Information about subcontracting**

The contract/lot/concession is likely to be subcontracted

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## **Section VI. Complementary information**

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

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

JSENS Delivery Team, DE&S

Bristol

Email

[DESJSSENS-COMRCL-DSP@mod.gov.uk](mailto:DESJSSENS-COMRCL-DSP@mod.gov.uk)

Country

United Kingdom