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Award

## **BMPS Mk1 Upgrade**

Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2023/S 000-013483

Procurement identifier (OCID): ocds-h6vhtk-03c80d

Published 11 May 2023, 3:18pm

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

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

Ministry of Defence

Bristol

BS34 8JH

#### **Email**

[sophie.hargreaves105@mod.gov.uk](mailto:sophie.hargreaves105@mod.gov.uk)

#### **Country**

United Kingdom

#### **Region code**

UK - United Kingdom

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

Main address

<https://des.mod.uk/>

#### **I.4) Type of the contracting authority**

Ministry or any other national or federal authority

#### **I.5) Main activity**

Defence

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### **Section II: Object**

#### **II.1) Scope of the procurement**

##### **II.1.1) Title**

BMPS Mk1 Upgrade

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

- 50610000 - Repair and maintenance services of security equipment

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

Services

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

Upgrade of the Mk1 BMPS

##### **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: £1,897,000

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

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

NUTS codes

- UK - United Kingdom

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

The current BMPS are obsolete. This is an upgrade of the current Mk1 BMPS that will support the APS (Automatic Pointing System).

#### **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**

Negotiated procedure without publication of a contract notice

- No tenders or no suitable tenders/requests to participate in response to negotiated procedure with prior publication of a contract notice
- The products involved are manufactured purely for the purpose of research, experiment, study or development
- The works, supplies or services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons

Explanation:

The Secretary of State for Defence intends to enter into an 18-month contract with Lincad Limited at an approximate value of £1.5 million for additional purchases of Battery Powered Management System (BPMS) fitted to the L118 Light Gun and provision of support to existing and new systems comprising primarily maintenance, repair, and obsolescence management.

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI 2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 2011 (“DSPCR 2011”) as amended (in particular by SI 2019/697 and SI 2020/1450). Prior publication of a contract notice in the Official Journal of the European Union is no longer appropriate.

It is considered that the award of the contract without prior publication of a contract notice in the UK e-notification service (as required by the relevant legislation) is lawful in accordance with regulation 16(1)(a)(ii), (technical reasons), 16(1)(a)(iv), (extreme urgency) and 16(1)(b)(i), (additional purchase) of the DSPCR 2011.

Lincad Ltd alone possesses the specific technological expertise, knowledge, and access to the necessary rights to the information in the BPMS to undertake the requirement. They have the ability to ensure system integrity and compatibility with the existing L118 Light Gun system from an integration and platform safety perspective sufficient to provide a safety case to meet the reasonable requirements of MOD.

Given the importance of this piece of equipment in relation to the operability of the Light Gun, together with the unforeseen and unexpected damage caused to the stock by Leidos, there remains the extreme urgency to replace to ensure continuity. The current, viable stock amount is significantly depleted with damaged batteries, risking performance of the gun and the loss of capability to the customer.

Finally, the BPMS to be purchased are required by MOD as a replacement of existing BPMS batteries with an updated Mk2 model of the BPMS. The existing Mk1 model is now obsolete with unsupported components, resulting in difficulties in the operation and maintenance of MOD’s existing supply of BPMS. Lincad Ltd have now offered an upgrade option with different components within the existing casing or Mk2 battery option, with improved technology. There would be a risk to configuration management and interfaces if batteries from a different supplier were used. A mixed fleet of batteries in the light gun would create a significant risk to capability.

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

The procurement is covered by the Government Procurement Agreement: No

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

### **Contract No**

707858451

## **Title**

BPMS Mk1 Upgrade

A contract/lot is awarded: Yes

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

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

11 May 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**

Lincad

Ash Vale

GU125QF

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Lowest offer: £1,897,000 / Highest offer: £1,897,000 taken into consideration

#### **V.2.5) Information about subcontracting**

The contract/lot/concession is likely to be subcontracted

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## **Section VI. Complementary information**

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

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

MOD Central Legal Services

Bristol

Country

United Kingdom