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Contract

Analgesics, Anaesthetics, Musculoskeletal & Joint Disease Generic Medicine

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

F03: Contract award notice

Notice identifier: 2022/S 000-003095

Procurement identifier (OCID): ocds-h6vhtk-02e443

Published 3 February 2022, 8:55am

Section I: Contracting authority

I.1) Name and addresses

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

Gyle Square (NSS Head Office), 1 South Gyle Crescent

Edinburgh

EH12 9EB

Contact

Linda Downie

Email

linda.downie3@nhs.scot

Telephone

+44 1698794410

Country

United Kingdom

NUTS code

UKM - Scotland

Internet address(es)

Main address

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

Buyer's address

http://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883

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

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Analgesics, Anaesthetics, Musculoskeletal & Joint Disease Generic Medicine

Reference number

NP40921

II.1.2) Main CPV code

- 33600000 - Pharmaceutical products

II.1.3) Type of contract

Supplies

II.1.4) Short description

This framework agreement is for the Supply of Analgesics, Anaesthetics, Musculoskeletal & Joint Disease Generic Medicines to NHS Scotland.

The Goods have been separated into four (4) categories, each of which is identified as a "Lot". Full details of each Lot is contained in section II.2 of this notice.

II.1.6) Information about lots

This contract is divided into lots: Yes

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

Value excluding VAT: £14,625,036

II.2) Description

II.2.1) Title

Levobupivacaine (As Hydrochloride) Sterile Wrapped Ampoules For Injection

Lot No

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

II.2.4) Description of the procurement

The Supply of Levobupivacaine (As Hydrochloride) Sterile Wrapped Ampoules For Injection to NHS Scotland in a range of presentations. The Authority has awarded all presentations within this lot to a single supplier.

II.2.5) Award criteria

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

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

II.2) Description

II.2.1) Title

All Other Analgesics, Anaesthetics, Musculoskeletal & Joint Disease Generic Medicines

Lot No

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

II.2.4) Description of the procurement

Supply of all other Analgesics, Anaesthetics, Musculoskeletal & Joint Disease Generic Medicines in a range of presentations. Each product line was treated as an individual Lot, and the Authority has awarded each lot to a single framework participant.

II.2.5) Award criteria

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

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

II.2) Description

II.2.1) Title

Levobupivacaine (As Hydrochloride) Solution For Infusion

Lot No

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014

II.2.4) Description of the procurement

The Supply of Levobupivacaine (As Hydrochloride) Solution For Infusion to NHS Scotland in a range of presentations. The Authority has awarded each product line as an unranked multi-supplier framework agreement to two (2) Framework Participants.

II.2.5) Award criteria

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

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

II.2) Description

II.2.1) Title

Baclofen Intrathecal Injections

Lot No

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

II.2.4) Description of the procurement

Supply of Baclofen Intrathecal Injections to NHS Scotland in a range of presentations. The Authority has awarded all presentations within this lot to a single supplier.

II.2.5) Award criteria

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

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

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Open procedure

IV.1.3) Information about a framework agreement or a dynamic purchasing system

The procurement involves the establishment of a framework agreement

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: [2021/S 000-023760](#)

Section V. Award of contract

Lot No

19

Title

Levobupivacaine (As Hydrochloride) Solution For Infusion

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

21 December 2021

V.2.2) Information about tenders

Number of tenders received: 2

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 1

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 2

The contract has been awarded to a group of economic operators: Yes

V.2.3) Name and address of the contractor

Fresenius Kabi Limited

Cestrian Court, Eastgate Way, Manor Park

Runcorn

WA7 1NT

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Altan Pharma Ltd

The Lennox Building, 50 South Richmond Street

Dublin 2

D02FK02

Country

Ireland

NUTS code

- IE - Ireland

The contractor is an SME

No

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

Total value of the contract/lot: £1,611,385

Section V. Award of contract

Lot No

18

Title

All Other Analgesics, Anaesthetics, Musculoskeletal & Joint Disease Generic Medicines

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

21 December 2021

V.2.2) Information about tenders

Number of tenders received: 31

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 3

Number of tenders received from tenderers from non-EU Member States: 28

Number of tenders received by electronic means: 31

The contract has been awarded to a group of economic operators: Yes

V.2.3) Name and address of the contractor

Accord-UK Ltd

Whiddon Valley, Barnstaple

Devon

EX32 8NS

Country

United Kingdom

NUTS code

- UKK43 - Devon CC

The contractor is an SME

No

V.2.3) Name and address of the contractor

Crescent Pharma Limited

Unit 3 & 4 Quidhampton Business Units, Polhampton Lane, Overton

Basingstoke

RG25 3ED

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Focus Pharmaceuticals Ltd

5 Faraday Court, Centrum 100, First Avenue

Burton upon Trent

DE14 2WX

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Fresenius Kabi Limited

Cestrian Court, Eastgate Way, Manor Park

Runcorn

WA7 1NT

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Glenmark Pharmaceuticals Europe Ltd

Building 2, Croxley Green Business Park

Watford

WD18 8YA

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Arcadia Pharma Limited T/A Arcadia Medical

