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Award

NP35418 Contrast Media Agents

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

F15: Voluntary ex ante transparency notice

Notice identifier: 2023/S 000-016382

Procurement identifier (OCID): ocds-h6vhtk-03d4f4

Published 9 June 2023, 10:24am

Section I: Contracting authority/entity

I.1) Name and addresses

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

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

Edinburgh

EH12 9EB

Contact

Rashida Rasool

Email

rashida.rasool@nhs.scot

Telephone

+44 1312756051

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

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

NP35418 Contrast Media Agents

II.1.2) Main CPV code

- 33600000 - Pharmaceutical products

II.1.3) Type of contract

Supplies

II.1.4) Short description

The framework agreement is for the supply of Contrast Media Agents to NHS Scotland and the Health and Social Care (HSC) Trusts in Northern Ireland.

The Goods have been split into eight (8) categories, each of which is identified as a “Lot”. Full details of each Lot 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: £7,336,894

II.2) Description

II.2.1) Title

Ultrasound Contrast Agents

Lot No

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products
- 33696000 - Reagents and contrast media
- 33696800 - X-ray contrast media
- 33694000 - Diagnostic agents

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to NHS (Scotland) Act 1978, any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014 and HSC Trusts in Northern Ireland

II.2.4) Description of the procurement

Supply of ultrasound contrast agents to NHS Scotland and the Health and Social Care Trusts in Northern Ireland.

Lot 2 - a single supplier framework agreement awarded on a line by line basis.

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

Linear Gadolinium Based Contrast Agents

Lot No

4

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products
- 33694000 - Diagnostic agents
- 33696000 - Reagents and contrast media
- 33696800 - X-ray contrast media

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to NHS (Scotland) Act 1978, any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014 and HSC Trusts in Northern Ireland

II.2.4) Description of the procurement

Supply of linear gadolinium based contrast agents to NHS Scotland and the Health and Social Care Trusts in Northern Ireland.

Lot 4 - a single supplier framework agreement awarded on a line by line basis.

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

Macrocyclic Gadolinium Based Contrast Agents

Lot No

3

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products
- 33694000 - Diagnostic agents
- 33696000 - Reagents and contrast media
- 33696800 - X-ray contrast media

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to NHS (Scotland) Act 1978, any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014 and HSC Trusts in Northern Ireland

II.2.4) Description of the procurement

Supply of macrocyclic gadolinium based contrast agents to NHS Scotland and the Health and Social Care Trusts in Northern Ireland.

Lot 3 - as an unranked multi-supplier framework agreement awarded on a line by line basis.

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

Non-ionic monomeric iodine-based contrast agents

Lot No

5

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products
- 33694000 - Diagnostic agents
- 33696000 - Reagents and contrast media
- 33696800 - X-ray contrast media

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to NHS (Scotland) Act 1978, any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014 and HSC Trusts in Northern Ireland

II.2.4) Description of the procurement

Supply of non-ionic monomeric iodine based contrast agents to NHS Scotland and the Health and Social Care Trusts in Northern Ireland.

Lot 5 - an unranked multi-supplier framework agreement awarded on line by line basis.

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

Non-ionic dimeric Iodine based contrast agents

Lot No

6

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products
- 33694000 - Diagnostic agents
- 33696000 - Reagents and contrast media
- 33696800 - X-ray contrast media

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to NHS (Scotland) Act 1978, any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014 and HSC Trusts in Northern Ireland

II.2.4) Description of the procurement

Supply of non-ionic dimeric iodine based contrast agents to NHS Scotland and the Health and Social Care Trusts in Northern Ireland.

Lot 6 - a single supplier framework agreement awarded on a line by line basis.

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

Non-ionic monomer Iomeprol contrast agent

Lot No

7

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products
- 33694000 - Diagnostic agents
- 33696800 - X-ray contrast media
- 33696000 - Reagents and contrast media

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to NHS (Scotland) Act 1978, any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014 and HSC Trusts in Northern Ireland

II.2.4) Description of the procurement

Supply of non-ionic monomer iomeprol contrast agents to NHS Scotland and the Health and Social Care Trusts in Northern Ireland.

Lot 7 - a single supplier framework agreement awarded on a line by line basis.

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 Iodine based contrast agents

Lot No

8

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products
- 33694000 - Diagnostic agents
- 33696000 - Reagents and contrast media
- 33696800 - X-ray contrast media

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to NHS (Scotland) Act 1978, any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014 and HSC Trusts in Northern Ireland

II.2.4) Description of the procurement

Supply of additional iodine based contrast agents to NHS Scotland and the Health and Social Care Trusts in Northern Ireland.

Lot 8 - a single supplier framework agreement awarded on a line by line basis.

