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Award

Spatial Disorientation Trainer Upgrades

Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-007375

Procurement identifier (OCID): ocds-h6vhtk-032369

Published 17 March 2022, 10:45pm

Section I: Contracting authority/entity

I.1) Name and addresses

Ministry of Defence

BRISTOL

Email

matthew.julier100@mod.gov.uk

Country

United Kingdom

NUTS code

UK - United Kingdom

Internet address(es)

Main address

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

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

Spatial Disorientation Trainer Upgrades

II.1.2) Main CPV code

- 50800000 - Miscellaneous repair and maintenance services

II.1.3) Type of contract

Services

II.1.4) Short description

CONTRACT AMENDMENT TO CURRENT MAINTENANCE CONTRACT FOR 2 X SPATIAL DISORIENTATION TRAINERS (SDT) TO PROVIDE A COMPREHENSIVE UPGRADE OF BOTH THE HARDWARE AND SOFTWARE OF THE 2 X SDTS.

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: £2,800,000

II.2) Description

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

II.2.4) Description of the procurement

CONTRACT AMENDMENT TO CURRENT MAINTENANCE CONTRACT FOR 2 X SPATIAL DISORIENTATION TRAINERS (SDT) TO PROVIDE A COMPREHENSIVE UPGRADE OF BOTH THE HARDWARE AND SOFTWARE OF THE 2 X SDTS.

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
- The works, supplies or services can be provided only by a particular economic operator for the following reason:
 - absence of competition for technical reasons

Explanation:

The FsAST PT part of the UK Ministry of Defence, (the “Authority”) intends to award a contract to AMST-SYSTEMTECHNIK GMBH for the provision of a comprehensive upgrade to the hardware and software for the two Spatial Disorientation Trainers (SDTs) at RAF Henlow to ensure the continued operation of the SDTs. The contract has an estimated value of £2,800,000.00 and a proposed term of one year.

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 (in accordance with the relevant legislation) is lawful in accordance with regulation 16(1)(a)(ii) of the Defence and Security Public Contracts Regulations 2011 for exclusive rights and technical reasons.

This is on the basis that AMST is the Original Equipment Manufacturer (OEM) [and Design Authority (DA)] of the SDTs and has supported the SDTs, both the hardware and software, for the last [15] years. As the OEM [and DA] AMST owns the drawings, data and other required technical information in the SDTs needed to modify and complete the upgrade of the hardware and software. The Authority does not own, nor does it have the right to pass on to third parties, the drawings, data and proprietary information necessary to complete the upgrade to the SDTs. Therefore, any modification within the required safety case cannot be assured unless the upgrade work is carried out by AMST, the OEM. In addition, the Authority does not hold, nor does it have rights to the source code. Any modification required to copyright works will have to be completed by AMST as the OEM.

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

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

11 March 2022

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

AMST-SYSTEMTECHNIK GMBH

RANSHOFEN

Country

Austria

NUTS code

- AT - Austria

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: £2,800,000

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

Ministry of Defence

BRISTOL

Country

United Kingdom