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Contract

Mid and West Essex End of Life and Hospice Services

NHS Mid Essex Clinical Commissioning Group
NHS West Essex Clinical Commissioning Group

F03: Contract award notice

Notice identifier: 2022/S 000-008828

Procurement identifier (OCID): ocds-h6vhtk-0323dd

Published 1 April 2022, 1:26pm

Section I: Contracting authority

I.1) Name and addresses

NHS Mid Essex Clinical Commissioning Group

Wren House, Colchester Road

Chelmsford

CM2 5PF

Email

amy.wilson@attain.co.uk

Country

United Kingdom

NUTS code

UKH3 - Essex

Internet address(es)

Main address

<https://midessexccg.nhs.uk/>

I.1) Name and addresses

NHS West Essex Clinical Commissioning Group

Building 4 Spencer Close, The Plain

Epping

CM16 6TN

Contact

Amy Wilson

Email

amy.wilson@attain.co.uk

Country

United Kingdom

NUTS code

UKH35 - West Essex

Internet address(es)

Main address

<https://westessexccg.nhs.uk/>

I.2) Information about joint procurement

The contract involves joint procurement

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

Health

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Mid and West Essex End of Life and Hospice Services

Reference number

ACE-0576-2022-MSE

II.1.2) Main CPV code

- 85100000 - Health services

II.1.3) Type of contract

Services

II.1.4) Short description

This is a Contract Award Notice made by the Contracting Authorities; NHS Mid Essex Clinical Commissioning Group, NHS West Essex Clinical Commissioning Group, (hereinafter referred to as “the Authority”) in compliance with their local standing financial instructions (SFIs), for delivery of the following Services; an Inpatient Unit (IPU), a Hospice at Home service, a Bereavement service and a Rapidly Deteriorating Patients – bespoke care service, covering the population of Mid Essex. Additionally IPU, Hospice at Home and Bereavement Services are also delivered in West Essex.

This Contract Award Notice follows the Voluntary ex ante transparency notice (2022/S 000-007491) published: 18 March 2022.

All services will be contracted for a period of 24 months, from 1st April 2022 – 31st March 2024.

The aggregate contract value is forecasted at £8,230,000 (including VAT) over the two-year term, equating to £6,858,333 (excluding VAT).

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: £6,858,333

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKH3 - Essex
- UKH35 - West Essex

Main site or place of performance

Mid and West Essex

II.2.4) Description of the procurement

This is a Contract Award Notice made by the Contracting Authorities; NHS Mid Essex Clinical Commissioning Group, NHS West Essex Clinical Commissioning Group, (hereinafter referred to as “the Authority”) in compliance with their local standing financial instructions (SFIs).

The contract award is made to Farleigh Hospice for delivery of the following Services; an Inpatient Unit (IPU), a Hospice at Home service, a Bereavement service and a Rapidly Deteriorating Patients – bespoke care service, covering the population of Mid Essex. Additionally IPU, Hospice at Home and Bereavement Services are also delivered in West Essex.

This Contract Award Notice follows the Voluntary ex ante transparency notice (2022/S 000-007491) published: 18 March 2022.

All services will be contracted for a period of 24 months, from 1st April 2022 – 31st March 2024.

The aggregate contract value is forecasted at £8,230,000 (including VAT) over the two-year term, equating to £6,858,333 (excluding VAT).

The Contracting Authority is yet to agree appropriate inflation and uplift for this contract for the period of 2022/23 and 2023/24. These will be dealt with as Contract Variations in accordance with the NHS Standard Contract Terms and Conditions. The Authority deems

any such variations are not substantial or material changes, as they occur due to external causes beyond the Authority's control, including changes in contract value driven by changes in patient volume. The Authority will publish appropriate Notices accordingly to communicate any such future changes to the market, once final.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 100

Price - Weighting: 0

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

II.2.14) Additional information

The Service to which this procurement relates fall within Schedule 3 of the Public Contracts Regulations 2015 as amended by as amended by The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020, (the "Regulations"). As such, the Contracting Authority does not intend to hold itself bound by any of the Regulations, save those applicable to Schedule 3 Services.

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Award of a contract without prior publication of a call for competition in the cases listed below

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

Explanation:

The Service falls within Schedule 3 ('social and other specific services', also known as the "Light Touch" Regime) of the Public Contracts Regulations 2015 (PCR 2015) as amended by The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020 ('PPAR 2020').

The Authority is currently in a transitional period with the expectation to be superseded as a statutory body, by an Integrated Care Board in late 2022. The organisation shall have a key function as part of the overall Integrated Care System. At the current time, longer-term

strategies across all sectors are under discussion and longer term commissioning decisions and or procurements cannot take place until these legal arrangements are confirmed.

The Authority has therefore taken a decision to award a contract to the incumbent provider to manage critical risks and ensure consistency in provision of care that meet the needs of the population. The Authority has conducted relevant due diligence to establish this is an

appropriate provider to deliver these services including evidence regarding the providers CQC status, which was a 'no need for inspection' this year due to submission, and positive patient experience reported; recipient of awards from voluntary sector body, Hospice UK.

Additionally, the provider is considered most technically capable of providing the most economically advantageous solution to the Authority under the current environment whilst transitioning to the ICB, because the NHS is contributing to the overall costs for core Hospice activities/services being delivered by the provider already, and so gets a return

on investment.

The Authority is applying the NHS Standard Contract Terms and Conditions to support a combination of services, some of which are part funded and one service which is 100% funded under a single clinical contract, to ensure appropriate clinical governance and service delivery quality as well as consistency of service to patients. However, staff are not ringfenced to the 100% funded service and work across different areas.

IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: No

IV.2) Administrative information

IV.2.1) Previous publication concerning this procedure

Notice number: [2022/S 000-007491](#)

Section V. Award of contract

Title

Mid and West Essex End of Life and Hospice Services

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

16 March 2022

V.2.2) Information about tenders

Number of tenders received: 1

The contract has been awarded to a group of economic operators: No

V.2.3) Name and address of the contractor

Farleigh Hospice

North Court Road

Chelmsford

CM1 7FH

Country

United Kingdom

NUTS code

- UKH3 - Essex

The contractor is an SME

No

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

Total value of the contract/lot: £6,858,333

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

High Court of Justice of England and Wales

Strand

London

WC2A 2LL

Country

United Kingdom