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Tender

## Generic Medicines Transition Tender

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

F02: Contract notice

Notice identifier: 2022/S 000-003616

Procurement identifier (OCID): ocds-h6vhtk-0314bb

Published 8 February 2022, 4:45pm

The closing date and time has been changed to:

**11 March 2022, 12:00pm**

See the [change notice](#).

## 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

Ruaridh Armitage

### Email

[ruaridh.armitage@nhs.scot](mailto:ruaridh.armitage@nhs.scot)

**Telephone**

+44 1698794410

**Country**

United Kingdom

**NUTS code**

UKM - Scotland

**Internet address(es)**

Main address

<http://www.nhsscotlandprocurement.scot.nhs.uk/>

Buyer's address

[http://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA11883](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.3) Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/web/login.html>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/web/login.html>

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

Body governed by public law

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

Health

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## **Section II: Object**

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

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

Generic Medicines Transition Tender

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

- 33600000 - Pharmaceutical products

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

Supplies

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

This Procurement is for the supply of a range of Generic Medicines to health boards across NHS Scotland. The Goods have been split into 7 individual Framework Agreements. Full details of each individual Framework Agreement is contained in section II.2 of this notice.

#### **II.1.5) Estimated total value**

Value excluding VAT: £7,343,989

#### **II.1.6) Information about lots**

This contract is divided into lots: Yes

Tenders may be submitted for all lots

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

#### **II.2.1) Title**

NP35922b - Treprostinil Solution for Infusion & Beclometasone / Formoterol Inhaler

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 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 Treprostinil Solution for Infusion & Beclometasone / Formoterol Inhaler to NHS Scotland in a range of presentations.

The Authority intends awarding each product line as a multi-supplier unranked framework agreement to an envisaged maximum of 6 Suppliers awarded to each line.

Start Date: 01.05.22

End Date: 30.04.23

Full details of Goods and volumes can be found within the ITT.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **II.2.6) Estimated value**

Value excluding VAT: £616,659

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

Start date

1 May 2022

End date

30 April 2023

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **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**

NP39722b - Sorafenib & Thalidomide Tablets

Lot No

3

### **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**

The Supply of Sorafenib & Thalidomide Tablets to NHS Scotland in a range of presentations.

The Authority intends awarding each product line as a multi-supplier unranked framework agreement to an envisaged maximum of 6 Suppliers being awarded to each line.

Start Date: 01.05.22

End Date: 31.01.23

Full details of Goods and volumes can be found within the ITT.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **II.2.6) Estimated value**

Value excluding VAT: £731,678

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

Start date

1 May 2022

End date

31 January 2023

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **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**

NP35922c - Pirfenidone Tablets

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 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 Pirfenidone Tablets in a range of presentations.

The Authority intends awarding each line to a single Framework Participant within the single supplier Framework Agreement.

Start Date: 01.05.22

End Date: 30.04.23

Full details of Goods and volumes can be found within the ITT.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

#### **II.2.6) Estimated value**

Value excluding VAT: £2,625,807

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

Start date

1 May 2022

End date

30 April 2023

This contract is subject to renewal

No

#### **II.2.10) Information about variants**

Variants will be accepted: No



## **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**

NP39722c - Sunitinib Tablets

Lot No

4

### **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 Sunitinib Tablets in a range of presentations.

The Authority intends awarding each line to a single Framework Participant within this single supplier Framework Agreement.

Start Date: 01.05.22

End Date: 31.01.23

Full details of Goods and volumes can be found within the ITT.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **II.2.6) Estimated value**

Value excluding VAT: £763,820

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

Start date

1 May 2022

End date

31 January 2023

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **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**

NP39822b - Deferasirox dispersible tablets, Hyoscine butylbromide tablets, Sapropterin soluble tablets & Tolvaptan Tablets

Lot No

5

### **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 Deferasirox dispersible tablets, Hyoscine butylbromide tablets, Sapropterin soluble tablets & Tolvaptan tablets in a range of presentations.

The Authority intends awarding each line to a single Framework Participant within this single supplier Framework Agreement.

Start Date: 01.05.22

End Date: 31.07.23

Full details of Goods and volumes can be found within the ITT.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **II.2.6) Estimated value**

Value excluding VAT: £2,602,694

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

Start date

1 May 2022

End date

31 July 2023

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **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**

NP40922b - Oxycodone/Naloxone Tablets

Lot No

6

## **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 Oxycodone/Naloxone Tablets to NHS Scotland in a range of presentations.

