

This is a published notice on the Find a Tender service: <https://www.find-tender.service.gov.uk/Notice/017875-2022>

Award

704395456 FTL-SS-VTN

Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-017875

Procurement identifier (OCID): ocds-h6vhtk-034c79

Published 30 June 2022, 12:07pm

Section I: Contracting authority/entity

I.1) Name and addresses

Ministry of Defence

Dismounted Close Combat Team Land Equipment Operating Centre Soldier Training & Special Projects MOD Abbey Wood Cedar 2a #4110

Bristol

BS34 8JH

Contact

Mrs Amy Parker

Email

Amy.Parker117@mod.gov.uk

Telephone

+44 3001640802

Country

United Kingdom

NUTS code

UK - United Kingdom

Internet address(es)

Main address

<https://des.mod.uk/>

I.4) Type of the contracting authority

Ministry or any other national or federal authority

I.5) Main activity

Defence

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

704395456 FTL-SS-VTN

II.1.2) Main CPV code

- 38633000 - Telescopic sights

II.1.3) Type of contract

Supplies

II.1.4) Short description

The Dismounted Close Combat programme team, part of the UK Ministry of Defence, intends to place a five-year contract with Ian Edgar (Liverpool) Limited (TA – Edgar Brothers) for the procurement of a Fused Target Locator (FTL) capability, with an initial procurement of 36 FTL systems at an estimated value of £6,000,000 and scope to procure additional FTL systems and increase the contract up to a value of £191,000,000 Ex VAT if required.

II.1.6) Information about lots

This contract is divided into lots: No

II.1.7) Total value of the procurement (excluding VAT)

Value excluding VAT: £191,000,000

II.2) Description

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

II.2.4) Description of the procurement

The Dismounted Close Combat programme team, part of the UK Ministry of Defence, intends

to place a five-year contract with Ian Edgar (Liverpool) Limited (TA – Edgar Brothers) for the procurement of a Fused Target Locator (FTL) capability, with an initial procurement of 36 FTL systems at an estimated value of £6,000,000 and scope to procure additional FTL systems and increase the contract up to a value of £191,000,000 Ex VAT if required.

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI No.2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 2011 (DSPCR 2011) as amended (in particular by SI 2019/697 and SI 2020/1450). Prior publication of a contract notice in the Official Journal of the European Union is no longer appropriate. It is considered that this Contract can be placed using the Negotiated Procedure without Prior Publication of a Contract Notice in the UK e-notification service (as required by the relevant legislation) and is lawful in accordance with regulation 16(1)(a)(ii) of the DSPCR for technical reasons due to strict technical impracticality for any economic operator other than Edgar Brothers to achieve the technical requirements needed by the Authority for the FTL system and the critical interoperability, compatibility and commonality purposes that is required with the current FTL system.

Edgar Brothers is the only economic operator that is able to meet the Authority's requirement to provide a handheld TRL 9 FTL solution that meets the Authority's bespoke needs in possessing the following set of technical capabilities:

- (a) The capability to detect vehicles in excess of 25km in the IR spectrum, via a multi-channel handheld sensor
- (b) The capability to provide a range to target in excess of 25km and to the limit of visual detection
- (c) The ability to provide accurate target location within a TLE of Cat 1, as defined in JSP 900; utilising software that complies with STANAG 4609 and is not of a security classification higher than Official Sensitive.

Edgar Brothers are the sole UK sales agent for its FTL system's main component the Jim-compact and in combination with other system elements, provide a unique FTL system. The Authority's critical technical capabilities can only be met by this unique FTL system, and the requirement therefore cannot be met by any other economic operator.

The current FTL system provided by Edgar Brothers has integrated in a manner that permits networking of the sensor feed without affecting interoperability or safety. In addition to technical capability, the Authority is not able to procure an alternative solution as it would be incapable of fully satisfying the technical requirements relating to interoperability as any new system would be incapable of communicating with the existing FTL fleet due to a lack of integration and would provide a fleet of inconsistent capability. This interoperability issue would unacceptably affect the ability for new and existing FTL systems to effectively

communicate, thus compromising the safety of the end-user in operational theatre and substantially increasing risk to life.

