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Contract

## Generic Medicines Transition Tender

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

F03: Contract award notice

Notice identifier: 2022/S 000-013534

Procurement identifier (OCID): ocds-h6vhtk-0314bb

Published 20 May 2022, 8:42am

### Section I: Contracting authority

#### I.1) Name and addresses

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

Gyle Square (NSS Head Office), 1 South Gyle Crescent

Edinburgh

EH12 9EB

#### Contact

Ruaridh Armitage

#### Email

[ruaridh.armitage@nhs.scot](mailto:ruaridh.armitage@nhs.scot)

#### Telephone

+44 1698794410

**Country**

United Kingdom

**NUTS code**

UKM - Scotland

**Internet address(es)**

Main address

<http://www.nhsscotlandprocurement.scot.nhs.uk/>

Buyer's address

[http://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA11883](http://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

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**Section II: Object**

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

**II.1.1) Title**

Generic Medicines Transition Tender

**II.1.2) Main CPV code**

- 33600000 - Pharmaceutical products

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

Supplies

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

This Procurement is for the supply of a range of Generic Medicines to health boards across NHS Scotland. The Goods have been split into 7 individual Framework Agreements. Full details of each individual Framework Agreement is contained in section II.2 of this notice.

### **II.1.6) Information about lots**

This contract is divided into lots: Yes

### **II.1.7) Total value of the procurement (excluding VAT)**

Value excluding VAT: £1,798,519

## **II.2) Description**

### **II.2.1) Title**

NP39722c - Sunitinib Tablets

Lot No

4

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and

any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014

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

Supply of Sunitinib Tablets in a range of presentations.

The authority has awarded each line to a single Framework Participant within this single supplier Framework Agreement.

Start Date: 01.05.22

End Date: 31.01.23

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

#### **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) Description**

#### **II.2.1) Title**

NP40922c - Analgesics, Anaesthetics & Musculoskeletal Generic Medicines

Lot No

7

#### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

The supply of additional generic medicines used as Analgesics, Anaesthetics & to treat musculoskeletal conditions. This includes the supply of Co-Codamol, Ibuprofen & Paracetamol in a range of presentations.

The authority has awarded each line to a single Framework Participant within this single supplier Framework Agreement.

Start Date: 01.05.22

End Date: 31.01.24

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **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) Description**

### **II.2.1) Title**

NP39822b - Deferasirox dispersible tablets, Hyoscine butylbromide tablets, Sapropterin soluble tablets & Tolvaptan Tablets

Lot No

5

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Deferasirox dispersible tablets, Sapropterin soluble tablets & Tolvaptan tablets in a range of presentations.

The authority will not be awarding Hyoscine butylbromide tablets.

The authority has awarded each line to a single Framework Participant within this single supplier Framework Agreement.

Start Date: 01.05.22

End Date: 31.07.23

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **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) Description**

### **II.2.1) Title**

NP35922c - Pirfenidone Tablets

Lot No

2

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Pirfenidone Tablets in a range of presentations.

The authority has awarded each line to a single Framework Participant within the single supplier Framework Agreement.

Start Date: 01.05.22

End Date: 30.04.23

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **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) Description**

### **II.2.1) Title**

NP39722b - Sorafenib & Thalidomide Tablets

Lot No

3

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UK - United Kingdom

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.



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

The Supply of Sorafenib & Thalidomide Tablets to NHS Scotland in a range of presentations.

The authority has awarded each product line as a multi-supplier unranked framework agreement.

Start Date: 01.05.22

End Date: 31.01.23

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

## **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) Description**

### **II.2.1) Title**

NP35922b - Treprostinil Solution for Infusion & Beclometasone / Formoterol Inhaler

Lot No

1

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to new Public Bodies (Joint Working) Scotland Act 2014.

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

The Supply of Treprostinil Solution for Infusion to NHS Scotland in a range of presentations.

The authority has not awarded the Beclometasone / Formoterol Inhaler.

The authority has awarded each product line as a multi-supplier unranked framework agreement.

Start Date: 01.05.22

End Date: 30.04.23

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

#### **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) Description**

#### **II.2.1) Title**

NP40922b - Oxycodone/Naloxone Tablets

Lot No

6

**II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

**II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to new Public Bodies (Joint Working) Scotland Act 2014.

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

The Supply of Oxycodone/Naloxone Tablets to NHS Scotland in a range of presentations.

The authority has awarded each product line as a multi-supplier unranked framework agreement.

