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Award

## **Phalanx Close In Weapons System In-Service Support**

Ministry of Defence, Weapons, International Guns, Missiles and Rockets (IGMR) Project Team

F15: Voluntary ex ante transparency notice

Notice identifier: 2021/S 000-018017

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

Published 28 July 2021, 10:45pm

### **Section I: Contracting authority/entity**

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

Ministry of Defence, Weapons, International Guns, Missiles and Rockets (IGMR) Project Team

Bristol

BS34 8JH

#### **Contact**

Lucy White

#### **Email**

[Lucy.White126@mod.gov.uk](mailto:Lucy.White126@mod.gov.uk)

#### **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

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**Section II: Object**

**II.1) Scope of the procurement**

**II.1.1) Title**

Phalanx Close In Weapons System In-Service Support

Reference number

701575393

**II.1.2) Main CPV code**

- 50842000 - Repair and maintenance services of weapon systems

**II.1.3) Type of contract**

Services

**II.1.4) Short description**

The International Guns, Missiles and Rockets Project Team, part of the UK Ministry of Defence (MOD) intends to award a contract of up to 10 years (including any option years) to Devonport Royal Dockyard Limited (DRDL). This contract is for the In-Service Support of the Phalanx CIWS (Close In Weapons System).

**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: £80,000,000

## **II.2) Description**

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

NUTS codes

- UK - United Kingdom

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

The International Guns, Missiles and Rockets Project Team, part of the UK Ministry of Defence (MOD) intends to award a contract of up to 10 years (including any option years) to Devonport Royal Dockyard Limited (DRDL). This contract is for the In-Service Support of the Phalanx CIWS (Close In Weapons System).

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

Price

### **II.2.11) Information about options**

Options: Yes

Description of options

Options to extend the contract for up to 5 years

### **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

Negotiated procedure without 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 International Guns, Missiles and Rockets Project Team, part of the UK Ministry of Defence (MOD) intends to award a contract of up to 10 years (including any option years) to Devonport Royal Dockyard Limited (DRDL) for Contracting for Availability services for the Phalanx – Close In Weapons Systems (CIWS) from Jan 2023.

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI 2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 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 the award of the contract without prior publication of a contract notice in the UK e-notification service is lawful under Regulation 16 (1) (a)(ii) of the Defence and Security Public Contracts Regulations 2011. This is for technical reasons because only DRDL have the specific know-how, tools and means needed to meet the MOD's In Service Support requirement concerning this complex military weapon system. In addition, DRDL are the sole licensed European operator of the Phalanx CIWS under a licensing agreement in place with Raytheon Missiles and Defence (RMD) who are the original equipment manufacturer

#### IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: No

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

### **Contract No**

701575393

### **Title**

Phalanx Close In Weapons System In-Service Support

A contract/lot is awarded: Yes

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

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

22 July 2021

#### **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**

Devonport Royal Dockyard Limited (DRDL)

Devonport, Devon

Plymouth

Country

United Kingdom

NUTS code

- UKK41 - Plymouth

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: £80,000,000

### **V.2.5) Information about subcontracting**

The contract/lot/concession is likely to be subcontracted

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## **Section VI. Complementary information**

### **VI.3) Additional information**

The International Guns, Missiles and Rockets Project Team, part of the UK Ministry of Defence (MOD) intends to award a contract of up to 10 years (including any option years) to Devonport Royal Dockyard Limited (DRDL) for Contracting for Availability services for the Phalanx – Close In Weapons Systems (CIWS) from Feb 2023.

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI 2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 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 the award of the contract without prior publication of a contract notice in the UK e-notification service is lawful under Regulation 16 (1) (a)(ii) of the Defence and Security Public Contracts Regulations 2011. This is for technical reasons because only DRDL have the specific know-how, tools and means needed to meet the MOD's In Service Support requirement concerning this complex military weapon system. In addition, DRDL are the sole licensed European operator of the Phalanx CIWS under a licensing agreement in place with Raytheon Missiles and Defence (RMD) who are the original equipment manufacturer.

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

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

Ministry of Defence, Weapons, International Guns, Missiles and Rockets (IGMR) Project Team

Bristol

Country

United Kingdom