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Contract

## **Antibiotic, Antiviral & Genito Urinary Medicines**

The Common Services Agency (more commonly known as NHS National Services Scotland) ("NSS")

F03: Contract award notice

Notice identifier: 2022/S 000-010266

Procurement identifier (OCID): ocids-h6vhtk-030896

Published 20 April 2022, 10:52am

### **Section I: Contracting authority**

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

The Common Services Agency (more commonly known as NHS National Services Scotland) ("NSS")

Gyle Square (NSS Head Office), 1 South Gyle Crescent

Edinburgh

EH12 9EB

#### **Email**

[siobhan.ramage@nhs.scot](mailto:siobhan.ramage@nhs.scot)

#### **Telephone**

+44 1698794410

#### **Country**

United Kingdom

**NUTS code**

UKM - Scotland

**Internet address(es)**

Main address

<http://www.nss.nhs.scot/browse/procurement-and-logistics>

Buyer's address

[https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA11883](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

**I.4) Type of the contracting authority**

Body governed by public law

**I.5) Main activity**

Health

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## **Section II: Object**

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

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

Antibiotic, Antiviral & Genito Urinary Medicines

Reference number

NP36122

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

- 33600000 - Pharmaceutical products

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

Supplies

#### **II.1.4) Short description**

This Framework Agreement is for the supply of Antibiotic, Antiviral & Genito Urinary Medicines to health boards across NHS Scotland. The Goods have been split into four (4) categories, each of which is identified as a "Lot". Full details of each Lot is contained in section II.2 of this notice.

#### **II.1.6) Information about lots**

This contract is divided into lots: Yes

#### **II.1.7) Total value of the procurement (excluding VAT)**

Value excluding VAT: £36,446,648

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

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

Emergency Planning Antibiotics

Lot No

3

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

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

TPS Healthcare Ltd, 27-35 Napier Place, Wardpark, Cumbernauld, G68 0LL.

### **II.2.4) Description of the procurement**

The Emergency Planning Antibiotic Lot includes six (6) products to be directly purchased by the Authority with direct deliveries to one nominated distributor to be held locally in Scotland for Emergency Pandemic purposes. The Authority has awarded each product line within this Lot to a single Framework Participant.

### **II.2.5) Award criteria**

Quality criterion - Name: Manufacturing Plant / Weighting: 2.5%

Quality criterion - Name: API Sources / Weighting: 2.5%

Price - Weighting: 95

### **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) Description**

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

Antibiotics for supply to the National NHS Pharmaceutical Specials Service (PSS)

Lot No

4

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

- 33600000 - Pharmaceutical products

**II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

National NHS Pharmaceutical Specials Service (PSS), James Arnott Drive, Ninewells Hospital & Medical School, Dundee, DD2 1UB.

**II.2.4) Description of the procurement**

This Lot is for the supply of twenty five (25) Antibiotic products direct to the National NHS Pharmaceutical Specials Service (PSS), based in NHS Tayside. The Authority has awarded twelve (12) product lines within this lot, each product line awarded to a single Framework Participant.

**II.2.5) Award criteria**

Quality criterion - Name: Batch Number / Weighting: 7.5%

Quality criterion - Name: Delivery Schedule / Weighting: 7.5%

Quality criterion - Name: Expiry Date / Weighting: 5%

Price - Weighting: 80

**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) Description**

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

Tobramycin, Colistimethate and Dornase Alfa Medicines for Inhalation

Lot No

2

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

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Service (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

### **II.2.4) Description of the procurement**

Supply of Tobramycin, Colistimethate and Dornase Alfa Medicines for Inhalation to NHS Scotland in a range of presentations. The Authority has awarded each product line as an unranked multi-supplier framework agreement on a line by line basis to a maximum of five (5) Framework Participants.

### **II.2.5) Award criteria**

Quality criterion - Name: Logistics / Weighting: 5%

Price - Weighting: 95

### **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) Description**

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

Antibiotic, Antiviral & Genito Urinary Medicines

Lot No

1

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

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Service (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

### **II.2.4) Description of the procurement**

Supply of Antibiotic, Antiviral & Genito Urinary Medicines to NHS Scotland. The Authority has awarded each product line within this Lot to a single Framework Participant.