Start Date: 01.05.22

End Date: 31.01.24

**II.2.5) Award criteria**

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

**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**

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.1.8) 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: [2022/S 000-003616](#)

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

### **Lot No**

1

### **Title**

NP35922b - Treprostinil Solution for Infusion & Beclometasone / Formoterol Inhaler

A contract/lot is awarded: Yes

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

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

20 April 2022

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

Number of tenders received: 2

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: 2

Number of tenders received by electronic means: 2

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

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

AOP Orphan Ltd

Colmore Plaza, 20 Colmore Circus Queensway

Birmingham

B4 6AT

Telephone

+44 7590536768

Fax

+44 1215669010

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Dr Reddy's Laboratories (UK) Ltd

6 Riverview Road

Beverley

HU17 0LD

Telephone

+44 7717467751

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: £24,986

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

### **Lot No**

2

### **Title**

NP35922c - Pirfenidone Tablets

A contract/lot is awarded: Yes

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

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

20 April 2022

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

Number of tenders received: 5

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: 5

Number of tenders received by electronic means: 5

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

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

Accord-UK Ltd

Whiddon Valley, Barnstaple

Devon

EX32 8NS

Telephone

+44 7919830195

Country

United Kingdom

NUTS code

- UKK43 - Devon CC

The contractor is an SME

No

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

Total value of the contract/lot: £236,982

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

#### **Lot No**

3

#### **Title**

NP39722b - Sorafenib & Thalidomide Tablets

A contract/lot is awarded: Yes

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

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

20 April 2022

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

Number of tenders received: 6



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: 6

Number of tenders received by electronic means: 6

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

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

Accord-UK Ltd

Whiddon Valley, Barnstaple

Devon

EX32 8NS

Telephone

+44 7919830195

Country

United Kingdom

NUTS code

- UKK43 - Devon CC

The contractor is an SME

No

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

Bayer Plc

400 South Oak Way, Green Park

Reading

RG2 6AD

Telephone

+44 1635563432

Fax

+44 1635563693

Country

United Kingdom

NUTS code

- UKJ11 - Berkshire

The contractor is an SME

No

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

Bristol-Myers Squibb Pharmaceuticals

Uxbridge Business Park, Sanderson Road , Uxbridge

London

UB8 1DH

Telephone

+44 1895523425

Country

United Kingdom

NUTS code

- UKI7 - Outer London – West and North West

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Sandoz Ltd

Frimley Business Park, Frimley

Camberley

GU16 7SR

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Teva UK Limited

Ridings Point, Whistler Drive

Castleford

WF10 5HX

Telephone

+44 7715800199

Fax

+44 1977628788

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Zentiva Pharma UK Ltd

12 New Fetter Lane

london

EC4A 1JP

Telephone

+44 800854431

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: £479,623

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

### **Lot No**

4

### **Title**

NP39722c - Sunitinib Tablets

A contract/lot is awarded: Yes

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

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

20 April 2022

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

Number of tenders received: 8

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: 8

Number of tenders received by electronic means: 8

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

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

Sandoz Ltd

Frimley Business Park, Frimley

Camberley

GU16 7SR

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: £14,970

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

### **Lot No**

6

### **Title**

NP40922b - Oxycodone/Naloxone Tablets

A contract/lot is awarded: Yes

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

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

20 April 2022

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

Number of tenders received: 2

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: 2

Number of tenders received by electronic means: 2

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

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

Napp Pharmaceuticals

Milton Road , Science Park

Cambridge

CB4 0AB

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Zentiva Pharma UK Ltd

12 New Fetter Lane

london

EC4A 1JP

Telephone

+44 800854431

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: £5,853



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

### **Lot No**

7

### **Title**

NP40922c - Analgesics, Anaesthetics & Musculoskeletal Generic Medicines

A contract/lot is awarded: Yes

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

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

20 April 2022

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

Number of tenders received: 4

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: 4

Number of tenders received by electronic means: 4

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

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

Aguettant Ltd

No 1 Farleigh House, Flax Bourton

Bristol

BS48 1UR

Telephone

+44 1275463691

Fax

+44 8443650050

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

B.Braun Medical Limited

Thorncliffe Park, Chapeltown, England

Sheffield

S35 2PW

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Martindale Pharma

Bampton Road, Harold Hill

Romford

RM3 8UG

Telephone

+44 7891785953

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Piramal CC

Suite 4 Ground Floor Heathrow Boulevard East Wing , 280 Bath Road

West Drayton

UB7 0DQ

Telephone

+44 7741026693

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: £153,119

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

### **Lot No**

5

### **Title**

NP39822b - Deferasirox dispersible tablets, Hyoscine butylbromide tablets, Sapropterin soluble tablets & Tolvaptan Tablets

A contract/lot is awarded: Yes

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

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

20 April 2022

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

Number of tenders received: 9

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: 9

Number of tenders received by electronic means: 9

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

**V.2.3) Name and address of the contractor**

Accord-UK Ltd

Whiddon Valley, Barnstaple

Devon

EX32 8NS

Telephone

+44 7919830195

Country

United Kingdom

NUTS code

- UKK43 - Devon CC

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Teva UK Limited

Ridings Point, Whistler Drive

Castleford

WF10 5HX

Telephone

+44 7715800199

Fax

+44 1977628788

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: £882,986

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## **Section VI. Complementary information**

### **VI.3) Additional information**

The estimated value(s) referred to in Section 11.1.7 & each lot cover(s) the contract duration for each individual Framework Agreement being awarded as a result of this procurement.

(SC Ref:693776)

### **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

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 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.