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Contract

Community Endoscopy Services to residents with an Oxfordshire GP, formerly commissioned via OCCG

Buckinghamshire, Oxfordshire, Berkshire West ICB

F20: Modification notice

Notice identifier: 2024/S 000-010261

Procurement identifier (OCID): ocds-h6vhtk-029617

Published 28 March 2024, 11:55am

Section I: Contracting authority/entity

I.1) Name and addresses

Buckinghamshire, Oxfordshire, Berkshire West ICB

Oxford

Email

scwcsu.cbprocurement@nhs.net

Country

United Kingdom

Region code

UKJ14 - Oxfordshire

Justification for not providing organisation identifier

Not on any register

Internet address(es)

Main address

<https://www.bucksoxonberksw.icb.nhs.uk/>

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Community Endoscopy Services to residents with an Oxfordshire GP, formerly commissioned via OCCG

II.1.2) Main CPV code

- 85100000 - Health services

II.1.3) Type of contract

Services

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKJ14 - Oxfordshire

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

Buckinghamshire, Oxfordshire and Berkshire West ICB (formerly Oxfordshire Clinical Commissioning) commission a Community Endoscopy service for patients registered with a GP in Oxfordshire in order to deliver a safe and clinically effective service that would provide rapid local access to diagnostic endoscopy for patients that will include gastroscopy, colonoscopy and flexible sigmoidoscopy. The total contract value at the time of conclusion to the procurement over the 5-year term is £15,499,800 with an initial contract period of 3 years plus an optional extension of any period up to 2 years. This was originally procured with the support of NHS South, Central and West Commissioning Support Unit (SCW) on behalf of the Commissioner

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

Duration in months

60

Section IV. Procedure

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2024/S 000-010205](#)

Section V. Award of contract/concession

Contract No

XXX

V.2) Award of contract/concession

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

8 October 2021

V.2.2) Information about tenders

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

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

InHealth Endoscopy Limited

High Wycombe

Country

United Kingdom

NUTS code

- UKJ - South East (England)

Companies House

Company House

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: £15,499,800

Section VI. Complementary information

VI.3) Additional information

This is a Provider Selection Regime (PSR) contract modification notice. This contract has been modified under the urgent circumstances provision of the Health Care Services (Provider Selection Regime) Regulations 2023. For the avoidance of doubt, the provisions of the Public Contracts Regulations 2015 do not apply to this award. This contract has now been formally modified.

The decision-makers of this modification are the ICB's Executive Management Committee.

No conflicts or potential conflicts of interest of individuals making the decision have been identified.

VI.4) Procedures for review

VI.4.1) Review body

High Court in London

London

Country

United Kingdom

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 85100000 - Health services

VII.1.3) Place of performance

NUTS code

- UKJ - South East (England)

VII.1.4) Description of the procurement:

Buckinghamshire, Oxfordshire and Berkshire West ICB (the Commissioner) ICB) has a contract with InHealth Endoscopy Limited to provide a Community Endoscopy service for patients registered with a GP in Oxfordshire in order to deliver a safe and clinically effective service that would provide rapid local access to diagnostic endoscopy for patients that will include gastroscopy, colonoscopy and flexible sigmoidoscopy. The initial contract period of 3 years ends on 31st March 2025, with an optional extension of any period up to 2 years.

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

Duration in months

60

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

Total value of the contract/lot/concession:

£20,168,366

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

InHealth Endoscopy Limited

High Wycombe

Country

United Kingdom

NUTS code

- UKJ - South East (England)

Companies House

Company House

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 contract had a local price at circa 75% of tariff when the contract commenced. Since then, we have had a period of unprecedented inflation and no uplifts to the contract. The provider could not sustain the tariff in their bid and advised that they would need to terminate the contract if the Commissioner would not agree to the national tariff + MFF. The Commissioner agreed, under Regulation 14, to modify this contract due to these urgent circumstances to ensure continuity of this critical service to patients.

The value of the contract was originally £15,499,510 over the full 5 year contract period, with a modified contract value of £20,168,366 (calculated as 1yr + 9 mths at the agreed tariff at procurement and 3 years + 3 months at full National tariff + MFF from 1st Jan 2024 up to and including the contract extension -31st March 2027)

The modification has been actioned from 1st January 2024. The Commissioner is in the process of reviewing this contract and aims to ensure decisions on procurement options are made prior to the end of the initial 3-year period of the contract.

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 contract had a local price at circa 75% of tariff when the contract commenced. Since then, we have had a period of unprecedented inflation and no uplifts to the contract. The provider could not sustain the tariff in their bid and advised that they would need to terminate the contract if the Commissioner would not agree to the national tariff + MFF. The Commissioner agreed, under Regulation 14, to modify this contract due to these urgent circumstances to ensure continuity of this critical service to patients.

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: £15,499,800

Total contract value after the modifications

Value excluding VAT: £20,168,366