### **II.2.5) Award criteria**

Quality criterion - Name: Logistics / Weighting: 5%

Price - Weighting: 95

### **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

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## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Type of procedure**

Open procedure

#### **IV.1.3) Information about a framework agreement or a dynamic purchasing system**

The procurement involves the establishment of a framework agreement

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

The procurement is covered by the Government Procurement Agreement: Yes

### **IV.2) Administrative information**

#### **IV.2.1) Previous publication concerning this procedure**

Notice number: [2022/S 000-000510](#)



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## **Section V. Award of contract**

### **Lot No**

1

### **Title**

Antibiotic, Antiviral & Genito Urinary Medicines

A contract/lot is awarded: Yes

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

#### **V.2.1) Date of conclusion of the contract**

22 March 2022

#### **V.2.2) Information about tenders**

Number of tenders received: 45

Number of tenders received from SMEs: 29

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 45

Number of tenders received by electronic means: 45

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

Accord Healthcare Ltd

Sage House, 319 Piner Road

North Harrow

HA1 4HF

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Aventis Pharma Ltd Trading As Sanofi

410 Thames Valley Park Drive

Reading

RG6 1PT

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

B. Braun Medical Limited

B. Braun Medical Limited, Thorncliffe Park

Sheffield

S35 2PW

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Bayer Plc

400 South Oak Way, Green Park

Reading

RG2 6AD

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

CST Pharma Ltd

Unit 5-7, Westgate Park Industrial Estate, Tintagel Way

Walsall

WS9 8ER

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Fresenius Kabi Limited

Cestrian Court, Eastgate Way, Manor Park

Runcorn

WA7 1NT

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

GlaxoSmithKline

980 Great West Road

Brentford

TW8 9GS

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Glenmark Pharmaceuticals Europe Ltd

Building 2, Croxley Green Business Park

Watford

WD18 8YA

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Martindale Pharma

Bampton Road, Harold Hill

Romford

RM3 8UG

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Merck Sharp & Dohme UK Ltd

120 Moorgate, London, United Kingdom

HODDESDON

EC2M 6UR.

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Tillomed Laboratories Ltd

220 Butterfield , Great Marlings

Luton

LU2 8DL

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Aspire Pharma Ltd

4 Rotherbrook Court, Bedford Road

Petersfield

GU32 3QG

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Bowmed Ibisqus Limited

The Old Dairy, Brynkinalt Business Centre, Brynkinalt, Chirk

Wrexham

LL14 5NS

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Ranbaxy (UK) Ltd

Building 4, Chiswick Park, 566 Chiswick High Road

London

W4 5YE

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Selective Supplies Ltd

The Priory, Syresham Gardens

Haywards Heath

RH16 3LB

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Brown and Burk



5 Marryat close, Hounslow

West London

TW4 5DQ

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Consilient Health Ltd

No. 1 Church Road , Richmond upon Thames .

Richmond

TW9 2QE

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Crescent Pharma Limited

Unit 3 & 4 Quidhampton Business Units, Polhampton Lane, Overton

Basingstoke

RG25 3ED

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Dr Reddy's Laboratories (UK) Ltd

6 Riverview Road

Beverley

HU17 0LD

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Flynn Pharma

Hertlands House, Primett Road

Stevenage

SG1 3EE`

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

hameln pharma ltd

Unit C, Nexus, Gloucester Business Park

Gloucester

GL3 4AG

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Kent Pharmaceuticals Ltd

Joshna House, Crowbridge Road

Ashford

TN24 0GR

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Mercury Pharma Group

No.1 Croydon, 12-16 Addiscombe Road

Croydon

CR0 0XT

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Milpharm Limited

Ares, Odyssey Business Park,, West End Road,

South Ruislip

HA4 6QD

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Morningside Pharmaceuticals Limited

5 Pavilion Way, Castle Business Park

Loughborough, Leicestershire

LE11 5GW

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

MYLAN UK HEALTHCARE LIMITED

Albany Gate, , Darkes Lane

Potters Bar

EN6 1AG

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Neon Healthcare

Mill Studio Business Centre, Crane Mead

Ware

SG12 9PY

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Sandoz Ltd

Frimley Business Park, Frimley

Camberley

GU16 7SR

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Rosemont Pharmaceuticals

Braithwaite Street

Leeds

LS11 9XE

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Teva UK Limited

Ridings Point, Whistler Drive

Castleford

WF10 5HX

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Thornton & Ross Ltd

Manchester Road, Linthwaite, West Yorkshire

HUDDERSFIELD

HD7 5QH

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Torrent Pharma UK Ltd

Third Floor, Nexus Building

Crawley

RH10 9BG

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME



Yes

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

Wockhardt UK Limited

Ash Road North, Wrexham Ind Estate, Wrexham

Wrexham

LL12 8NZ

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Pfizer Ltd

Walton Oaks, Dorking Road, Surrey

Tadworth

KT20 7NS

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Zentiva Pharma UK Ltd

12 New Fetter Lane

london

EC4A 1JP

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Total value of the contract/lot: £33,718,204

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## **Section V. Award of contract**