Unit 3 Bell Court , Swansea West Industrial Park

Swansea

SA5 4HP

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Aspen Pharma Ireland Ltd

12/13 Exchange place, Custom House Docks

Dublin

dublin 1

Country

Ireland

NUTS code

- IE - Ireland

The contractor is an SME

No

V.2.3) Name and address of the contractor

DRUGSRUS LTD

5 SANDRIDGE CLOSE

HARROW

HA1 1XD

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

GSK UK Limited

1-3 Iron Bridge Road, Stockley Park West

Uxbridge

UB11 1BT

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

hameln pharma ltd

Unit C, Nexus, Gloucester Business Park

Gloucester

GL3 4AG

Country

United Kingdom

NUTS code

- UKK13 - Gloucestershire

The contractor is an SME

No

V.2.3) Name and address of the contractor

Kent Pharmaceuticals Ltd

Joshna House, Crowbridge Road

Ashford

TN24 0GR

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Martindale Pharma

Bampton Road, Harold Hill

Romford

RM3 8UG

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Morningside Pharmaceuticals Limited

5 Pavilion Way, Castle Business Park

Loughborough, Leicestershire

LE11 5GW

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Mylan

Building 4, Trident Place, Mosquito Way

Hatfield

AL10 9UL

Country

United Kingdom

NUTS code

- UKH23 - Hertfordshire

The contractor is an SME

No

V.2.3) Name and address of the contractor

Neuraxpharm UK Ltd

Unit 12, Farnborough Business Centre , Eelmoor Rd

Farnborough, Hampshire

GU14 7XA

Country

United Kingdom

NUTS code

- UKJ3 - Hampshire and Isle of Wight

The contractor is an SME

No

V.2.3) Name and address of the contractor

Panpharma UK Ltd

Cotton Exchange, Bixteth Street

Liverpool

L3 9LQ

Country

United Kingdom

NUTS code

- UKD72 - Liverpool

The contractor is an SME

No

V.2.3) Name and address of the contractor

Pfizer Limited

Walton Oaks, Dorking Road

Tadworth

KT20 7NS

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Phoenix Labs

Suit 12, Bunkilla Plaza, Bracetown Business Park, Clonee, Co. Meath

Clonee

N/A

Country

Ireland

NUTS code

- IE - Ireland

The contractor is an SME

No

V.2.3) Name and address of the contractor

Ranbaxy (UK) Ltd

Building 4, Chiswick Park, 566 Chiswick High Road

London

W4 5YE

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Rosemont Pharmaceuticals Ltd

Braithwaite Street, Leeds, West Yorkshire

Leeds

LS11 9XE

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Sandoz Ltd

Frimley Business Park, Frimley

Camberley

GU16 7SR

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Selective Supplies Ltd

The Priory, Syresham Gardens

Haywards Heath

RH16 3LB

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Teva UK Limited

Ridings Point, Whistler Drive

Castleford

WF10 5HX

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Altan Pharma Ltd

The Lennox Building, 50 South Richmond Street

Dublin 2

D02FK02

Country

Ireland

NUTS code

- IE - Ireland

The contractor is an SME

No

V.2.3) Name and address of the contractor

Thornton & Ross Ltd

Manchester Road, Linthwaite, West Yorkshire

HUDDERSFIELD

HD7 5QH

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Typharm Ltd

Unit 14D Wendover Road, Rackheath Industrial Estate

Norwich

NR13 6LH

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

V Pharma Ltd

Oaklyn House, Horsham Road, Walliswood

Dorking

RH5 5RD

Country

United Kingdom

NUTS code

- UKJ26 - East Surrey

The contractor is an SME

No

V.2.3) Name and address of the contractor

Wockhardt UK Limited

Ash Road North, Wrexham Ind Estate, Wrexham

Wrexham

LL12 8NZ

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Zentiva Pharma UK Ltd

12 New Fetter Lane

london

EC4A 1JP

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Mercury Pharma Group

No.1 Croydon, 12-16 Addiscombe Road

Croydon

CR0 0XT

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Tetris Pharma Ltd

2nd Floor 79 - 81 High Street

Marlow

SL7 1AB

Country

United Kingdom

NUTS code

- UKJ13 - Buckinghamshire CC

The contractor is an SME

No

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

Total value of the contract/lot: £12,381,386

Section V. Award of contract

Lot No

1

Title

Baclofen Intrathecal Injections

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

21 December 2021

V.2.2) Information about tenders

Number of tenders received: 1

Number of tenders received from SMEs: 0

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

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 1

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

V.2.3) Name and address of the contractor

Aguettant Ltd

No 1 Farleigh House, Flax Bourton

Bristol

BS48 1UR

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Total value of the contract/lot: £71,516

Section V. Award of contract

Lot No

3

Title

Levobupivacaine (As Hydrochloride) Sterile Wrapped Ampoules For Injection

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

21 December 2021

V.2.2) Information about tenders

Number of tenders received: 1

Number of tenders received from SMEs: 0

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

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 1

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

V.2.3) Name and address of the contractor

Fresenius Kabi Limited

Cestrian Court, Eastgate Way, Manor Park

Runcorn

WA7 1NT

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Total value of the contract/lot: £560,749

Section VI. Complementary information

VI.3) Additional information

The estimated values referred to in Section II.I.5 and all Lots cover the twenty-four (24) months framework duration and the twenty-four (24) month extension period of the framework agreement.

(SC Ref:679457)

VI.4) Procedures for review

VI.4.1) Review body

Edinburgh Sheriff Court

Sheriff Court House, 27 Chambers Street

Edinburgh

EH1 1LB

Email

edinburgh@scotcourts.gov.uk

Telephone

+44 1312252525

Country

United Kingdom

Internet address

<https://www.scotcourts.gov.uk/the-courts/court-locations/edinburgh-sheriff-court-and-justice-of-the-peace-court>

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.