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Award

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Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-005793

Procurement identifier (OCID): ocds-h6vhtk-043c1d

Published 22 February 2024, 12:07pm

Section I: Contracting authority/entity

I.1) Name and addresses

Ministry of Defence

Bristol

Email

Tracey.Bell328@mod.gov.uk

Country

United Kingdom

Region code

UKK11 - Bristol, City of

Internet address(es)

Main address

<https://www.gov.uk/government/organisations/ministry-of-defence>

I.6) Main activity

Electricity

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

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II.1.2) Main CPV code

- 71334000 - Mechanical and electrical engineering services

II.1.3) Type of contract

Services

II.1.4) Short description

Provision of a Last Time Buy (LTB) of Air Circuit Breakers (ACB).

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: £10,000,000

II.2) Description

II.2.2) Additional CPV code(s)

- 50532400 - Repair and maintenance services of electrical distribution equipment

II.2.3) Place of performance

NUTS codes

- UKK11 - Bristol, City of

II.2.4) Description of the procurement

The Secretary of State for Defence (the "Authority") intends to award a Supply contract to

Rolls-Royce Solutions Ltd for the provision of a Last Time Buy (LTB) of Air Circuit Breakers (ACB). The Contract has an estimated value of £10M (incl. VAT).

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI 2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 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. It is considered that the award of the 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 for technical reasons. It is believed that the services to be provided under the contract can only be supplied by Rolls-Royce Solutions Ltd as the Design Authority (DA). Rolls-Royce Solutions Ltd designed, specified and manufactured all the switchboards for A-Class platforms, this included the specification and design of circuit breakers intrinsic to the switchboard.

Rolls-Royce Solutions Ltd sourced the ACBs from ABB. The ABB ACB was selected by Rolls-Royce Solutions Ltd as the only available ACB that would meet platform requirements safety, integration and spatial specifications.

There is no effective alternative supplier for the ACB's that could conduct the required work on the equipment, only these can meet the required safety standards to prevent single failure. Equally the SQEP and technical documentation is placed with the DA (Rolls-Royce Solutions Ltd) and as such they are best placed to execute this technical knowledge to meet the Safety and Quality specifications to meet platform requirements.

Only the original switchboard DA (Rolls-Royce Solutions Ltd) currently have the knowledge and expertise to execute the engineering works and procurement activities with ABB.

Therefore, the Authority considers that in order to maintain the safety of the platform and personnel only Rolls-Royce Solutions Ltd are able to supply the ACBs supplied from ABB and as such contracting with Rolls Royce is essential.

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

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
- Purchase of supplies or services on particularly advantageous terms:
 - from a supplier which is definitively winding up its business activities

Explanation:

The Secretary of State for Defence (the “Authority”) intends to award a Supply contract to Rolls-Royce Solutions Ltd for the provision of a Last Time Buy (LTB) of Air Circuit Breakers (ACB). The Contract has an estimated value of £10M (incl. VAT).

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI 2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 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. It is considered that the award of the 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 for technical reasons. It is believed that the services to be provided under the contract can only be supplied by Rolls-Royce Solutions Ltd as the Design Authority (DA). Rolls-Royce Solutions Ltd designed, specified and manufactured all the switchboards for A-Class platforms, this included the specification and design of circuit breakers intrinsic to the switchboard.

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Therefore, the Authority considers that in order to maintain the safety of the platform and personnel only Rolls-Royce Solutions Ltd are able to supply the ACBs supplied from ABB. and as such contracting with Rolls Royce is essential.

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

PEDT/0043

Title

Provision of a Last Time Buy (LTB) of Air Circuit Breakers (ACB)

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

21 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

Rolls Royce Solutions Ltd

East Grinstead

RH19 1XZ

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Initial estimated total value of the contract/lot/concession: £9,000,000

Lowest offer: £9,000,000 / Highest offer: £9,000,000 taken into consideration

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

Ministry of Defence

Bristol

BS34 *JH

Country

United Kingdom