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Award

## **Cyber Knife Maintenance and Service**

The Royal Marsden NHS Foundation Trust

F15: Voluntary ex ante transparency notice

Notice identifier: 2023/S 000-012004

Procurement identifier (OCID): ocds-h6vhtk-03253f

Published 26 April 2023, 2:19pm

### **Section I: Contracting authority/entity**

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

The Royal Marsden NHS Foundation Trust

Unit G3, Harbour Yard, Chelsea Harbour

London

SW10 0XD

#### **Email**

[tenders@nhs.net](mailto:tenders@nhs.net)

#### **Country**

United Kingdom

#### **Region code**

UKI33 - Kensington & Chelsea and Hammersmith & Fulham

#### **Internet address(es)**

Main address

<https://www.royalmarsden.nhs.uk>

Buyer's address

<https://www.royalmarsden.nhs.uk>

#### **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**

Cyber Knife Maintenance and Service

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

- 33151400 - Radiotherapy supplies

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

Supplies

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

The Cyberknife machine and planning system service contract have to be provided by Accuray (the manufacturer of the equipment and associated software) as it is bespoke, extremely specialist equipment manufactured by Accuray. There is no other company that can provide the CE marked replacement parts, software upgrades and bug fixes, whose engineers are trained on the specific maintenance of this equipment in order to plan and deliver radiation safely and correctly to the patient.

#### **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: £194,769

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

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

NUTS codes

- UK - United Kingdom

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

The Cyberknife machine and planning system service contract have to be provided by Accuray (the manufacturer of the equipment and associated software) as it is bespoke, extremely specialist equipment manufactured by Accuray. There is no other company that can provide the CE marked replacement parts, software upgrades and bug fixes, whose engineers are trained on the specific maintenance of this equipment in order to plan and deliver radiation safely and correctly to the patient.

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

Price

#### **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**

Award of a contract without prior publication of a call for competition in the cases listed below

- The procurement falls outside the scope of application of the regulations

Explanation:

Accuray is the only supplier at the market who can provide service required

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

The procurement is covered by the Government Procurement Agreement: No

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

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

Notice number: [2022/S 000-007845](#)

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

A contract/lot is awarded: Yes

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

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

15 April 2023

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

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

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

Accuray Europe sas

PARC DES COURONNES- LES VERONESE

COURBEVOIE

92400

Country

France

NUTS code

- FR - France

National registration number

FR840294185

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £194,769

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## **Section VI. Complementary information**

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

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

The High Court

The Strand

London

WC2A 2LL

Country

United Kingdom

Internet address

<https://www.judiciary.uk/courts-and-tribunals/high-court/>

#### **VI.4.2) Body responsible for mediation procedures**

The High Court

The Strand

London

WC2A 2LL

Country

United Kingdom

Internet address

<https://www.judiciary.uk/courts-and-tribunals/high-court/>

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

The High Court

Strand

London

WC2A 2LL

Email

[generaloffice@administrativecourtoffice.justice.gov.uk](mailto:generaloffice@administrativecourtoffice.justice.gov.uk)

Country

United Kingdom

Internet address

<https://www.gov.uk/courts-tribunals>