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Contract

## **HE National Apple Equipment & Services Framework Agreement**

HEPCW

F20: Modification notice

Notice identifier: 2021/S 000-007942

Procurement identifier (OCID): ocids-h6vhtk-02a677

Published 15 April 2021, 3:35pm

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

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

HEPCW

30-36 Newport Road

Cardiff

CF24 0DE

#### **Email**

[h.allaway@wales.ac.uk](mailto:h.allaway@wales.ac.uk)

#### **Telephone**

+44 2920879201

#### **Country**

United Kingdom

#### **NUTS code**

UKL22 - Cardiff and Vale of Glamorgan

**Internet address(es)**

Main address

<http://www.hepcw.ac.uk>

Buyer's address

[https://www.sell2wales.gov.wales/search/Search\\_AuthProfile.aspx?ID=AA0218](https://www.sell2wales.gov.wales/search/Search_AuthProfile.aspx?ID=AA0218)

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## **Section II: Object**

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

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

HE National Apple Equipment & Services Framework Agreement

Reference number

ITS6003HW

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

- 30213000 - Personal computers

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

Supplies

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

#### **II.2.2) Additional CPV code(s)**

- 30213000 - Personal computers

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

NUTS codes

- UK - United Kingdom

#### **II.2.4) Description of the procurement at the time of conclusion of the contract:**

Computer Equipment and mobile devices using an Apple Operating System and value added services. The overall agreement encompasses various hardware, software, peripherals and accessories on which the Apple OS X, iPadOS and iOS operating systems (and future upgrades and derivatives) must run natively. The agreement also encompasses value added services (to be defined) as required.

**II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession**

Duration in months

64

In the case of framework agreements, provide justification for any duration exceeding 4 years

The original duration of this framework was 48 months, but it had to be extended for up to a maximum of 64 months. See section VII.2) of this modification notice for the justification.

**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.2) Administrative information**

#### **IV.2.1) Contract award notice concerning this contract**

Notice number: [2016/S 064-110289](#)

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

### **Contract No**

ITS6003HW

### **Title**

HE National Apple Equipment & Services Framework Agreement

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

#### **V.2.1) Date of conclusion of the contract/concession award decision:**

1 April 2016

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

The contract/concession has been awarded to a group of economic operators: Yes

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

Stone Computers Ltd

Granite One Hundred, Acton Gate

Stafford

ST189AA

Country

United Kingdom

NUTS code

- UKG24 - Staffordshire CC

The contractor/concessionaire is an SME

No

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

Academia

8 Kinetic Crescent, Innova Park

Enfield

EN37XH

Country

United Kingdom

NUTS code

- UKI54 - Enfield

The contractor/concessionaire is an SME

No

**V.2.3) Name and address of the contractor/concessionaire**

XMA LTD

XMA LTD, 44 Nottingham South And Wilford Industrial Estate

NOTTINGHAM

NG117EP

Country

United Kingdom

NUTS code

- UKF14 - Nottingham

The contractor/concessionaire is an SME

No

**V.2.3) Name and address of the contractor/concessionaire**

Insight Direct (UK) Ltd

Metro Building, 5th Floor, Trafford Road, Salford Quays

Manchester

M53NN

Telephone

+44 8446928639

Country

United Kingdom

NUTS code

- UKD33 - Manchester

The contractor/concessionaire is an SME

No

**V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)**

Total value of the procurement: £500,000,000

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## **Section VI. Complementary information**

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

A recurrent tendering process led by HEPCW/Cardiff University on behalf of HE Consortia members for the procurement of Computer Equipment and mobile devices using an Apple Operating System and value added services for the Higher Education sector and associated public sector bodies throughout the UK. The estimated spend of this framework agreement is circa GBP 500 million for the full term, inclusive of extensions.

