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Contract

## **Framework Agreement For the Provision of Modular/Pre-Fabricated Modular Buildings Solutions**

NHS Commercial Solutions

F03: Contract award notice

Notice identifier: 2021/S 000-015787

Procurement identifier (OCID): ocds-h6vhtk-02c51d

Published 7 July 2021, 10:45pm

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

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

NHS Commercial Solutions

The Atrium. Curtis Road.

Dorking

RH4 1XA

#### **Email**

[monjur.elahi@nhs.net](mailto:monjur.elahi@nhs.net)

#### **Telephone**

+44 01306646816

#### **Country**

United Kingdom

#### **NUTS code**

UK - United Kingdom

**Internet address(es)**

Main address

<https://www.commercialsolutions-sec.nhs.uk/>

**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**

Framework Agreement For the Provision of Modular/Pre-Fabricated Modular Buildings Solutions

Reference number

5028 - 3946

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

- 44211100 - Modular and portable buildings

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

Supplies

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

The aim of this procurement is to appoint a number of suppliers who specialise in the design, manufacture, supply, installation and maintenance of various modular/pre-fabricated buildings for use by the NHS and wider public sector bodies in the UK. The authority recognises that the expertise required will exist both nationally and at a local level and aims to be as inclusive as is practicable in order that the awarding authority has the most appropriate resource available.

#### **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: £300,000,000

## **II.2) Description**

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

Catalogue of Products

Lot No

1

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

- 44211100 - Modular and portable buildings

**II.2.3) Place of performance**

NUTS codes

- UK - United Kingdom

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

Catalogue of products — a catalogue of products from each provider which will include but not be limited to supply of materials, fittings, structure, pre-fabricated modular building units, components and consumables, providing professional consultancy services, such as site surveying, planning, design and drawing, reporting, quality monitoring, CDMC etc. The suppliers will offer a list of their supply and services offer as an off-the shelf catalogue so that contracting authorities can purchase the required quantities of items off the catalogue when their specification/service requirements matches with the catalogue offers. The contracting authorities may carry out a further price benchmarking and technical clarification to ascertain the suitability and availability of the supply/service.

**II.2.5) Award criteria**

Quality criterion - Name: Criteria as defined at the tender documentation / Weighting: 100

Cost criterion - Name: Criteria as defined at the tender documentation / Weighting: 0

**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**

Purchase and Hire of Modular/Pre-fabricated Buildings

Lot No

2

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

- 44211100 - Modular and portable buildings

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

NUTS codes

- UK - United Kingdom

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

Purchase and Hire of modular/pre-fabricated buildings – services to include but not limited to the supply, design, delivery, construction/installation and maintenance of both temporary and permanent modular/pre-fabricated buildings, purchased or hired. The service specification, quality and standard will generally meet the specification provide in section 5 below. A contracting authority will specify their specific requirements, e.g. quantity, design, planning, location when conducting a further competition tender exercise.

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

Quality criterion - Name: Criteria as defined at the tender documentation / Weighting: 100

Cost criterion - Name: Criteria as defined at the tender documentation / Weighting: 0

### **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**

Bespoke

Lot No

3

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

- 44211100 - Modular and portable buildings

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

NUTS codes

- UK - United Kingdom

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

Bespoke – a combination of lots 1 and 2 or other value added/innovative services associated with them.

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

Quality criterion - Name: Criteria as defined at the tender documentation / Weighting: 100

Cost criterion - Name: Criteria as defined at the tender documentation / Weighting: 0

### **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**

Restricted 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: [2020/S 132-325109](#)

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

### **Contract No**

5028 - 3946

### **Lot No**

1

### **Title**

Framework Agreement For the Provision of Modular/Pre-Fabricated Modular Buildings Solutions

A contract/lot is awarded: Yes

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

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

15 February 2021

**V.2.2) Information about tenders**

Number of tenders received: 3

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

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

Darwin Group

Shrewsbury

SY4 4EA

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Merit Holdings Limited

Cramlington

NE23 7RY

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME



No

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

Vanguard Healthcare Solutions

Gloucester

GL3 4AE

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)**

Initial estimated total value of the contract/lot: £100,000,000

Total value of the contract/lot: £100,000,000

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

### **Contract No**

5028 - 3946

### **Lot No**

2

### **Title**

Framework Agreement For the Provision of Modular/Pre-Fabricated Modular Buildings Solutions

A contract/lot is awarded: Yes

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

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

15 February 2021

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

Number of tenders received: 10

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

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

Darwin Group

Shrewsbury

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Merit Holdings Limited

Cramlington

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Vanguard Healthcare Solutions

