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Award

## **Provision of spares and Post Design Services for Passenger Short Term Air Supply System**

Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-005063

Procurement identifier (OCID): ocds-h6vhtk-043a5f

Published 15 February 2024, 11:20am

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

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

Ministry of Defence

Bristol

#### **Email**

[joanne.hunt149@mod.gov.uk](mailto:joanne.hunt149@mod.gov.uk)

#### **Country**

United Kingdom

#### **Region code**

UK - United Kingdom

#### **Internet address(es)**

Main address

<https://des.mod.uk/>

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

Ministry or any other national or federal authority

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

Defence

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### **Section II: Object**

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

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

Provision of spares and Post Design Services for Passenger Short Term Air Supply System

Reference number

709869455

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

- 44611200 - Breathing apparatus

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

Supplies

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

Provision of spares and Post Design Services for Passenger Short Term Air Supply System, to provide on going support to the current in-service capability.

##### **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: £450,000

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

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

NUTS codes

- UK - United Kingdom

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

provision of spares, post design services including ad hoc tasking, repairs and modifications

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

Price

### **II.2.11) Information about options**

Options: Yes

Description of options

Two 1-year options.

### **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.1) Description

#### IV.1.1) Type of procedure

Negotiated procedure without publication of a contract notice

- The products involved are manufactured purely for the purpose of research, experiment, study or development
- The works, supplies or services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons
- Additional deliveries by the original supplier

Explanation:

In accordance with the provisions of The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020 SI No. 2020/1319, this procurement falls to be regulated under the provisions of the Public Contracts Regulations 2015 (PCR 2015) as amended (in particular by SI 2020/1319). Prior publication of a contract notice in the Official Journal of the European Union is no longer appropriate. It is considered that the award of the contract without prior publication of a contract notice in the UK e-notification service (in accordance with the relevant legislation) is lawful in accordance with regulation 32(5)(b) of the Public Contracts Regulations 2015 for technical reasons.

This is due to the technical impracticality for another economic operator to undertake the work required to meet MoD timescales and at the required Military Aviation Authority air worthiness standards. APEKS is the only company with the necessary knowledge and understanding of the existing equipment used across multiple Air Defence Platforms which includes designs, drawings, manufacturing data packs and intimate technical know-how as the Original Equipment Manufacturer.

To contract with another supplier would currently create an unacceptable safety risk for the MOD.

#### IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: No

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

A contract/lot is awarded: Yes

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

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

15 February 2024

#### **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**

APEKS MARINE EQUIPMENT LIMITED

Blackburn

BB1 2BT

Country

United Kingdom

NUTS code

- UK - United Kingdom

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: £4,500

#### **V.2.5) Information about subcontracting**

The contract/lot/concession is likely to be subcontracted

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## **Section VI. Complementary information**

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

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

Defence Equipment and Support

Bristol

Country

United Kingdom