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Award

## **Supply of Ductile Cast Iron Containers (DCICs), Associated Services and Technical Consultancy**

Magnox Limited (Ltd)

F15: Voluntary ex ante transparency notice

Notice identifier: 2021/S 000-003486

Procurement identifier (OCID): ocids-h6vhtk-029506

Published 22 February 2021, 5:07pm

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

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

Magnox Limited (Ltd)

Oldbury Technical Centre, Oldbury Naite, Thornbury

South Gloucestershire

BS35 1RQ

#### **Email**

[pauline.z.mackemsley@magnoxsites.com](mailto:pauline.z.mackemsley@magnoxsites.com)

#### **Country**

United Kingdom

#### **NUTS code**

UK - UNITED KINGDOM

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

Main address

<https://www.gov.uk/government/organisations/magnox-ltd>

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

Ministry or any other national or federal authority

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

General public services

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## **Section II: Object**

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

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

Supply of Ductile Cast Iron Containers (DCICs), Associated Services and Technical Consultancy

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

- 44000000 - Construction structures and materials; auxiliary products to construction (except electric apparatus)

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

Supplies

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

Background

Magnox Ltd ("Magnox") is a wholly-owned subsidiary of the Nuclear Decommissioning Authority.

Magnox is responsible for the safe and secure operation and clean-up of 12 nuclear sites around the UK on behalf of the Nuclear Decommissioning Authority.

Description

Magnox is intending to award a contract for up to 10 years to meet the Magnox Waste Programme needs covering supply of further DCICs, associated services and technical consultancy as summarised in the scope below. Gesellschaft für Nuklear-Service mbH ("GNS") are the sole suppliers of the DCICs used by the Magnox Waste Programme; additionally GNS own all Intellectual Property (IP) for the DCIC containers.

#### **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: £4,408,929

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

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

- 45255400 - Fabrication work

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

NUTS codes

- UK - UNITED KINGDOM

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

Total Quantity or Scope

To cover Magnox's waste programme, up to 30 additional MOSAIK® s containers is assumed for forecasting purposes to complete the packaging of operational ILW. This is in addition to the 114 MOSAIK® s on order with GNS planned for delivery to Magnox Ltd between 2021 and 2024.

Storage and transportation services will be required to agreed timescales to meet the requirements for Magnox waste processing projects at various sites.

Provide rental of transport equipment and associated training for loading and unloading of DCICs.

Provision of parts and spares to ensure that the Magnox fleet of DCICs are adequately covered as specified by the maintenance schedules. Typically items cover complete sets of protective lid screws, closure lid screws, closure lid O-ring seals, main O-ring seals, lubricants and container identification plates. Additionally, there is a requirement for the supply of paints for undertaking DCIC repairs using paint systems as specified by GNS.

The technical consultancy associated with the use of DCICs remains an important element for ongoing Magnox Waste Programme business. GNS is the design authority for DCICs they supply and there is an ongoing requirement for maintaining this interface.

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

Options: No

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## Section IV. Procedure

### IV.1) Description

#### IV.1.1) Type of procedure

Negotiated without a prior call for competition

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
  - protection of exclusive rights, including intellectual property rights

Explanation:

Magnox Limited is intending to award the contract to GNS using the negotiated procedure without prior publication, pursuant to Regulation 32(2)(b)(ii) of the Public Contracts Regulations 2015.

Magnox Ltd considers that there are no other suppliers in the market who are able to offer approved DCICs and associated equipment as the IP for the DCIC designs, maintenance, inspection and operating specifications reside with GNS. No reasonable alternative or substitute exists and the absence of competition is not the result of an artificial narrowing down of the parameters of the procurement.

Use of DCICs underpins Magnox waste retrieval projects and this award covers the remaining 'legacy' requirement. Magnox Ltd is therefore proposing to award a 10 year agreement to GNS, which will allow enough time to complete the waste retrieval programmes using DCICs.

The values quoted within this VEAT notice are estimates, with the majority of the cost attributed to the additional 30 DCICs.

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

The procurement is covered by the Government Procurement Agreement: Yes

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

A contract/lot is awarded: Yes

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

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

11 February 2021

#### **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**

Gesellschaft für Nuklear-Service mbH

Frohnhauser Straße 67

45127 Essen

Country

Germany

NUTS code

- DE - GERMANY

The contractor/concessionaire is an SME

No

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

Initial estimated total value of the contract/lot/concession: £4,408,929

Total value of the contract/lot/concession: £4,408,929

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## **Section VI. Complementary information**

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

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

High Court of England and Wales

London

Country

United Kingdom