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

Barium Based Contrast Agents

Lot No

1

II.2.2) Additional CPV code(s)

- 33600000 - Pharmaceutical products
- 33696000 - Reagents and contrast media
- 33696800 - X-ray contrast media
- 33694000 - Diagnostic agents

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to NHS (Scotland) Act 1978, any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014 and HSC Trusts in Northern Ireland

II.2.4) Description of the procurement

Supply of barium based contrast agents to NHS Scotland and the Health and Social Care Trusts in Northern Ireland.

Lot 1 - a single supplier framework agreement awarded on a line by line basis.

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

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Award of a contract without prior publication of a call for competition in the cases listed below

- The procurement falls outside the scope of application of the regulations

Explanation:

This VEAT Notice is to advise the need for modification to meet the additional demands of the Scottish Health and Social Care sector during the Covid-19 pandemic and associated recovery, to maintain supply and remove unnecessary disruption from the Authority due to circumstances unforeseen by the Authority in line with Regulation 72(1)(c) of the Public Contracts (Scotland) Regulations 2015.

IV.1.3) Information about a framework agreement

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 000-191172](#)

Section V. Award of contract/concession

Lot No

1

Title

Barium Based Contrast Agents

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

17 May 2023

V.2.2) Information about tenders

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

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

Guerbet Laboratories Ltd

Avon House, 435 Stratford Road

Shirley

B90 4AA

Telephone

+44 1217338542

Fax

+44 1217333120

Country

United Kingdom

NUTS code

- UKG - West Midlands (England)

The contractor/concessionaire is an SME

No

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

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £38,123

Section V. Award of contract/concession

Lot No

2

Title

Ultrasound Contrast Agents

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

17 May 2023

V.2.2) Information about tenders

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

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

Bracco UK Ltd

Unit 15, Valley Business Centre

High Wycombe

HP13 6EQ

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Lamepro

Burgemeester, Guljelaan 2

Breda NL

4837CZ

Telephone

+44 7733014692

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

GE Healthcare

White Lion Road

Amersham

Telephone

+44 7860624838

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £87,568

Section V. Award of contract/concession

Lot No

3

Title

Macrocyclic Gadolinium Based Contrast Agents

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

17 May 2023

V.2.2) Information about tenders

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

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

Bracco UK Ltd

Unit 15, Valley Business Centre

High Wycombe

HP13 6EQ

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

GE Healthcare

White Lion Road

Amersham

Telephone

+44 1494544000

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

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/concessionaire is an SME

No

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

Guerbet Laboratories Ltd

Avon House, 435 Stratford Road

Shirley

B90 4AA

Telephone

+44 1217338542

Fax

+44 1217333120

Country

United Kingdom

NUTS code

- UKG - West Midlands (England)

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £708,314

Section V. Award of contract/concession

Lot No

4

Title

Linear Gadolinium Based Contrast Agents

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

17 May 2023

V.2.2) Information about tenders

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

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

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/concessionaire is an SME

No

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

Bracco UK Ltd

Unit 15, Valley Business Centre

High Wycombe

HP13 6EQ

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £323,626

Section V. Award of contract/concession

Lot No

5

Title

Non-ionic monomeric iodine-based contrast agents

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

17 May 2023

V.2.2) Information about tenders

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

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

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

GE Healthcare

White Lion Road

Amersham

Email

dot.robinson@ge.com

Telephone

+44 7860624838

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Guerbet Laboratories Ltd

Avon House, 435 Stratford Road

Shirley

B90 4AA

Telephone

+44 1217338542

Fax

+44 1217333120

Country

United Kingdom

NUTS code

- UKG - West Midlands (England)

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £5,620,660

Section V. Award of contract/concession

Lot No

6

Title

Non-ionic dimeric Iodine based contrast agents

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

17 May 2023

V.2.2) Information about tenders

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

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

GE Healthcare

White Lion Road

Amersham

Email

dot.robinson@ge.com

Telephone

+44 7860624838

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £148,408

Section V. Award of contract/concession

Lot No

7

Title

Non-ionic monomer iomeprol contrast agent

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

17 May 2023

V.2.2) Information about tenders

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

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

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £54,522

Section V. Award of contract/concession

Lot No

8

Title

Additional Iodine based contrast agents

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

17 May 2023

V.2.2) Information about tenders

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

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

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/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £355,673

Section VI. Complementary information

VI.3) Additional information

The estimated value(s) referred to in Section II.1.7 and eight (8) Lots covers the twelve (12) month modification period of the framework agreement.

(SC Ref:732358)

VI.4) Procedures for review

VI.4.1) Review body

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

edinburgh@scotcourts.gov.uk

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.