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Contract

## **NHS Devon Integrated Care Board - Community Mental Health Services**

NHS Devon Integrated Care Board

F21: Social and other specific services – public contracts

Contract award notice

Notice identifier: 2024/S 000-003686

Procurement identifier (OCID): ocds-h6vhtk-043724

Published 5 February 2024, 12:50pm

### **Section I: Contracting authority**

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

NHS Devon Integrated Care Board

Aperture House, Rydon Lane

Exeter

EX2 5AZ

#### **Email**

[d-icb.contracting@nhs.net](mailto:d-icb.contracting@nhs.net)

#### **Country**

United Kingdom

#### **Region code**

UKK4 - Devon

## **Justification for not providing organisation identifier**

Not on any register

## **Internet address(es)**

Main address

[www.onedevon.org.uk](http://www.onedevon.org.uk)

## **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**

NHS Devon Integrated Care Board - Community Mental Health Services

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

- 85121000 - Medical practice services

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

Services

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

NHS Devon has commissioned a range of community mental health services from Devon Partnership NHS Trust. The parties are working together in developing the Devon Mental Health, Learning Disability and Neurodiversity Provider Collaborative, which will include a number of the services included within this procurement.

They are the only capable providers of the range of services that they provide and as such in order to secure needs of patients, a Negotiated procedure without prior publication was followed and justified under Public Contracts Regulations 2015 32(2)(b)(ii)

Devon Partnership NHS Trust have been awarded a contract for the period 01/04/2023 - 31/03/2026 with a total value of £187,333,000.

#### **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: £187,333,000

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

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

NUTS codes

- UKK4 - Devon

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

NHS Devon has undertaken to commission a range of community mental health services from Devon Partnership NHS Trust.

They are the only capable providers of the range of services that they provide and as such in order to secure needs of patients, a Negotiated procedure without prior publication will be followed and justified under Public Contracts Regulations 2015 32(2)(b)(ii)

Devon Partnership NHS Trust have been awarded a contract for the period 01/04/2023 - 31/03/2026 with a total value of £187,333,000.

#### **II.2.14) Additional information**

The services are healthcare services falling within Schedule 3 to the Public Contracts Regulations 2015 ("the Regulations") which are not subject to the full regime of the Regulations, but are instead governed by the "Light Touch Regime" contained within Chapter 3, Section 7 of the Regulations (Regulations 74 to 77).

The procurement process began prior to the implementation of the Provider Selection Regime, therefore the Public Contracts Regulations 2015 remained the applicable legislation.

## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Form of procedure**

Award of a contract without prior publication of a call for competition in the cases listed below

- The services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons

Explanation:

Devon Partnership NHS Trust are the only capable provider of the range of services and as such in order to secure needs of patients, a Negotiated procedure without prior publication was followed and justified under Public Contracts Regulations 2015 32(2)(b)(ii)

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

### **Title**

Community Mental Health Services

A contract/lot is awarded: Yes

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

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

1 February 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 1

#### **V.2.3) Name and address of the contractor**

Devon Partnership NHS Trust

Wonford House, Dryden Road

Exeter

EX2 5AF

Country

United Kingdom

NUTS code

- UKK4 - Devon

Justification for not providing organisation identifier

Not on any register

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

Total value of the contract/lot: £187,333,000

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## **Section VI. Complementary information**

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

The services are healthcare services falling within Schedule 3 to the Public Contracts Regulations 2015 ("the Regulations") which are not subject to the full regime of the Regulations, but are instead governed by the "Light Touch Regime" contained within Chapter 3, Section 7 of the Regulations (Regulations 74 to 77).

For the avoidance of doubt, the Authority will not be bound by the Regulations or the Treaty on the Functioning of the European Union or any other regulations or legislation except for the specific parts or circumstances that apply to the procurement of these Services.

Neither the inclusion of a selection stage, nor the use of any language or terms found in the Directive or Regulations, nor the description of the procedure voluntarily adopted by the Authority ("Open", "Restricted", "Competitive Procedure with Negotiation", "Competitive Dialogue" or any other description), nor any other indication, shall be taken to mean that the Authority intends to hold itself bound by the Directive or Regulations, save by the provisions applicable to services coming within the scope of Annex XIV of the Directive / Schedule 3 of the Regulations.

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

#### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

As described in VI.3, deadline for lodging of appeals should be in accordance with Regulation 87 and Regulation 91 of the 2015 Regulations.