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Contract

## **CLA Plus Licence**

Digital Health and Care Wales

F03: Contract award notice

Notice identifier: 2023/S 000-005577

Procurement identifier (OCID): ocds-h6vhtk-037ecc

Published 24 February 2023, 3:07pm

## **Section I: Contracting authority**

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

Digital Health and Care Wales

Tŷ Glan-yr-Afon, 21 Cowbridge Road East

Cardiff

CF11 9AD

### **Contact**

Elisha Arnold

### **Email**

[elisha.arnold@wales.nhs.uk](mailto:elisha.arnold@wales.nhs.uk)

### **Country**

United Kingdom

**NUTS code**

UK - United Kingdom

**Internet address(es)**

Main address

<https://dhcw.nhs.wales/>

Buyer's address

[https://www.sell2wales.gov.wales/search/Search\\_AuthProfile.aspx?ID=AA0221](https://www.sell2wales.gov.wales/search/Search_AuthProfile.aspx?ID=AA0221)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

**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**

CLA Plus Licence

Reference number

P260.07

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

- 79121100 - Software copyright consultancy services

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

Services

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

Digital Health and Care Wales have responsibility for the administration of an agreement with the Copyright Licensing Agency (CLA) which enables all staff employed by NHS Wales, hospice workers, health and care students and social care workers, to legally make copies of various NHS Wales owned material from both the NHS Wales e-Library and physical library services. The Licence allows users to freely photocopy, scan and print from digital books, printed books, magazines, journals and websites, without having the need to ask for permission from copyright owners each time. The requirement for the Copyright Licensing Agency Licence Plus is driven by UK legislation, in which it is a legal requirement for any kind of library service to have to ensure users are not infringing copyright.

#### **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: £1,624,574

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

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

NUTS codes

- UKL - Wales

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

Digital Health and Care Wales have responsibility for the administration of an agreement with the Copyright Licensing Agency (CLA) which enables all staff employed by NHS Wales, hospice workers, health and care students and social care workers, to legally make copies of various NHS Wales owned material from both the NHS Wales e-Library and physical library services. The Licence allows users to freely photocopy, scan and print from digital books, printed books, magazines, journals and websites, without having the need to ask for permission from copyright owners each time. The requirement for the Copyright Licensing Agency Licence Plus is driven by UK legislation, in which it is a legal requirement for any kind of library service to have to ensure users are not infringing copyright.

The Copyright Licencing Agency (CLA) is the sole supplier of such copyright services for the UK. Other such agencies exist in other countries but they serve the country in which they are based. There are no alternative suppliers.

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

Price

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

Options: Yes

Description of options

350 Copyright-Fee Paid Digital Rights Management Free Articles Bundle

### **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

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

- The procurement falls outside the scope of application of the regulations

Explanation:

The Copyright Licencing Agency (CLA) is the sole supplier of such copyright services for the UK. Other such agencies exist in other countries but they serve the country in which they are based. There are no other alternative suppliers.

#### 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.2.1) Previous publication concerning this procedure

Notice number: [2022/S 000-031092](#)

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## Section V. Award of contract

### Contract No

P260.07

A contract/lot is awarded: Yes

### V.2) Award of contract

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

22 February 2023

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

Number of tenders received: 1

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 1

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

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

Copyright Licensing Agency

Barnards Inn, 86 Fetter Lane

London

EC4A1EN

Country

United Kingdom

NUTS code

- UKI - London

The contractor is an SME

No

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

Total value of the contract/lot: £1,624,574

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## **Section VI. Complementary information**

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

(WA Ref:129432)

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

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

High Court

Royal Courts of Justice, The Strand

London

WC2A 2LL

Telephone

+44 2079477501

Country

United Kingdom