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Contract

NP47823b Multiple Sclerosis Additions

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

F03: Contract award notice

Notice identifier: 2024/S 000-003492

Procurement identifier (OCID): ocds-h6vhtk-041184

Published 2 February 2024, 11:33am

Section I: Contracting authority

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

Contact

Cameron Wright

Email

Cameron.Wright@nhs.scot

Telephone

+44 7870831908

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

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

NP47823b Multiple Sclerosis Additions

II.1.2) Main CPV code

- 33600000 - Pharmaceutical products

II.1.3) Type of contract

Supplies

II.1.4) Short description

Supply of multiple sclerosis medicines to NHS Scotland.

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: £34,358,160

II.2) Description

II.2.1) Title

Natalizumab Solution for Infusion Vials and Injection Pre-filled Syringes

Lot No

2

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 Service (Scotland) Act 1978, and any Integrated Joint Boards established pursuant

to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.4) Description of the procurement

Supply of natalizumab solution for infusion vials and injection pre-filled syringes to NHS Scotland. The Authority has awarded this Lot as a supplier framework agreement per product line to one (1) Framework Participant.

II.2.5) Award criteria

Quality criterion - Name: Technical (Supply Chain) / Weighting / 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

Teriflunomide Tablets, Dimethyl Fumarate Gastro-resistant Capsules, and Fingolimod Capsules

Lot No

1

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 Service (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.4) Description of the procurement

Supply of teriflunomide tablets, dimethyl fumarate gastro resistant capsules, and fingolimod capsules to NHS Scotland. The Authority awarded the Framework Agreement as a single supplier framework agreement per product line to three (3) Framework Participants.

II.2.5) Award criteria

Quality criterion - Name: Technical (Supply Chain) / Weighting / 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: [2023/S 000-032543](#)

Section V. Award of contract

Lot No

2

Title

Natalizumab Solution for Infusion Vials and Injection Pre-filled Syringes

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

12 January 2024

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

Biogen Idec Ltd

Biogen Building 5 Foundation Park, Roxborough Way, Maidenhead, Berkshire, England,,
70 Norden Road

Maidenhead

SL6 3UD

Telephone

+44 7860270707

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: £17,322,900

Section V. Award of contract

Lot No

1

Title

Teriflunomide Tablets, Dimethyl Fumarate Gastro-resistant Capsules, and Fingolimod Capsules

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

12 January 2024

V.2.2) Information about tenders

Number of tenders received: 15

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: 15

Number of tenders received by electronic means: 15

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

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

Viatrix UK Healthcare Ltd

Building 4, Trident Place, Mosquito Way

Hatfield

AL10 9UL

Telephone

+44 7586494246

Country

United Kingdom

NUTS code

- UKH23 - Hertfordshire

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

LL13 9UF

Telephone

+44 1978661261

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: £17,035,260

Section VI. Complementary information

VI.3) Additional information

The estimated value(s) referred to in Section II.1.7 and Section V.2.4 covers the fourteen (14) month Framework Agreement duration and the thirty-four (34) month extension period of the Framework Agreement. Details of individual lines awarded within a specific Lot can be requested from the named person at the head of this notice.

(SC Ref:755577)

VI.4) Procedures for review

VI.4.1) Review body

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

edinburgh@scotcourts.gov.uk

Telephone

+44 1312252525

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.

The bringing of court proceedings against the Authority after the Framework Agreement has been entered into will not affect the Framework Agreement unless grounds for the imposition of special penalties under the Public Contracts (Scotland) Regulations 2015 can be established. Otherwise, the remedies that may be awarded by the courts where the Framework Agreement has been entered into are limited to the award of damages.