(WA Ref:109809)

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

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

Higher Education Purchasing Consortium Wales

30-36 Newport Road

Cardiff

CF24 0DE

Email

[h.allaway@wales.ac.uk](mailto:h.allaway@wales.ac.uk)

Telephone

+44 20874016

Country

United Kingdom

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## **Section VII: Modifications to the contract/concession**

### **VII.1) Description of the procurement after the modifications**

#### **VII.1.1) Main CPV code**

- 30213000 - Personal computers

#### **VII.1.3) Place of performance**

NUTS code

- UK - United Kingdom

#### **VII.1.4) Description of the procurement:**

The framework agreement was initially awarded on the basis of 24 months with a further 2, 12-month options to extend. The options to extend have been exercised by the contracting authority. The framework agreement would expire on 31 March 2020 unless extended further.

Due to the Covid-19 pandemic, the authorities have insufficient time to re-procure the framework before its expiry. The Covid-19 pandemic is requiring IT providers to focus their supplies on study-at-home education needs and to a lesser extent, public health and NHS requirements. The closure of member institutions and restricted working arrangements for potential bidders has severely reduced the availability of IT provider and HE member institution personnel required to undertake the exercise. The lots, economic operators and nature of the supplies and services provided under each lot are unchanged. The estimated increased total spend through the framework agreement is less than 50 % of the value of the framework agreement.

The extension of a public sector contracting arrangement where there is a direct causal link to the Covid-19 pandemic is consistent with UK Government Procurement Policy Note 02/20 and Guidance from the European Commission.

The extension will until 31 July 2021 will provide sufficient time for the procurement currently ongoing for the new agreement.

#### **VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession**

Duration in months

64

#### **VII.1.6) Information on value of the contract/lot/concession (excluding VAT)**

Total value of the contract/lot/concession:

£500,000,000

**VII.1.7) Name and address of the contractor/concessionaire**

Academia

8 Kinetic Crescent, Innova Park

Enfield

EN37XH

Country

United Kingdom

NUTS code

- UKI54 - Enfield

The contractor/concessionaire is an SME

No

**VII.1.7) Name and address of the contractor/concessionaire**

Stone Computers Ltd

Granite One Hundred, Acton Gate

Stafford

ST189AA

Country

United Kingdom

NUTS code

- UKG24 - Staffordshire CC

The contractor/concessionaire is an SME

No

**VII.1.7) Name and address of the contractor/concessionaire**

Insight Direct (UK) Ltd

Metro Building, 5th Floor, Trafford Road, Salford Quays

Manchester

M53NN

Telephone

+44 8446928639

Country

United Kingdom

NUTS code

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The contractor/concessionaire is an SME

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**VII.1.7) Name and address of the contractor/concessionaire**

XMA LTD

XMA LTD, 44 Nottingham South And Wilford Industrial Estate

NOTTINGHAM

NG117EP

Country

United Kingdom

NUTS code

- UKF14 - Nottingham

The contractor/concessionaire is an SME

No

## **VII.2) Information about modifications**

### **VII.2.1) Description of the modifications**

Nature and extent of the modifications (with indication of possible earlier changes to the contract):

The framework agreement was initially awarded on the basis of 36 months with a further 12-month option to extend. That option to extend has been exercised by the contracting authority. The framework agreement would expire on 31st March 2020 and has been subsequently extended until 30th April 2021. This modification notice seeks to extend the agreement until 31st July 2021 to enable the procurement exercise in respect of a new agreement to be concluded.

Due to the Covid-19 pandemic, the authorities have insufficient time to re-procure the framework before its expiry. The Covid-19 pandemic is requiring IT providers to focus their supplies on study-at-home education needs and to a lesser extent, public health and NHS requirements. The closure of member institutions further prevents the hardware evaluation of bids. Potential bidders have also faced resource limitations due to furlough and socially distanced working which has impacted their ability to respond. The estimated increased total spend through the framework agreement is less than 50 % of the value of the framework agreement.

The extension of a public sector contracting arrangement where there is a direct causal link to the Covid-19 pandemic is consistent with UK Government Procurement Policy Note 02/20 and Guidance from the European Commission.

The new agreement is currently out to tender and is due to be awarded from 30th July 2021.

### **VII.2.2) Reasons for modification**

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee.

Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

See Section VII 2.1 of this notice

### **VII.2.3) Increase in price**

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptions and average inflation)

Value excluding VAT: £500,000,000

Total contract value after the modifications

Value excluding VAT: £500,000,000