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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](mailto: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](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

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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.1.6) 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](#)

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## **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

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## **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](mailto: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