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Contract

## **NP42824 Unlicensed Imported Medicines**

NHS Scotland

F03: Contract award notice

Notice identifier: 2024/S 000-014049

Procurement identifier (OCID): ocds-h6vhtk-042204

Published 1 May 2024, 1:12pm

### **Section I: Contracting authority**

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

NHS Scotland

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

Edinburgh

EH12 9EB

#### **Contact**

Nadia Crockett

#### **Email**

[Nadia.Crockett@nhs.scot](mailto:Nadia.Crockett@nhs.scot)

#### **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

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**Section II: Object**

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

**II.1.1) Title**

NP42824 Unlicensed Imported Medicines

**II.1.2) Main CPV code**

- 33600000 - Pharmaceutical products

**II.1.3) Type of contract**

Supplies

**II.1.4) Short description**

The supply of unlicensed imported medicines to NHS Scotland.

### **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: £5,384,528

## **II.2) Description**

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

Unlicensed Imported Medicines

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 Service (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Unlicensed Imported Medicines to NHS Scotland. The Authority has awarded this Lot as a single supplier framework per line to one (1) Framework Participant.

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

Quality criterion - Name: Quality — sourcing process / Weighting: 16

Quality criterion - Name: Quality — over labelling and translation service / Weighting: 24

Quality criterion - Name: Logistics — delivery and stock capability / Weighting: 7

Quality criterion - Name: Logistics - minimum order quantity and value / Weighting: 3

Price - Weighting: 50

### **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**

Additional Unlicensed Imported Medicines

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 Service (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of additional unlicensed imported medicines incorporating an over labelling and translation service to meet any future requirements as identified by the authority. The scope of these products is unknown at this stage.

The authority has awarded this lot as an unranked multi-supplier framework to ten (10)

suppliers that have passed the selection criteria for lot 1 and agreed to participate in lot 2 as detailed within the ITT documentation.

The award criteria stated within II.2.5) is the criteria used to award lot 1.

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

Quality criterion - Name: sourcing process / Weighting: 16

Quality criterion - Name: Over labelling and translation service / Weighting: 24

Quality criterion - Name: Minimum order quantity and value / Weighting: 3

Quality criterion - Name: Delivery and stock capability / Weighting: 7

Price - Weighting: 50

#### **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: [2023/S 000-035894](#)

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

### **Lot No**

1

### **Title**

Unlicensed Imported Medicines

A contract/lot is awarded: Yes

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

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

28 March 2024

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

Number of tenders received: 10

Number of tenders received from SMEs: 6

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

Number of tenders received from tenderers from non-EU Member States: 10

Number of tenders received by electronic means: 10

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

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

Alium Medical Ltd

Unit 7 Capital Business Park, Manor Way

Borehamwood

WD6 1GW

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Clinigen Healthcare Ltd

Idis House, Churchfield Road

Weybridge

KT13 8DB

Country

United Kingdom

NUTS code

- UKJ2 - Surrey, East and West Sussex

The contractor is an SME

No

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

IPS Pharma

41 Central Avenue

West Molesey

kt82qz

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Mawdsley Brooks & Co Ltd

Number Three , South Langworthy Road

Manchester

M50 2PW

Country

United Kingdom

NUTS code



- UK - United Kingdom

The contractor is an SME

No

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

Target Healthcare Limited

36 Singer Road

East Kilbride

G75 0XS

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: £5,384,528

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

### **Lot No**

2

### **Title**

Additional Unlicensed Imported Medicines

A contract/lot is awarded: Yes

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

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

28 March 2024

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

Number of tenders received: 10

Number of tenders received from SMEs: 6

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

Number of tenders received from tenderers from non-EU Member States: 10

Number of tenders received by electronic means: 10

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

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

Target Healthcare Limited

36 Singer Road

East Kilbride

G75 0XS

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Smartway Pharmaceuticals Ltd

10 Lyon Road, Wimbledon

London

SW19 2RL

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Orifarm Supply A/S

Energivej 15, Odense S

Odense

DK-5260

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Mawdsley Brooks & Co Ltd

Number Three , South Langworthy Road

Manchester

M50 2PW

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

IPS Pharma

41 Central Avenue

West Molesey

kt82qz

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Durbin PLC

Durbin House, Unit 5 Swallowfield Way

Hayes

UB3 1DQ

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Clinigen Healthcare Ltd

Idis House, Churchfield Road

Weybridge

KT13 8DB

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Alium Medical Ltd

Unit 7 Capital Business Park, Manor Way

Borehamwood

WD6 1GW

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Inceptua Limited

Vista, 2 William Street,

Windsor

SL4 1BA

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Qmed Pharmaceuticals Ltd

4 Thornham Grove, Stratford E15 1DN

London

E15 1DN

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: £1

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**Section VI. Complementary information**

**VI.3) Additional information**

The estimated value(s) referred to in Section II.I.7 and Section V.2.4 (and within all Lots) covers the twenty-four (24) month framework duration and the forty-eight (48) month extension period of the framework agreement.

(SC Ref:764248)

**VI.4) Procedures for review**

**VI.4.1) Review body**

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://scotcourts.gov.uk/the-courts/sheriff-court/about-sheriff-courts>

### **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.