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Contract

Software Licence Resellers Agreement

Southern Universities Purchasing Consortium (SUPC)

F20: Modification notice

Notice identifier: 2021/S 000-007975

Procurement identifier (OCID): ocds-h6vhtk-02a698

Published 15 April 2021, 5:21pm

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

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>

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Software Licence Resellers Agreement

Reference number

ITS4032 SU

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

31 January 2021

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

The duration of the framework was 48 months, but was extended to 50 months following a challenge to the tender process. The framework was extended for a further 2 months to 52 months to conclude the tender process. 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

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

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

Telephone

+44 1189357081

Country

United Kingdom

Internet address

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

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

15 March 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

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

CDW Limited

10 Fleet Place,

London

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Blenheim House, York Road, Pocklington

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Nottingham

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 15th March 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.

The need for modification has been brought about by circumstances which a diligent contracting authority could not have foreseen; during the standstill period a bidder to the tender sought further information and clarification to the tender process. The framework was extended to allow SUPC sufficient time to ensure that a full response was provided to the bidder and to allow the bidder time to review the response from SUPC and seek further clarification if so required.

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.2.3) 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