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Contract

Chilled Goods

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

F03: Contract award notice

Notice identifier: 2025/S 000-010910

Procurement identifier (OCID): ocds-h6vhtk-04c284

Published 24 March 2025, 1:44pm

Section I: Contracting authority

I.1) Name and addresses

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

1 South Gyle Crescent

Edinburgh

EH12 9EB

Email

loraine.hartley@nhs.sct

Telephone

+44 1312756000

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

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

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Chilled Goods

Reference number

NP783

II.1.2) Main CPV code

- 15500000 - Dairy products

II.1.3) Type of contract

Supplies

II.1.4) Short description

Renewal of a National Framework (NP783) to cover a full range of Chilled Goods Products.

The framework shall be for 4 years with no extension options

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: £21,200,000

II.2) Description

II.2.2) Additional CPV code(s)

- 15500000 - Dairy products

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

II.2.4) Description of the procurement

A range of Chilled Goods products to be use by health boards across Scotland Multi supplier Framework unranked. The Framework Agreement may be used by all mainland and island NHS Scotland Health Boards and Special Boards

(including the Common Services Agency) and by all entities constituted pursuant to the National Health Service (Scotland) Act 1978 (i.e.

all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisations established pursuant to the NHS

(Scotland) Act 1978) and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

All Scottish Hospices.

II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 20

Cost criterion - Name: 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.2.14) Additional information

Total value shown is the estimated value for duration of the framework

The framework period shall be 4 years

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.1.6) Information about electronic auction

An electronic auction will be used

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: [2024/S 000-039216](#)

Section V. Award of contract

Contract No

NP7832025

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

28 February 2025

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 0

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

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

V.2.3) Name and address of the contractor

Brake Bros Ltd

Enterprise House, Eureka Business Park

Ashford

TN25 4AG

Telephone

+44 8441233206000

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

BFS Group Ltd T/A Bidfood

814 , Leigh Road

Slough, Berkshire

SL1 4BD

Telephone

+44 844370366300

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

V.2.3) Name and address of the contractor

Fife Creamery Limited

Randolph Place

Kirkcaldy

KY1 2YX

Telephone

+44 8441592653828

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Total value of the contract/lot: £21,200,000

Section VI. Complementary information

VI.3) Additional information

The indicative total contract value shown is based on a circa 5 300 000 GBP per annum over the indicated duration

(SC Ref:792437)

VI.4) Procedures for review

VI.4.1) Review body

Edinburgh Sheriff Court

Sheriff Court House, 27 Chambers Street

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

The authority will notify economic operators who submitted a tender or (where no deselection notification has previously been

made) applied to be selected to tender, of its decision to award the framework agreement which notification will contain among other

information, a summary of the reasons why the economic operator was unsuccessful. The notification will

incorporate a 'standstill period' of a

minimum of 10 clear calendar days (or a minimum of 15 if the communication method used is

not electronic) between the date on which

the authority despatches the notice(s) and the date on which the authority proposes to conclude the relevant framework agreement.

The bringing of court proceedings against the authority during the standstill period will automatically continue the prohibition on entering

into the framework agreement until the court proceedings are determined, discontinued or disposed of, or the court, by interim order, brings

to an end the prohibition. The remedies that may be awarded by the courts before the framework agreement has been entered into include

the setting aside of the decision to award the framework agreement to the winning tenderer(s). 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. Economic operators are

entitled to write to the authority after receipt of the notification should they require further

clarification. The authority will respond within

15 days of such a written request, but it should be noted that receipt by the authority of such

request during the standstill period may not

prevent the authority from awarding the framework agreement following the expiry of the standstill period. 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

VI.4.4) Service from which information about the review procedure may be obtained

Court of Session

Parliament House, Parliament Square

Edinburgh

EH1 1RQ

Country

United Kingdom