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Contract

CONTRACT VARIATION FOR ADDITIONAL CAPACITY FOR THE DELIVERY OF MARITIME AERIAL PATROLS

Maritime and Coastguard Agency

F20: Modification notice

Notice identifier: 2021/S 000-015619

Procurement identifier (OCID): ocds-h6vhtk-02c475

Published 6 July 2021, 10:45pm

Section I: Contracting authority/entity

I.1) Name and addresses

Maritime and Coastguard Agency

105 Commercial Road

SOUTHAMPTON

SO15 1EG

Email

contracts@mcga.gov.uk

Country

United Kingdom

NUTS code

UK - United Kingdom

Internet address(es)

Main address

<https://www.gov.uk/government/organisations/maritime-and-coastguard-agency>

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

CONTRACT VARIATION FOR ADDITIONAL CAPACITY FOR THE DELIVERY OF MARITIME AERIAL PATROLS

Reference number

TCA 3/7/1069

II.1.2) Main CPV code

- 75252000 - Rescue services

II.1.3) Type of contract

Services

II.2) Description

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

United Kingdom territorial waters and exclusive economic zone.

II.2.4) Description of the procurement at the time of conclusion of the contract:

The modification will provide supplementary capacity to the Aerial Surveillance and Verification (ASV) contract in order to continue to carry out a proactive aerial patrolling demand in excess of that which was anticipated when the contract was let. The supplementary capacity will be delivered using an additional King Air 200 to support the two already used in the service. This additional King Air will remain in place until the end of the contract in November 2024. Sensor equipment, crew and mission systems already

in place under the ASV contract will be used to equip this third King Air to undertake maritime patrols for both the MCA and other government departments. Wider fleet support also already in place under the ASV contract will be used to provide resilience during surge periods.

II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession

Start date

1 September 2021

End date

18 November 2024

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 V. Award of contract/concession

Contract No

TCA 3/7/1069

Title

Contract for the Provision of Aerial Surveillance

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision:

30 June 2021

V.2.2) Information about tenders

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

V.2.3) Name and address of the contractor/concessionaire

2Excel Aviation Limited

The Tiger House, Sywell Aerodrome

Northampton

NN6 0BN

Country

United Kingdom

NUTS code

- UK - United Kingdom

National registration number

05391365

The contractor/concessionaire is an SME

Yes

V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)

Total value of the procurement: £5,000,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

Maritime and Coastguard Agency

105 Commercial Road

SOUTHAMPTON

SO15 1EG

Email

contracts@mcga.gov.uk

Country

United Kingdom

VI.4.2) Body responsible for mediation procedures

Maritime and Coastguard Agency

105 Commercial Road

SOUTHAMPTON

SO15 1EG

Email

contracts@mcga.gov.uk

Country

United Kingdom

VI.4.4) Service from which information about the review procedure may be obtained

Maritime and Coastguard Agency

105 Commercial Road

SOUTHAMPTON

SO15 1EG

Email

contracts@mcga.gov.uk

Country

United Kingdom

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 75252000 - Rescue services

VII.1.3) Place of performance

NUTS code

- UK - United Kingdom

Main site or place of performance

United Kingdom territorial waters and exclusive economic zone

VII.1.4) Description of the procurement:

The modification will provide supplementary capacity to the Aerial Surveillance and Verification (ASV) contract in order to continue to carry out a proactive aerial patrolling demand in excess of that which was anticipated when the contract was let. The supplementary capacity will be delivered using an additional King Air 200 to support the two already used in the service. This additional King Air will remain in place until the end of the contract in November 2024. Sensor equipment, crew and mission systems already in place under the ASV contract will be used to equip this third King Air to undertake maritime patrols for both the MCA and other government departments. Wider fleet support also already in place under the ASV contract will be used to provide resilience during surge periods.

VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession

Start date

1 September 2021

End date

18 November 2024

VII.1.6) Information on value of the contract/lot/concession (excluding VAT)

Total value of the contract/lot/concession:

£5,000,000

VII.1.7) Name and address of the contractor/concessionaire

2Excel Aviation Limited

The Tiger House, Sywell Aerodrome

Northampton

NN6 0BN

Country

United Kingdom

NUTS code

- UK - United Kingdom

National registration number

05391365

The contractor/concessionaire is an SME

Yes

VII.2) Information about modifications

VII.2.1) Description of the modifications

Nature and extent of the modifications (with indication of possible earlier changes to the contract):

The Aerial Surveillance and Verification (ASV) contract was procured on the basis of a level of utilization in line with a historic pattern of MCA use of maritime patrol aircraft, as well as engagement with other government stakeholders to ascertain their predicted use. The requirement in terms of anticipated number of flying hours and the supplier's solution of two King Air 200s, were both based on this.

Following the commencement of the ASV contract in November 2019, the Authority has faced a level of demand both from wider Government and from new, unanticipated, operational commitments which have exceeded its original estimates. This has required short duration increases in its aerial patrolling capacity to meet a variable and unpredictable demand, particularly from other government partners. The temporary additional capacity currently in place, provided by Piper Navajos, is due to be withdrawn

on 31 August 2021. The MCA considers that a reversion to the two dedicated King Air 200s will not provide sufficient capacity to continue to meet the maritime aerial reconnaissance requirements of either the MCA or its wider Government partners up to the commencement of the UK Second-Generation Search and Rescue Aviation service in 2024.

The provision of one additional King Air 200, used alongside aircraft already provided under the baseline provision of the ASV contract to maintain availability, will enable the MCA to meet the level of demand it faces. Sensor equipment, including radar, line scanner and EO/IR turret already used under the ASV contract will be used to equip this third King Air 200 for maritime patrols. In addition, crew trained to conduct MCA reconnaissance missions, infrastructure and engineering capacity already in place for the ASV contract will all be used to deliver this additional tasking. This is therefore the most cost-effective way to continue to meet this higher tasking demand via a solution integrated with the baseline provision under the ASV contract.

VII.2.2) Reasons for modification

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee.

Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

The MCA considers that this change is permitted under Regulation 72 (1) (c), on the basis that the need for the modification has been brought about by circumstances the MCA could not have foreseen, namely a demand over and above that which was anticipated when the contract was let which has persisted and continued to fluctuate over the 18 months since the service commenced. Moreover, the overall nature of the original contract has not been altered; the service is still for maritime aerial reconnaissance on behalf of both the MCA and its other government partners – neither the mission profiles nor the equipment used will change.

VII.2.3) Increase in price

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptations and average inflation)

Value excluding VAT: £23,477,981.03

Total contract value after the modifications

Value excluding VAT: £28,477,981.03