### **Lot No**

2

### **Title**

Tobramycin, Colistimethate and Dornase Alfa Medicines for Inhalation

A contract/lot is awarded: Yes

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

#### **V.2.1) Date of conclusion of the contract**

22 March 2022

#### **V.2.2) Information about tenders**

Number of tenders received: 10

Number of tenders received from SMEs: 8

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 10

Number of tenders received by electronic means: 10

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

Martindale Pharma

Bampton Road, Harold Hill

Romford

RM3 8UG

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Pfizer Ltd

Walton Oaks, Dorking Road, Surrey

Tadworth

KT20 7NS

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

PARI Medical Ltd

The Old Sorting Office, Rosemount Avenue

West Byfleet

KT14 6LB

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Ranbaxy (UK) Ltd

Building 4, Chiswick Park, 566 Chiswick High Road

London

W4 5YE

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Chiesi Limited

Chiesi Limited, 333 Styal Road

Manchester

M22 5LG

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Flynn Pharma

Hertlands House, Primett Road

Stevenage

SG1 3EE`

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Kent Pharmaceuticals Ltd

Joshna House, Crowbridge Road

Ashford

TN24 0GR

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

MYLAN UK HEALTHCARE LIMITED

Albany Gate, , Darkes Lane

Potters Bar

EN6 1AG

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Teva UK Limited

Ridings Point, Whistler Drive

Castleford

WF10 5HX

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Zentiva Pharma UK Ltd

12 New Fetter Lane

london

EC4A 1JP

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Total value of the contract/lot: £549,036

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**Section V. Award of contract**

**Lot No**

3

**Title**

Emergency Planning Antibiotics

A contract/lot is awarded: Yes

**V.2) Award of contract**

**V.2.1) Date of conclusion of the contract**



22 March 2022

**V.2.2) Information about tenders**

Number of tenders received: 9

Number of tenders received from SMEs: 7

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 9

Number of tenders received by electronic means: 9

The contract has been awarded to a group of economic operators: Yes

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

Bowmed Ibisqus Limited

The Old Dairy, Brynkinalt Business Centre, Brynkinalt, Chirk

Wrexham

LL14 5NS

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Sandoz Ltd

Frimley Business Park, Frimley

Camberley

GU16 7SR

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Wockhardt UK Limited

Ash Road North, Wrexham Ind Estate, Wrexham

Wrexham

LL12 8NZ

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Total value of the contract/lot: £1,933,316

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## **Section V. Award of contract**

### **Lot No**

4

### **Title**

Antibiotics for supply to the National NHS Pharmaceutical Specials Service (PSS)

A contract/lot is awarded: Yes

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

#### **V.2.1) Date of conclusion of the contract**

22 March 2022

#### **V.2.2) Information about tenders**

Number of tenders received: 17

Number of tenders received from SMEs: 14

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 17

Number of tenders received by electronic means: 17

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

Brown and Burk

5 Marryat close, Hounslow

West London

TW4 5DQ

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Kent Pharmaceuticals Ltd

Joshna House, Crowbridge Road

Ashford

TN24 0GR

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

MYLAN UK HEALTHCARE LIMITED

Albany Gate, , Darkes Lane

Potters Bar

EN6 1AG

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Sandoz Ltd

Frimley Business Park, Frimley

Camberley

GU16 7SR

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Ranbaxy (UK) Ltd

Building 4, Chiswick Park, 566 Chiswick High Road

London

W4 5YE

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

### **V.2.3) Name and address of the contractor**

Selective Supplies Ltd

The Priory, Syresham Gardens

Haywards Heath

RH16 3LB

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Total value of the contract/lot: £246,092

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## **Section VI. Complementary information**

### **VI.3) Additional information**

The estimated value(s) referred to in Section II.1.5 & All Lots cover(s) the twenty four (24) month contract duration and the twenty-four (24) month extension period of the framework agreement.

Full details are available on request from the Authority for all awarded products within each Lot.

(SC Ref:688061)

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

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

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

[edinburgh@scotcourts.gov.uk](mailto:edinburgh@scotcourts.gov.uk)

Country

United Kingdom

Internet address

<https://www.scotcourts.gov.uk/the-courts/court-locations/edinburgh-sheriff-court-and-justice-of-the-peace-court>

### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

Economic operators should approach the contracting authority in the first instance. However, the only formal remedy is to apply to the courts:

An economic operator that suffers, or is at risk of suffering, loss or damage attributable to a breach of duty under the Public Contracts (Scotland) Regulations 2015 or the Procurement Reform (Scotland) Act 2014, may bring proceedings in the Sheriff Court or the Court of Session.

The bringing of court proceedings against the Authority after the Framework Agreement has been entered into will not affect the Framework Agreement unless grounds for the imposition of special penalties under the Public Contracts (Scotland) Regulations 2015 can be established. Otherwise the remedies that may be awarded by the courts where the Framework Agreement has been entered into are limited to the award of damages.