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Contract

Non-Daily Metered Sampling Read Service Provision (NDMSP) 2023

XOSERVE LIMITED

F06: Contract award notice – utilities

Notice identifier: 2023/S 000-009712

Procurement identifier (OCID): ocds-h6vhtk-03b414

Published 3 April 2023, 6:05pm

Section I: Contracting entity

I.1) Name and addresses

XOSERVE LIMITED

Lansdowne Gate,65 New Road

SOLIHULL

B913DL

Email

xoserve.commercial@xoserve.com

Country

United Kingdom

Region code

UKG32 - Solihull

Companies House

5046877

Internet address(es)

Main address

<http://www.xoserve.com>

I.6) Main activity

Other activity

Central Data Services Provider (CDSP) for GB gas industry

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Non-Daily Metered Sampling Read Service Provision (NDMSP) 2023

Reference number

2023.002.00

II.1.2) Main CPV code

- 72300000 - Data services
 - KA06 - For the gas industry

II.1.3) Type of contract

Services

II.1.4) Short description

Xoserve is a not-for-profit entity funded, governed and owned by the gas industry, which includes the gas transporters Cadent Gas Limited, Northern Gas Networks Limited and Wales & West Utilities. With effect from 1 April 2023, Xoserve Limited (Xoserve) will fulfil the NDMSP obligation on behalf of the three gas transporters named above.

The detailed parameters of the NDMSP can be found under the Uniform Network Code (UNC) Transportation Principal Document (TPD) Section H 1.6 (NDM Sampling), which can be found at www.gasgovernance.co.uk. Compliance with the UNC is a regulatory obligation under the Utilities' gas transporter licence granted (or treated as granted) under the Gas Act 1986, section 7.

The contract appoints an economic operator for Non-Daily Metered Sampling Read Service Provision (NDMSP) 2023 for three (3) years from 1 April 2023.

II.1.6) Information about lots

This contract is divided into lots: No

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKC - North East (England)
- UKD - North West (England)
- UKE - Yorkshire and the Humber
- UKF - East Midlands (England)
- UKG - West Midlands (England)
- UKH - East of England
- UKI - London
- UKK - South West (England)
- UKL - Wales

II.2.4) Description of the procurement

This procurement is to appoint a new economic operator for the Non-Daily Metered Sampling Read Service Provision (NDMSP) to ensure the continuity of the provision of daily read data from a defined sampling portfolio of Non-Daily Metered sites within the gas distribution networks operated by Cadent Gas Limited, Northern Gas Networks Limited and Wales & West Utilities, and to manage those portfolios to maintain the required coverage across each End User Category (EUC) Band and Local Distribution Zone (LDZ).

The detailed parameters of the NDMSP can be found under the Uniform Network Code (UNC) Transportation Principal Document (TPD) Section H 1.6 (NDM Sampling), which can be found at www.gasgovernance.co.uk.

II.2.11) Information about options

Options: No

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

Explanation:

On 30 August 2022, Xoserve (on behalf of the Utilities Cadent Gas Limited, Northern Gas Limited and Wales & West Utilities) launched a procurement for the new NDMSP contract under notice 2022/S 000-024117, using the negotiated procedure with prior call for competition.

This procurement was based on information available prior to making the call for competition regarding the technology architecture requirements. During the procurement process, changes to these requirements meant that the basis on which the overall requirements had been drafted was no longer correct. The Utilities therefore reviewed the procurement and concluded that the change in circumstances would have affected bidders' decisions as to whether (or not) to participate in the procurement, and the preparation of their tenders. The Utilities therefore considered that the procurement would need to be re-started and issued a notice to discontinue the procurement on 13 February 2023 with reference 2023/S 000-004329.

As noted previously, the Utilities have a legal and regulatory obligation to ensure that NDMSP will continue from 1 April 2023 after the existing contract expires on 31 March 2023. It is the Utilities' understanding, based on information received during the original procurement, that: (a) this deadline can only be achieved if the successful bidder can integrate with the existing technology architecture; and (b) this integration cannot be achieved in the required timescales, except by the named economic operator.

The Utilities therefore consider that, for all relevant purposes, the works, supplies and services under the contract can be supplied only by the economic operator named, that competition is absent for technical reasons, and that there is no reasonable alternative or substitute. The Utilities therefore intend to award the contract to the named economic

operator under the negotiated procedure without prior call for competition, under UCR, regulation 50(1)(c)(ii).

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: [2023/S 000-007916](#)

Section V. Award of contract

Contract No

2023.002.00

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

17 March 2023

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

Xoserve Limited

Lansdowne Gate,65 New Road

SOLIHULL

B91 3DL

Country

United Kingdom