II.2.5) Award criteria

Price

II.2.11) Information about options

Options: Yes

Description of options

Framework agreement to allow additional purchases of the capability

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

Negotiated procedure without publication of a contract notice

- No tenders or no suitable tenders/requests to participate in response to negotiated procedure with prior publication of a contract notice
- The products involved are manufactured purely for the purpose of research, experiment, study or development
- The works, supplies or services can be provided only by a particular economic operator for the following reason:
 - absence of competition for technical reasons

Explanation:

The Dismounted Close Combat programme team, part of the UK Ministry of Defence, intends to place a five-year contract with Ian Edgar (Liverpool) Limited (TA – Edgar Brothers) for the procurement of a Fused Target Locator (FTL) capability, with an initial procurement of 36 FTL systems at an estimated value of £6,000,000 and scope to procure additional FTL systems and increase the contract up to a value of £191,000,000 Ex VAT if required.

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI No.2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 2011 (DSPCR 2011) as amended (in particular by SI 2019/697 and SI 2020/1450). Prior publication of a contract notice in the Official Journal of the European Union is no longer appropriate. It is considered that this Contract can be placed using the Negotiated Procedure without Prior Publication of a Contract Notice in the UK e-notification service (as required by the relevant legislation) and is lawful in accordance with regulation 16(1)(a)(ii) of the DSPCR for technical reasons due to strict technical impracticality for any economic operator other than Edgar Brothers to achieve the technical requirements needed by the Authority for the FTL system and the critical interoperability, compatibility and commonality purposes that is required with the current FTL system.

Edgar Brothers is the only economic operator that is able to meet the Authority's requirement to provide a handheld TRL 9 FTL solution that meets the Authority's bespoke

needs in possessing the following set of technical capabilities:

- (a) The capability to detect vehicles in excess of 25km in the IR spectrum, via a multi-channel handheld sensor
- (b) The capability to provide a range to target in excess of 25km and to the limit of visual detection
- (c) The ability to provide accurate target location within a TLE of Cat 1, as defined in JSP 900; utilising software that complies with STANAG 4609 and is not of a security classification higher than Official Sensitive.

Edgar Brothers are the sole UK sales agent for its FTL system's main component the Jim-compact and in combination with other system elements, provide a unique FTL system. The Authority's critical technical capabilities can only be met by this unique FTL system, and the requirement therefore cannot be met by any other economic operator.

The current FTL system provided by Edgar Brothers has integrated in a manner that permits networking of the sensor feed without affecting interoperability or safety. In addition to technical capability, the Authority is not able to procure an alternative solution as it would be incapable of fully satisfying the technical requirements relating to interoperability as any new system would be incapable of communicating with the existing FTL fleet due to a lack of integration and would provide a fleet of inconsistent capability. This interoperability issue would unacceptably affect the ability for new and existing FTL systems to effectively communicate, thus compromising the safety of the end-user in operational theatre and substantially increasing risk to life.

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: No

Section V. Award of contract/concession

Contract No

704395456

Title

704395456 FTL-SS

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

30 June 2022

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

Ian Edgar (Liverpool) Ltd

Units 1-3 Heather Close, Lyme Green Business Park, Macclesfield, Cheshire,

Macclesfield

SK11 0LR

Email

matthew.grundy@edgarbrothers.com

Telephone

+44 1625664621

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Initial estimated total value of the contract/lot/concession: £6,000,000

Total value of the contract/lot/concession: £191,000,000

V.2.5) Information about subcontracting

The contract/lot/concession is likely to be subcontracted

Value or proportion likely to be subcontracted to third parties

Proportion: 70 %

Short description of the part of the contract to be subcontracted

bought out finished parts

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

Ministry of Defence

Dismounted Close Combat Team Land Equipment Operating Centre Soldier Training &
Special Projects MOD Abbey Wood Cedar 2a #4110

Bristol

BS34 8JH

Email

Amy.Parker177@Mod.Gov.UK

Telephone

+44 3001640802

Country

United Kingdom