

This is a published notice on the Find a Tender service: <https://www.find-tender.service.gov.uk/Notice/014659-2022>

Tender

Orthodontic Services in Oxford, Thame, Eastleigh and Dover to NHS England and NHS Improvement (NHSE/I) South East

The NHS Commissioning Board operating as NHS England

F21: Social and other specific services – public contracts

Contract notice

Notice identifier: 2022/S 000-014659

Procurement identifier (OCID): ocids-h6vhtk-033fe9

Published 25 May 2022, 3:26pm

Section I: Contracting authority

I.1) Name and addresses

The NHS Commissioning Board operating as NHS England

York House, 18-20 Massetts Road,

Horley

RH67DE

Contact

Hannah Morley

Email

scwcsu.procurement@nhs.net

Country

United Kingdom

NUTS code

UKJ2 - Surrey, East and West Sussex

Internet address(es)

Main address

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

Buyer's address

<https://in-tendhost.co.uk/scwcsu.aspx/Home>

I.3) Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://in-tendhost.co.uk/scwcsu.aspx/Home>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://in-tendhost.co.uk/scwcsu.aspx/Home>

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

Orthodontic Services in Oxford, Thame, Eastleigh and Dover to NHS England and NHS Improvement (NHSE/I) South East

Reference number

WA12375

II.1.2) Main CPV code

- 85131100 - Orthodontic services

II.1.3) Type of contract

Services

II.1.4) Short description

NHS England and NHS Improvement (NHSE/I) South East (the Commissioner) are seeking to recommission Level 2 and 3a NHS Orthodontic Services in the Oxford, Thame, Eastleigh and Dover areas. The Commissioner will be contracting for the services using the Standard clauses for a Personal Dental Services (PDS) agreement.

The contract term will be for an initial period of 7 years, with an option to extend for a further 2 years at the sole discretion of the Commissioner and is due to commence on 1st April 2023.

The Commissioner has a budget range available from a minimum of £60.28 to a maximum of £64.68 per Unit of Orthodontic Activity (UOA) based on 21/22 prices. The maximum budget per annum for all Lots is £2,393,160.

The procurement is split into four lots, as follows so as to provide maximum flexibility to both the Commissioner and Bidders and interested parties may bid for one or two lots;

- Lot 1: Oxford
- Lot 2: Thame

- Lot 3: Eastleigh
- Lot 4: Dover

The Commissioners seek tender responses from providers who have the capability and capacity to undertake such a contract.

Orthodontics is the dental specialty concerned with facial growth, development of the dentition and occlusion, and the assessment, diagnosis, interception and treatment of malocclusions and facial irregularities.

The overall aim of the service is to provide equitable, accessible, high quality and cost effective specialist orthodontic services, in line with the National Guide for Commissioning Orthodontics, 2015 and NHS Personal Dental Services (PDS) Agreements Regulations 2005.

Orthodontics is mainly provided for children and adolescents who meet the agreed criteria for NHS treatment and for adults where there is clinical justification and where prior approval has been agreed with the commissioner.

The service includes:

- Assessment and treatment delivered according to each patient's clinical needs, including interceptive treatment and in hours urgent care
- Treatment includes examination, taking of radiographs, diagnosis, preventative care, advice, planning of orthodontic treatment, supply and repair of orthodontic appliances including retainers for a period of 12 months following the completion of active orthodontic treatment
- Appropriate referral to other healthcare providers for mandatory or advanced mandatory services or any other appropriate and necessary healthcare
- Advice to the patient and other clinicians where appropriate

The contracts are limited to orthodontic treatment within complexity Level 2 and 3a and excludes all mandatory services and the following additional services:

- Sedation services
- Domiciliary services
- Minor oral surgery

- Dental public health services
- Orthodontic complexity level 1 and 3b cases

Interested parties who wish to take part in the procurement are invited to take part in an Invitation To Tender (ITT) process, based on the open procedure and designed to identify the most economically advantageous tender and therefore determine the incoming provider.

All ITT responses must be returned by 12 noon on 6th July 2022, at the latest.

This procurement is being carried out by NHS South, Central and West Commissioning Support Unit (SCW) on behalf of the Commissioners.

II.1.5) Estimated total value

Value excluding VAT: £21,538,440

II.1.6) Information about lots

This contract is divided into lots: Yes

Tenders may be submitted for maximum number of lots

2

Maximum number of lots that may be awarded to one tenderer: 2

II.2) Description

II.2.1) Title

Ortho-1: Oxford

Lot No

1

II.2.2) Additional CPV code(s)

- 85131100 - Orthodontic services

II.2.3) Place of performance

NUTS codes

- UKJ14 - Oxfordshire

II.2.4) Description of the procurement

Lot name Ortho-1: Oxford

Total UOA activity (annual) 12,000

Maximum annual contract value £776,160

This procurement is being carried out by NHS South, Central and West Commissioning Support Unit (SCW) on behalf of the Commissioners.

II.2.6) Estimated value

Value excluding VAT: £6,985,440

II.2.7) Duration of the contract or the framework agreement

Duration in months

108

II.2.14) Additional information

The services are healthcare services falling within Schedule 3 to the Public Contracts Regulations 2015 ("the Regulations") which are not subject to the full regime of the Regulations, but is instead governed by the "Light Touch Regime" contained within Chapter 3, Section 7 of the Regulations (Regulations 74 to 77).

