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Awarded contract

NP35418 Contrast Media Agents

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

F20: Modification notice

Notice reference: 2022/S 000-017786

Published: 29 June 2022, 3:15pm

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

Marta Siwek

Email

marta.siwek@nhs.scot

Telephone

+44 1698794496

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

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.2) Description**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 at the time of conclusion of the contract:

This framework extension is for the supply of contrast media agents to NHS Scotland and the Health and Social Care (HSC) Trusts in Northern Ireland structured into eight (8) Lots:

Lot 1 - Barium Based Contrast Agents

Lot 2 - Ultrasound Contrast Agents

Lot 3 - Macrocyclic Gadolinium Based Contrast Agents

Lot 4 - Linear Gadolinium Based Contrast Agents

Lot 5 - Non-ionic monomeric iodine-based contrast agents

Lot 6 - Non-ionic dimeric Iodine based contrast agents

Lot 7 - Non-ionic monomer Iomeprol contrast agent

Lot 8 - Additional Iodine based contrast agents

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

Duration in months

48

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.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2018/S 050-110143](#)

Section V. Award of contract/concession

Contract No

NP35418

Title

NP35418 Contrast Media Agents

V.2) Award of contract/concession

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

15 May 2018

V.2.2) Information about tenders

The contract/concession 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

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

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.2.3) 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 the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)

Total value of the procurement: £17,446,344

Section VI. Complementary information

VI.3) Additional information

The estimated value of eight (8) Lots referred to in Section V.2.4 covers the twenty-four (24) months of the framework length and twenty-four (24) months extension period of the framework agreement.

(SC Ref:697355)

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.

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 33600000 - Pharmaceutical products

VII.1.2) Additional CPV code(s)

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

VII.1.3) Place of performance

NUTS code

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Service (Scotland) Act 1978, and any IJBs established pursuant to the Public Bodies (Joint Working) Scotland Act 2014 and HSC Trusts, NIreland.

VII.1.4) Description of the procurement:

This extension is for the supply of contrast media agents to NHS Scotland and the Health and Social Care (HSC) Trusts in Northern Ireland structured into eight (8) Lots:

Lot 1 - Barium Based Contrast Agents

Lot 2 - Ultrasound Contrast Agents

Lot 3 - Macrocyclic Gadolinium Based Contrast Agents

Lot 4 - Linear Gadolinium Based Contrast Agents

Lot 5 - Non-ionic monomeric iodine-based contrast agents

Lot 6 - Non-ionic dimeric Iodine based contrast agents

Lot 7 - Non-ionic monomer Iomeprol contrast agent

Lot 8 - Additional Iodine based contrast agents

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

Start date

1 July 2022

End date

30 June 2023

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

Total value of the contract/lot/concession:

£6,885,783

VII.1.7) 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

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

Guerbet Laboratories Ltd

Avon House, 435 Stratford Road

Shirley

B90 4AA

Telephone

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Country

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NUTS code

- UKG - West Midlands (England)

The contractor/concessionaire is an SME

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Lamepro

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Breda NL

4837CZ

Telephone

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Country

United Kingdom

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United Kingdom

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Reading

RG2 6AD

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+44 1635563432

Fax

+44 1635563693

Country

United Kingdom

NUTS code

- UKJ11 - Berkshire

The contractor/concessionaire is an SME

No

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):

This modification is necessary to meet the additional demands of the Scottish Health and Social Care sector and the Health and Social Care (HSC) Trusts in Northern Ireland during the current Covid-19 pandemic and to maintain necessary supply due to circumstances unforeseen by the Authority in line with Regulation 72(1)(c) of the Public Contracts

(Scotland) Regulations 2015 and the Health and Social Care (HSC) Trusts in Northern Ireland.

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:

This modification is necessary to meet the additional demands of the Scottish Health and Social Care sector and the Health and Social Care (HSC) Trusts in Northern Ireland. during the current Covid-19 pandemic and to maintain necessary supply due to circumstances unforeseen by the Authority in line with Regulation 72(1)(c) of the Public Contracts (Scotland) Regulations 2015 and the Health and Social Care (HSC) Trusts in Northern Ireland.

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: £17,446,344

Total contract value after the modifications

Value excluding VAT: £24,332,127