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Contract

NP42223 Provision of Pharmaceutical Goods and Services to Prisons in NHS Scotland.

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

F03: Contract award notice

Notice identifier: 2023/S 000-013482

Procurement identifier (OCID): ocds-h6vhtk-03a5d5

Published 11 May 2023, 3:06pm

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

Contact

Stephanie McNiven

Email

stephanie.mcniven2@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

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

NP42223 Provision of Pharmaceutical Goods and Services to Prisons in NHS Scotland.

II.1.2) Main CPV code

- 33600000 - Pharmaceutical products

II.1.3) Type of contract

Supplies

II.1.4) Short description

This Public Contract is for the supply of pharmaceutical goods and services to prisons and community custody units located within nine health boards across NHSScotland.

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: £36,012,978

II.2) Description

II.2.2) Additional CPV code(s)

- 75231230 - Prison services
- 33600000 - Pharmaceutical products

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

Prisons and community custody units across NHS Scotland, a list of the prisons is available at <http://www.sps.gov.uk/Corporate/Prisons/Prisons.aspx>

II.2.4) Description of the procurement

The Authority has awarded one Supplier to provide the good and services to all noted Participating Authorities (the Contractual structure is such that separate Contracts for each Participating Authority have been formed on the basis of the one Specification, and the one set of Terms and Conditions).

The Public Contracts are for the provision of pharmacy products and related services to all prisons and community custody units throughout Scotland in order to meet the pharmaceutical care needs of patients to agreed professional standards.

The Supplier appointed to the Contracts will source and supply all required medicines and pharmaceutical supplies, dispense and deliver the Goods to all prisons and community custody units across Scotland and provide a professional pharmaceutical service to patients in these prisons.

The estimated value referred to in Section II.1.7 and V.2.4. does not include spend for the following medicines; Hepatitis C, Nicotine Replacement Therapy, Buvidal or Espranor. These medicines have an estimated total annual value of 5 900 000 (GBP) that the Supplier appointed to the Contract will be required to source.

II.2.5) Award criteria

Quality criterion - Name: Supply and Dispensing - Sourcing of Medicines / Weighting: 5%

Quality criterion - Name: Supply and Dispensing - Order Receipt and Dispensing/Stock Supply Process / Weighting: 5%

Quality criterion - Name: Supply and Dispensing - Delivery Solution / Weighting: 5%

Quality criterion - Name: Supply and Dispensing - Reporting Capabilities / Weighting: 5%

Quality criterion - Name: Professional Service - Patient Medication Record Creation and Maintenance / Weighting: 5%

Quality criterion - Name: Professional Service - Pharmaceutical Care Review Process & Reporting / Weighting: 5%

Quality criterion - Name: Professional Service - Clinical Governance Adherence / Weighting: 5%

Quality criterion - Name: Risk and Deliverability - Contingency Planning / Weighting: 10%

Quality criterion - Name: Risk and Deliverability - Implementation Process / Weighting: 5%

Quality criterion - Name: Sustainability - Transport / Weighting: 5%

Price - Weighting: 45

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

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Open procedure

Accelerated procedure

Justification:

Due to the previous inability to award a contract as no tenders or requests to participate were received, the accelerated procedure was used due to the urgent requirement to assess potential commercial solutions for the provision of pharmaceutical services and supplies to prisons in Scotland and allow the safe transition of services to a new Supplier.

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: [2023/S 000-004632](#)

Section V. Award of contract

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

21 April 2023

V.2.2) Information about tenders

Number of tenders received: 1

Number of tenders received from SMEs: 1

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

Number of tenders received from tenderers from non-EU Member States: 1

Number of tenders received by electronic means: 1

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

V.2.3) Name and address of the contractor

M&D Green Dispensing Chemist Ltd

154 Cumbernauld Road

Glasgow

G69 9DX

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Total value of the contract/lot: £36,012,978

Section VI. Complementary information

VI.3) Additional information

The estimated value referred to in Section II.1.7 and V.2.4 cover(s) the thirty six (36) month Contract duration and the three (3) individual twelve (12) month extension periods of the Contract.

(SC Ref:730370)

VI.4) Procedures for review

VI.4.1) Review body

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

edinburgh@scotcourts.gov.uk

Telephone

+44 1312252525

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 Contracts have been entered into will not affect the Contracts 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 Contracts have been entered into are limited to the award of damages.