The Authority intends awarding each product line as a multi-supplier unranked framework agreement to an envisaged maximum of 6 Suppliers being awarded to each line.

Start Date: 01.05.22

End Date: 31.01.24

Full details of Goods and volumes can be found within the ITT.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

## **II.2.6) Estimated value**

Value excluding VAT: £3,296

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

Start date

1 May 2022

End date

31 January 2024

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **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**

NP40922c - Analgesics, Anaesthetics & Musculoskeletal Generic Medicines

Lot No

7

### **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 additional generic medicines used as Analgesics, Anaesthetics & to treat musculoskeletal conditions. This includes the supply of Co-Codamol, Ibuprofen & Paracetamol in a range of presentations.

The Authority intends awarding each line to a single Framework Participant within this single supplier Framework Agreement.

Start Date: 01.05.22

End Date: 31.01.24

Full details of Goods and volumes can be found within the ITT.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

#### **II.2.6) Estimated value**

Value excluding VAT: £200,000

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

Start date

1 May 2022

End date

31 January 2024

This contract is subject to renewal

No

### **II.2.10) Information about variants**

Variants will be accepted: No

### **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

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## **Section III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **III.1.1) Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions

Economic operators may be excluded from this competition if they are in breach of any of the situation referred to in regulation 58 of the Public Contracts (Scotland) Regulations 2015

#### **III.1.3) Technical and professional ability**

List and brief description of selection criteria

(a) Potential Framework Participants must be able to demonstrate the existence of a valid and current UK Marketing Authorisation (PL or PLGB number) that has been approved by the MHRA for all tendered Medicines at the date of submission of the tender.

(b) Potential Framework Participants and any sub-contractor(s) must possess valid certification of BS EN ISO 9001 or equivalent.

(c) All tendered Goods must comply with the MHRA best Practice Guidance on Labelling and Packaging and the National Patient Safety Agency ("NPSA") Guidelines on Packaging and



Labelling on pack design.

Minimum level(s) of standards possibly required

a) Confirmation of existence of a valid and current UK Marketing Authorisation (PL or PLGB number) that has been approved by the MHRA for all tendered Medicines at the date of submission of the tender should be included in the Qualification Envelope of the ITT under the Technical and Professional ability: Quality Control.

(b) Confirmation of the existence of valid certification of BS EN ISO 9001 or equivalent. Confirmation of such certification should be included in the Qualification Envelope of the ITT under the Quality Assurance Schemes.

(c) Confirmation that samples for tendered Goods will be supplied upon request to ensure compliance with the MHRA best Practice Guidance on Labelling and Packaging and the National Patient Safety Agency ("NPSA") Guidelines on Packaging and Labelling on pack design. Confirmation of sample provision should be provided in the Qualification Envelope of the ITT under Technical and Professional ability: Products.

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## 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

Framework agreement with several operators

#### 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.2.2) Time limit for receipt of tenders or requests to participate

Originally published as:

Date

10 March 2022

Local time

12:00pm

Changed to:

Date

11 March 2022

Local time

12:00pm

See the [change notice](#).

#### **IV.2.4) Languages in which tenders or requests to participate may be submitted**

English

#### **IV.2.6) Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 3 (from the date stated for receipt of tender)

#### **IV.2.7) Conditions for opening of tenders**

Date

10 March 2022

Local time

12:00pm

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## **Section VI. Complementary information**

### **VI.1) Information about recurrence**

This is a recurrent procurement: No

### **VI.2) Information about electronic workflows**

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

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

The estimated value(s) referred to in Section 11.1.5 & II.2 cover(s) the contract duration for each individual Framework Agreement being awarded as a result of this procurement.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 20281. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2343>

A sub-contract clause has been included in this contract. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2363>

Community benefits are included in this requirement. For more information see:

<https://www.gov.scot/policies/public-sector-procurement/community-benefits-in-procurement/>

A summary of the expected community benefits has been provided as follows:

The Statement of Requirement will detail the Community Benefit background and objectives. The contract will mandate that suppliers respond in its tender outlining current Community Benefit proposals if successful and mandating that they support the overall Community Benefit concept and process including a contract and supplier management process post award.

(SC Ref:680342)

### **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](mailto: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.