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Contract

## **Software Reseller**

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

F20: Modification notice

Notice identifier: 2023/S 000-002921

Procurement identifier (OCID): ocds-h6vhtk-039978

Published 31 January 2023, 12:54pm

## **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

#### **Email**

[michael.walker3@nhs.scot](mailto:michael.walker3@nhs.scot)

#### **Telephone**

+44 1312757454

#### **Country**

United Kingdom

**NUTS code**

UKM - Scotland

**Internet address(es)**

Main address

<http://www.nss.nhs.scot/browse/procurement-and-logistics>

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA11883](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

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**Section II: Object****II.1) Scope of the procurement****II.1.1) Title**

Software Reseller

Reference number

NP501617

**II.1.2) Main CPV code**

- 72000000 - IT services: consulting, software development, Internet and support

**II.1.3) Type of contract**

Services

**II.2) Description****II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

Scotland

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

Extension of Software Reseller framework for a period of up to 3 months using Regulation 72(1)(c). See section VII.2 of this Notice for further detail regarding the extension.

The framework provides Scottish public sector and third sector bodies with access to a commercial arrangement for the purchase of commercial off the shelf (COTS) software, support and value added services.

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

Duration in months

58

In the case of framework agreements, provide justification for any duration exceeding 4 years

A framework extension is required to ensure there is no gap in framework coverage while the re-procurement process is ongoing. See section VII.2 for further detail regarding the extension.

**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: [2023/S 000-001911](#)

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**Section V. Award of contract/concession**
**Contract No**

NP501617

**Title**

Software Reseller

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

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

24 January 2023

### **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**

Softcat

8 Nelson Mandela Place, Glasgow

Glasgow

G2 1BT

Telephone

+44 7968629573

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

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: £322,648,861

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## **Section VI. Complementary information**

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

(SC Ref:720909)

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

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

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

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.

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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**

- 72000000 - IT services: consulting, software development, Internet and support

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

NUTS code

- UKM - Scotland

Main site or place of performance

Scotland

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

Extension of Software Reseller framework for a period of up to 3 months using Regulation 72(1)(c). See section VII.2 of this Notice for further detail regarding the extension.

The framework provides Scottish public sector and third sector bodies with access to a commercial arrangement for the purchase of commercial off the shelf (COTS) software, support and value added services.

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

Duration in months

58

In the case of framework agreements, provide justification for any duration exceeding 4 years:

A framework extension is required to ensure there is no gap in framework coverage while the re-procurement process is ongoing. See section VII.2 for further detail regarding the extension.

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

Total value of the contract/lot/concession:

£29,500,000

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

Softcat

8 Nelson Mandela Place, Glasgow

Glasgow

G2 1BT

Telephone

+44 7968629573

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

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):

This Modification Notice is for the extension of the Software Reseller framework for a period of 3 months using Regulation 72(1)(c).

### **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:

Extension of NHS Scotland's Software Reseller framework for a period of up to 3 months using regulation 72(1)(c). The new framework end date will be 30 April 2023 (or 31 March 2023 if the new Software Reseller framework is in place by this time). The re-procurement

exercise for this framework is currently in its latter stages, however it is unlikely that the award will be finalised prior to the current framework end date of 31 Jan 2023. A short framework extension is required to ensure there is no gap in framework coverage while the re-procurement process is ongoing.

### **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: £322,648,861

Total contract value after the modifications

Value excluding VAT: £322,648,861