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Contract

## **Cytosponge Delivery, and Pathology Reporting Service**

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

F20: Modification notice

Notice identifier: 2023/S 000-004524

Procurement identifier (OCID): ocds-h6vhtk-0365ac

Published 14 February 2023, 2:18pm

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

#### **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

#### **Email**

[Josh.Foggo@nhs.scot](mailto:Josh.Foggo@nhs.scot)

#### **Telephone**

+44 7855060653

#### **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](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

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**Section II: Object****II.1) Scope of the procurement****II.1.1) Title**

Cytosponge Delivery, and Pathology Reporting Service

Reference number

NSSCOVID-19 -218

**II.1.2) Main CPV code**

- 85111800 - Pathology services

**II.1.3) Type of contract**

Services

**II.2) Description****II.2.2) Additional CPV code(s)**

- 85111800 - Pathology services

**II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

**II.2.4) Description of the procurement at the time of conclusion of the contract:**

This is a direct award to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic

and is on the basis of the protection of exclusive rights, including intellectual property rights using the Cytosponge product in line with

Regulation 33(1)(b) of the Public Contracts (Scotland) Regulations 2015

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

Duration in months

12

**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 IV. Procedure**

**IV.2) Administrative information**

**IV.2.1) Contract award notice concerning this contract**

Notice number: [2022/S 000-024752](#)

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

**Contract No**

NSSCOVID-19 -218

**Title**

Cytosponge Delivery, and Pathology Reporting Service

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

### **V.2.1) Date of conclusion of the contract/concession award decision:**

30 August 2022

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

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

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

Medtronic Limited

Building 9, Croxley Park

Watford

WD18 8WW

Telephone

+44 1923202577

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

### **V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)**

Total value of the procurement: £1,000,000

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## **Section VI. Complementary information**

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

(SC Ref:722523)

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

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

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

### **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

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## **Section VII: Modifications to the contract/concession**

### **VII.1) Description of the procurement after the modifications**

#### **VII.1.1) Main CPV code**

- 85111800 - Pathology services

#### **VII.1.3) Place of performance**

NUTS code

- UKM - Scotland

Main site or place of performance

NHS Scotland

#### **VII.1.4) Description of the procurement:**

Extension of 12 months to NSSCOVID-19 -218 Cytosponge Delivery, and Pathology Reporting Service contract

#### **VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession**

Duration in months

12

#### **VII.1.6) Information on value of the contract/lot/concession (excluding VAT)**

Total value of the contract/lot/concession:

£1,000,000

#### **VII.1.7) Name and address of the contractor/concessionaire**

Medtronic Limited

Building 9, Croxley Park

Watford

WD18 8WW

Telephone

+44 1923202577

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

## **VII.2) Information about modifications**

### **VII.2.1) Description of the modifications**

Nature and extent of the modifications (with indication of possible earlier changes to the contract):

The contract will exist in its current form but extended for 12 months due to current Covid-19 pandemic.

### **VII.2.2) Reasons for modification**

Need for additional works, services or supplies by the original contractor/concessionaire.

Description of the economic or technical reasons and the inconvenience or duplication of cost preventing a change of contractor:

This modification is to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic and to maintain necessary supply and remove unnecessary disruption from the Authority at this time in line with Regulation 72(1)(b) of the Public Contracts (Scotland) Regulations 2015.

### **VII.2.3) Increase in price**

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptations and average inflation)

Value excluding VAT: £1,000,000

Total contract value after the modifications

Value excluding VAT: £1,000,000