II.2) Description

II.2.1) Title

Ortho-2: Thame

Lot No

2

II.2.2) Additional CPV code(s)

- 85131100 - Orthodontic services

II.2.3) Place of performance

NUTS codes

- UKJ14 - Oxfordshire

II.2.4) Description of the procurement

Lot name Ortho-2: Thame

Total UOA activity (annual) 4,000

Maximum annual contract value £258,720

This procurement is being carried out by NHS South, Central and West Commissioning Support Unit (SCW) on behalf of the Commissioners.

II.2.6) Estimated value

Value excluding VAT: £2,328,480

II.2.7) Duration of the contract or the framework agreement

Duration in months

108

II.2.14) Additional information

The services are healthcare services falling within Schedule 3 to the Public Contracts Regulations 2015 ("the Regulations") which are not subject to the full regime of the Regulations, but is instead governed by the "Light Touch Regime" contained within Chapter 3, Section 7 of the Regulations (Regulations 74 to 77).

II.2) Description

II.2.1) Title

Ortho-3: Eastleigh

Lot No

3

II.2.2) Additional CPV code(s)

- 85131100 - Orthodontic services

II.2.3) Place of performance

NUTS codes

- UKJ3 - Hampshire and Isle of Wight

II.2.4) Description of the procurement

Lot name Ortho-3: Eastleigh

Total UOA activity (annual) 10,000

Maximum annual contract value £646,800

This procurement is being carried out by NHS South, Central and West Commissioning Support Unit (SCW) on behalf of the Commissioners.

II.2.6) Estimated value

Value excluding VAT: £5,821,200

II.2.7) Duration of the contract or the framework agreement

Duration in months

108

II.2.14) Additional information

The services are healthcare services falling within Schedule 3 to the Public Contracts Regulations 2015 ("the Regulations") which are not subject to the full regime of the Regulations, but is instead governed by the "Light Touch Regime" contained within Chapter 3, Section 7 of the Regulations (Regulations 74 to 77).

II.2) Description

II.2.1) Title

Ortho-4: Dover

Lot No

4

II.2.2) Additional CPV code(s)

- 85131100 - Orthodontic services

II.2.3) Place of performance

NUTS codes

- UKJ4 - Kent

II.2.4) Description of the procurement

Lot name Ortho-4: Dover

Total UOA activity (annual) 11,000

Maximum annual contract value £711,480

This procurement is being carried out by NHS South, Central and West Commissioning Support Unit (SCW) on behalf of the Commissioners.

II.2.6) Estimated value

Value excluding VAT: £6,403,320

II.2.7) Duration of the contract or the framework agreement

Duration in months

108

II.2.14) Additional information

The services are healthcare services falling within Schedule 3 to the Public Contracts Regulations 2015 ("the Regulations") which are not subject to the full regime of the Regulations, but is instead governed by the "Light Touch Regime" contained within Chapter 3, Section 7 of the Regulations (Regulations 74 to 77).

Section IV. Procedure

IV.1) Description

IV.1.1) Form of procedure

Open procedure

IV.2) Administrative information

IV.2.2) Time limit for receipt of tenders or requests to participate

Date

6 July 2022

Local time

12:00pm

IV.2.4) Languages in which tenders or requests to participate may be submitted

English

Section VI. Complementary information

VI.3) Additional information

An early engagement market notice was published in relation to this procurement in March 2022, in order to facilitate early engagement with potential providers. Please note that this previous notice was an information gathering exercise rather than a call for competition in its own right. Although those who responded to that notice will be advised that this contract notice has been published, there will be no process exemptions or preferential treatment afforded to any parties who expressed an interest at that stage.

Interested parties can access the opportunity via the 'current tenders' list on the e-procurement system In-Tend, available on the following link: <https://in-tendhost.co.uk/scwcsu/aspx/Home>

In order to access the tender documentation and submit a bid, you will need to be registered on the system and 'express an interest' in the project, then complete a response as specified within the procurement documents.

On registration, please include at least two contacts to allow for access to the system in times of absence.

The services are healthcare services falling within Schedule 3 to the Public Contracts Regulations 2015 ("the Regulations") which are not subject to the full regime of the Regulations, but is instead governed by the "Light Touch Regime" contained within Chapter 3, Section 7 of the Regulations (Regulations 74 to 77).

The tendering process will be conducted in accordance with the requirements and flexibilities provided by Articles 74 to 76 of the Directive, and Regulations 74 to 76 of the Regulations. The Authority will run a transparent tender process, treating all Bidders equally. For the avoidance of doubt, the Authority will not be bound by the Regulations or any other regulations or legislation except for the specific parts or circumstances that apply to the procurement of these Services.

Neither the inclusion of a Bidder selection stage, nor the use of any language or terms found in the Directive or Regulations, nor the description of the procedure voluntarily adopted by the Authority ("Open", "Restricted", "Competitive Procedure with Negotiation", "Competitive Dialogue" or any other description), nor any other indication, shall be taken to mean that the Authority intends to hold itself bound by the Directive or Regulations, save by the provisions applicable to services coming within the scope of Annex XIV of the Directive / Schedule 3 of the Regulations.

The Contracting Authority intends to voluntarily observe the award decision notices

provisions and 10 day standstill period described in Regulation 86 of the Regulations. Unsuccessful Bidders will receive scores and reasons for the decision, including the characteristics and relative advantages of the winning bid and the reasons why the Bidder/application was unsuccessful. Deadline for lodging of appeals should be in accordance with Regulation 87 and Regulation 91 of the Regulations.

VI.4) Procedures for review

VI.4.1) Review body

High Court in London

London

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

As described in VI.3, deadline for lodging of appeals should be in accordance with Regulation 87 and Regulation 91 of the 2015 Regulations.