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Award

The Calibration, Repair and Maintenance of Roller Brake Testers (RBT), Wheel Play Detectors (WPD) and Headlamp Beam Testers (HBT)

Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2023/S 000-004741

Procurement identifier (OCID): ocds-h6vhtk-03a619

Published 16 February 2023, 11:34am

Section I: Contracting authority/entity

I.1) Name and addresses

Ministry of Defence

Building B15, MOD Donnington

Telford

TF2 8JT

Contact

Sally-Anne Cox

Email

sally-anne.cox@babcockinternational.com

Country

United Kingdom

Region code

UKG21 - Telford and Wrekin

Internet address(es)

Main address

www.babcockinternational.com

I.4) Type of the contracting authority

Ministry or any other national or federal authority

I.5) Main activity

Defence

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

The Calibration, Repair and Maintenance of Roller Brake Testers (RBT), Wheel Play Detectors (WPD) and Headlamp Beam Testers (HBT)

Reference number

IRM21/7583 - VTN

II.1.2) Main CPV code

- 50412000 - Repair and maintenance services of testing apparatus

II.1.3) Type of contract

Services

II.1.4) Short description

Babcock Land Defence Limited, acting as agent for the UK Ministry of Defence (MOD) intends to place a 4 year with 3x1 option years, single source contract with VL Test Systems Ltd for the calibration, repair and maintenance of Roller Brake Testers (RBT), Wheel Play Detectors (WPD) and Headlamp Beam Testers (HBT) with VL Test Systems Ltd

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: £15,405,000

II.2) Description

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

II.2.4) Description of the procurement

The UK Ministry of Defence (MOD), intends to place a 4 year, single source contract with VL Test Systems Ltd for the calibration, repair and maintenance of Roller Brake Testers (RBT), Wheel Play Detectors (WPD) and Headlamp Beam Testers (HBT) with VL Test Systems Ltd. In addition, there will be provision for three (3) one-year options.

II.2.5) Award criteria

Price

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.2.14) Additional information

This notice is not a request for expressions of interest, so please do not apply to be invited to tender. This notice advises that the UK MOD is to place a single source qualifying Defence contract with the named supplier.

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Negotiated procedure without publication of a contract notice

- No tenders or no suitable tenders/requests to participate in response to restricted procedure
- The products involved are manufactured purely for the purpose of research, experiment, study or development

Explanation:

In accordance with regulation 4 of Defence and Security Public Procurement (Amendment etc.) (EU Exit) Regulations 2019 SI No. 2019/697, this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 2011 (DSPCR 2011) as amended (in particular by SI 2019/697 and SI 2020/1450). Prior publication of a contract notice in the Official Journal of the European Union is no longer appropriate. The contract has an estimated value of £15,405,000, over a maximum duration of seven years.

It is considered that the award of this contract without prior publication of a contract notice in the UK e-notification service (as required by the relevant legislation) is lawful in accordance with regulation 16(1)(a)(ii) of the DSPCR 2011 because competition is absent for technical reasons. This is because the Contractor alone holds data in relation to the specifications of the equipment and baseline test procedures for the output specification of the equipment and MOD does not have sufficient rights in the data to provide to a third party. In addition, VLT Test hold exclusive rights over the DTP code software used in the programming of the equipment. The DTP codes and associated software are critical to the calibration and configuration of the test equipment. The equipment covered under this contract is considered safety critical test equipment, and access to DTP codes and relevant technical repair and output specifications is required. Without access or rights to the relevant DTP codes, or the relevant technical documentation, MOD is unable to compete this requirement.

IV.1.3) Information about a framework agreement

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: No

Section V. Award of contract/concession
Contract No

IRM21/7583

Title

The Calibration, Repair and Maintenance of Roller Brake Testers (RBT), Wheel Play Detectors (WPD) and Headlamp Beam Testers (HBT)

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

2 January 2023

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

VL Test Systems Ltd

3-4 Middle Slade

Buckingham

MK18 1WA

Country

United Kingdom

NUTS code

- UKJ1 - Berkshire, Buckinghamshire and Oxfordshire

The contractor/concessionaire is an SME

Yes

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

Total value of the contract/lot/concession: £15,405,000

V.2.5) Information about subcontracting

The contract/lot/concession is likely to be subcontracted

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

Babcock Land Defence Ltd

Building B15, MOD Donnington

Telford

TF2 8JT

Country

United Kingdom