Gloucester

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Extraspace Solutions

London

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Imaging Matters Limited

Leamington Spa

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

ModuleCo Healthcare Limited

Ellesmere Port

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

ModuleCo

Cheltenham

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

MTX Contracts LTD

Handforth

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Premier Modular Ltd

Brandesburton

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Western Building Systems Ltd

Coalisland

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)**

Initial estimated total value of the contract/lot: £100,000,000

Total value of the contract/lot: £100,000,000

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

### **Contract No**

5028 - 3946

### **Lot No**

3

### **Title**

Framework Agreement For the Provision of Modular/Pre-Fabricated Modular Buildings Solutions

A contract/lot is awarded: Yes

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

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

15 February 2021

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

Number of tenders received: 3

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

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

Darwin Group

Shrewsbury

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Merit Holdings Limited

Cramlington

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Vanguard Healthcare Solutions

Gloucester

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)**

Initial estimated total value of the contract/lot: £100,000,000

Total value of the contract/lot: £100,000,000



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## Section VI. Complementary information

### VI.3) Additional information

The purpose of this procurement is to facilitate, through a framework agreement, the provision of the design, manufacture, supply, installation and maintenance of various modular/pre-fabricated Buildings for use by the NHS and wider public sector bodies in the UK.

The estimated total value of contracts awarded under the framework agreement is estimated to be GBP 300 million. However, interested parties should note that the framework agreement is not a guarantee of work and the contracting authority makes no commitment by any party to the use of the agreement nor the estimated value.

Subject to approval from the contracting authority, the public sector bodies eligible to use the framework agreement include, in particular, the following in the United Kingdom and their respective statutory successors and organisations created as a result of re-organisations or organisational changes, and any private sector entities having similar procurement needs:

The NHS in England (National Health Service for the United Kingdom) including but not limited to Foundation Trusts, Acute (Hospital) Trusts, Ambulance Trusts, Mental Health Trusts, Care Trusts listed at:

<https://www.nhs.uk/servicedirectoriest/pages/nhstrustlisting.aspx>

Clinical Commissioning Groups:

<https://www.nhs.uk/ServiceDirectories/Pages/CCGListing.aspx>

Area Teams: <https://www.nhs.uk/ServiceDirectories/Pages/AreaTeamListing.aspx>

Special Health Authorities:

<http://www.nhs.uk/ServiceDirectories/Pages/SpecialHealthAuthorityListing.aspx>

NHS Improvement: <https://improvement.nhs.uk/>

Department of Health: <https://www.gov.uk/government/organisations/department-of-health>

Arm's Length

Bodies:

<https://www.gov.uk/government/publications/how-to-contact-department-of-health-arms-length-bodies/department-of-healths-agencies-and-partner-organisations>

Sustainability and Transformation Partnerships (STPs) and their individual constituent

organisations:

<https://www.england.nhs.uk/stps/view-stps/>

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

Other organisations involved in commissioning and/or overseeing General Practitioner services, GP consortia, GP Practices and any other provider of primary medical services:

(a) who are a party to any of the following contracts:

- General Medical Services (GMS),
- Personal Medical Services (PMS),
- Alternative Provider Medical Services (APMS); and/or

(b) Commissioned by NHS England or other organisations involved in commissioning or overseeing General Practitioner services, as described above.

The NHS in Wales, Scotland and Northern Ireland including but not limited to Primary care services — GPs, pharmacies, dentists and optometrists, Hospital services, and community services, including those provided through community health centres and mental health services at:

NHS Wales (National Health Service for Wales): including but not limited to Welsh Health Boards, NHS Trusts and Public Health Wales:

<http://www.wales.nhs.uk/nhswalesaboutus/structure>

NHS Scotland (National Health Service for Scotland) including but not limited to Regional NHS Boards, Special NHS Boards and public health body at:

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

Health and Social Care Services in Northern Ireland: (National Health Service for Northern Ireland) including but not limited to Health Trusts, Social Care Board and other HSC Agencies: <http://online.hscni.net/>

Social Enterprise UK: <https://www.socialenterprise.org.uk>

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

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

Surrey and Borders Partnership NHS Trust, on behalf of NHS Commercial Solutions

Leatherhead

Country

United Kingdom

### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

The authority incorporated a standstill period at the point of information on the award of the framework agreement was communicated to tenderers. That notification provided a full information on the award decision.

The standstill period was for a minimum of 10 calendar days provided time for unsuccessful tenderers to challenge the award decision before the framework agreement is concluded. The Public Contracts Regulations 2015 provide for aggrieved parties who have been harmed or at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland).