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Contract

## **Software Licence Resellers Agreement**

Southern Universities Purchasing Consortium (SUPC)

F20: Modification notice

Notice identifier: 2021/S 000-007968

Procurement identifier (OCID): ocds-h6vhtk-02a691

Published 15 April 2021, 5:06pm

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

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

Southern Universities Purchasing Consortium (SUPC)

Reading Enterprise Centre, The University of Reading, Whiteknights Road, Earley Gate

Reading

RG6 6BU

#### **Contact**

Mark Lewis

#### **Email**

[SUPC@reading.ac.uk](mailto:SUPC@reading.ac.uk)

#### **Telephone**

+44 1189357081

#### **Country**

United Kingdom

**NUTS code**

UK - United Kingdom

**National registration number**

111357

**Internet address(es)**

Main address

<https://www.supc.ac.uk>

Buyer's address

<https://uk.eu-supply.com/ctm/Company/CompanyInformation/Index/86623>

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## **Section II: Object**

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

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

Software Licence Resellers Agreement

Reference number

Modification Notice SLRA FAT (1)

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

- 48000000 - Software package and information systems

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

Supplies

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

#### **II.2.1) Title**

Software License Resellers Agreement

Lot No

1,2,3,4,5

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

- 48000000 - Software package and information systems

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

NUTS codes

- UK - United Kingdom

Main site or place of performance

UK

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

The framework was set up to provide a range of software and associated services,

including support, maintenance, renewals and consultancy.

The lots are named as follows:

Lot 1: Microsoft and Associated Services

Lot 2: Adobe

Lot 3: VMWare

Lot 4: Other

Lot 5: Software Services

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

Start date

1 December 2016

End date

30 November 2020

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

The duration of the framework was 48 months. An extension for a period of 2 months was applied to extend the framework to 50 months. See section V11.2) 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 V. Award of contract/concession**

### **Contract No**

ITS4032 SU

### **Lot No**

1,2,3,4,5

### **Title**

Software License Resellers Agreement

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

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

1 December 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**

Academia Ltd

8 Kinetic Crescent, Innova Park

Enfield

EN3 7XH

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Bytes Software Services Ltd

Bytes House, Randalls Way

Leatherhead

KT22 7TW

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

CDW Limited

10 Fleet Place,

London

EC4M 7RB

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Civica Services Ltd

Dial House 2 Burston Road

London

SW15 6AR

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

COMPAREX UK Ltd

16 Northumberland Avenue,

London.

WC2N 5AP

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Insight Direct (UK) Ltd

The Technology Building, Insight Campus, Terry Street,

Sheffield

S9 2BU

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

PHOENIX SOFTWARE LTD

Blenheim House, York Road, Pocklington

York

YO42 1NS

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Pugh Computers Ltd

Denver House, Llanon

Aberystwyth,

SY23 5LP

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Softcat plc

Solar House, Fieldhouse Lane

Marlow

SL7 1LW

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

SoftwareONE UK LTD

41-47 Hartfield Road

Wimbledon

SW19 3JN

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

XMA Limited

Wilford Industrial Estate , Ruddington Lane, Wilford,

Nottingham

NG11 7EP

Country

United Kingdom

NUTS code

- UK - United Kingdom

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: £130,000,000

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## **Section VI. Complementary information**

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

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

Southern Universities Purchasing Consortium (SUPC)

Reading Enterprise Centre, The University of Reading, Earley Gate, Whiteknights Road

Reading

RG6 6BU

Email

[supc@reading.ac.uk](mailto:supc@reading.ac.uk)

Telephone

+44 1189357081

Country

United Kingdom

Internet address

<https://www.supc.ac.uk/>

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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**

- 48000000 - Software package and information systems

#### **VII.1.2) Additional CPV code(s)**

- 48100000 - Industry specific software package
- 48160000 - Library software package
- 48170000 - Compliance software package
- 48180000 - Medical software package
- 48190000 - Educational software package
- 48200000 - Networking, Internet and intranet software package
- 48210000 - Networking software package
- 48220000 - Internet and intranet software package
- 48310000 - Document creation software package
- 48320000 - Drawing and imaging software package
- 48321000 - Computer-aided design (CAD) software package
- 48322000 - Graphics software package
- 48330000 - Scheduling and productivity software package
- 48400000 - Business transaction and personal business software package
- 48500000 - Communication and multimedia software package
- 48600000 - Database and operating software package
- 48900000 - Miscellaneous software package and computer systems

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

NUTS code

- UK - United Kingdom

Main site or place of performance

UK

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

SUPC established a framework agreement for the supply of software and associated services for the benefit of participating institutions. Framework is split into 5 lots and sub-lots.

The estimated spend for this framework is circa GBP130 million for the full term, inclusive of extensions.

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

Start date

1 December 2016

End date

31 January 2021

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

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee (R72(1)(c) of Public Contracts Regulations 2015, Public Contracts (Scotland) Regulations 2015). This modifications does not change the nature of the requirement nor will exceed 50% of the original contract value.

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

Total value of the contract/lot/concession:

£130,000,000

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

Academia Ltd

8 Kinetic Crescent, Innova Park,

Enfield

EN3 7XH

Country

United Kingdom

NUTS code

- UK - United Kingdom

National registration number

Academia Ltd

The contractor/concessionaire is an SME

No

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

Bytes Software Services Ltd

Bytes House, Randalls Way

Leatherhead

KT22 7TW

Country

United Kingdom

NUTS code

- UK - United Kingdom

National registration number

Bytes Software Services Ltd

The contractor/concessionaire is an SME

No

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CDW Limited

10 Fleet Place,

London

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NG11 7EP

Country

United Kingdom

NUTS code

- UK - United Kingdom

National registration number

XMA Limited

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 extended to 30th January 2021 to allow SUPC to conclude the tender process for the SLRA.

The modification does not alter the overall nature of the contract, the overall nature of the contract is unaltered, lots, economic operators and subject matter of the contracts.

Any increase in price does not exceed 50 % of the value of the original contract or framework agreement.

### **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:

The reasons for the modification are consistent with the derogation grounds in Article 72(1)(c) of Directive 2014/24/EU (reg72(1)(c) Public Contracts Regulations 2015 as amended) as all of the following conditions are fulfilled. During the retendering process of the SLRA, a bidder to the tender sought further information and clarification to the tender process. The decision was made to stop the standstill period, reissue award notification documentation and restart the standstill period. The framework was extended to allow SUPC sufficient time to conclude the tender process.

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

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

Value excluding VAT: £130,000,000

Total contract value after the modifications

Value excluding VAT: £13,500,000