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Contract

NP81418 Biomass Fuel Supply

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

F20: Modification notice

Notice identifier: 2023/S 000-010506

Procurement identifier (OCID): ocds-h6vhtk-03be1b

Published 12 April 2023, 1:52pm

Section I: Contracting authority/entity

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

nss.e-fcategory@nhs.scot

Telephone

+44 1312757454

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

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

NP81418 Biomass Fuel Supply

II.1.2) Main CPV code

- 09111400 - Wood fuels

II.1.3) Type of contract

Supplies

II.2) Description

II.2.2) Additional CPV code(s)

- 09111400 - Wood fuels

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

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

Framework Agreement for supply of Biomass Wood Fuels (specifically wood pellets and

chips) to provide Health Boards with a compliant contractual and secure route for supply of fuels for the installed base of Biomass Plant across the NHSS Estate. The scope of this framework agreement will cover the supply of wood pellets and wood chips to provide standard pricing based on tonnage required and heat delivered to the NHS Scotland Health Boards.

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

Duration in months

48

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 IV. Procedure

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2018/S 083-186564](#)

Section V. Award of contract/concession

Contract No

NP81418 Biomass Fuel Supply

Title

NP81418 Biomass Fuel Supply

V.2) Award of contract/concession

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

5 February 2018

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

Land Energy

19 Ladywell Avenue, Grangestone Industrial Estate

Girvan

KA26 9PF

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

Balcas Ltd

75 Killadeas Road

Enniskillen

BT94 2ES

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

AMP Clean Energy Services

Lochaber Rural Complex, Torlundy

Fort William

PH33 6SP

Country

United Kingdom

NUTS code

- UKM62 - Inverness & Nairn and Moray, Badenoch & Strathspey

The contractor/concessionaire is an SME

Yes

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

Scot Heating Company Ltd

Uphall Eco Business Park, Broxburn

Edinburgh

EH52 5NT

Country

United Kingdom

NUTS code

- UKM78 - West Lothian

The contractor/concessionaire is an SME

Yes

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

Puffin Pellets

North Road Industrial Estate

Insch

AB52 6XP

Country

United Kingdom

NUTS code

- UKM5 - North Eastern Scotland

The contractor/concessionaire is an SME

Yes

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

ARRAN ENERGY LTD

Torrylinn, Kilmory

Island of Arran

KA27 8PQ

Country

United Kingdom

NUTS code

- UKM93 - East Ayrshire and North Ayrshire mainland

The contractor/concessionaire is an SME

Yes

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

RTS LTD

Earnside house, Muthill Road

Crieff

PH74DH

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor/concessionaire is an SME

Yes

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

Highland Woodchip Co Ltd

20-23 Woodside Place

Glasgow

G3 7QL

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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: £6,000,000

Section VI. Complementary information

VI.3) Additional information

(SC Ref:728946)

VI.4) Procedures for review

VI.4.1) Review body

Sheriff Court House

Edinburgh

EH1 1LB

Email

edinburgh@scotcourts.gov.uk

Telephone

+44 1312252525

Country

United Kingdom

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.

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 09111400 - Wood fuels

VII.1.3) Place of performance

NUTS code

- UKM - Scotland

VII.1.4) Description of the procurement:

Framework Agreement for supply of Biomass Wood Fuels (specifically wood pellets and chips) to provide Health Boards with a compliant contractual and secure route for supply of fuels for the installed base of Biomass Plant across the NHSS Estate. The scope of this framework agreement will cover the supply of wood pellets and wood chips to provide standard pricing based on tonnage required and heat delivered to the NHS Scotland Health Boards.

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

Duration in months

12

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

Total value of the contract/lot/concession:

£1,500,000

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

Land Energy

19 Ladywell Avenue, Grangestone Industrial Estate

Girvan

KA26 9PF

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Balcas Ltd

75 Killadeas Road

Enniskillen

BT94 2ES

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

AMP Clean Energy Services

Lochaber Rural Complex, Torlundy

Fort William

PH33 6SP

Country

United Kingdom

NUTS code

- UKM62 - Inverness & Nairn and Moray, Badenoch & Strathspey

The contractor/concessionaire is an SME

Yes

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

Scot Heating Company Ltd

Uphall Eco Business Park, Broxburn

Edinburgh

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Earnside house, Muthill Road

Crieff

PH74DH

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor/concessionaire is an SME

Yes

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Highland Woodchip Co Ltd

20-23 Woodside Place

Glasgow

G3 7QL

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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 change to this contract is an additional 12 month extension. All terms & conditions of contract remain in place.

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 additional demands on the Scottish Health and Social Care sector during the

Covid-19 pandemic and subsequent recovery of services and in order to maintain necessary supply and remove unnecessary disruption from the Authority at this time. In line with Regulation 72(1)(c) of the Public Contracts (Scotland) Regulations 2015 there is a requirement to extend this framework for 12 months revising the expiry to 5th February 2024.

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: £6,000,000

Total contract value after the modifications

Value excluding VAT: £7,500,000