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Award

Fully inclusive support for NewWaveX and Institute of Electrical and Electronic Engineers (IEEE) 1641 and IEEE1671 compliant software tools used by the MOD

Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-018468

Procurement identifier (OCID): ocds-h6vhtk-047013

Published 14 June 2024, 1:59pm

Section I: Contracting authority/entity

I.1) Name and addresses

Ministry of Defence

Welsh Road, Sealand

Deeside

Email

DES-DECA-MST-Procurement@mod.gov.uk

Country

United Kingdom

Region 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

Fully inclusive support for NewWaveX and Institute of Electrical and Electronic Engineers (IEEE) 1641 and IEEE1671 compliant software tools used by the MOD

Reference number

711966452

II.1.2) Main CPV code

- 72511000 - Network management software services

II.1.3) Type of contract

Services

II.1.4) Short description

Fully inclusive support for NewWaveX and Institute of Electrical and Electronic Engineers (IEEE) 1641 and IEEE1671 compliant software tools used by the MOD.

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: £680,000

II.2) Description

II.2.2) Additional CPV code(s)

- 48170000 - Compliance software package

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

MOD Sealand

II.2.4) Description of the procurement

Appropriate software support for NewWaveX for a period of 5 years.

II.2.5) Award criteria

Price

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

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:

Justification For Non-Competitive Decision: DE&S Deca, as part of the UK Ministry of Defence, intends to award a contract with Spherea Test & Services Ltd, for the Perpetual licences and appropriate software support for a period of 3 years firm followed by 2 years fixed . The estimated total contract value is £0.680M VAT Ex for a period of 5 years. It is considered that this contract can be procured using the Negotiated Procedure Without Prior Publication 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 (as required by the relevant legislation) is lawful in accordance with Regulation 16(1)(a)(ii) of the DSPCR 2011 f documentation or technical reasons as the services to be provided under the contract can only be supplied by the Contractor, and that therefore, competition is absent. Spherea Test and Services Ltd., as the sole developer and owner of this product, hold the design rights and specific know-how to provide the service and associated licences. Spherea Test and Services Ltd have stated they are not willing to share this information with any 3rd parties within the UK and Europe and are the only supplier capable of providing the required level of support.

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

711966452

Title

(ACDECA/026) Fully inclusive support for NewWaveX and Institute of Electrical and Electronic Engineers (IEEE) 1641 and IEEE1671 compliant software tools used by the MOD

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

14 June 2024

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

SPHEREA Test & Services Ltd

Building 400 Aviation Business Park, Bournemouth International Airport

Christchurch

BH23 6NW

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)

Initial estimated total value of the contract/lot/concession: £680,000

Lowest offer: £680,000 / Highest offer: £680,000 taken into consideration

V.2.5) Information about subcontracting

The contract/lot/concession is likely to be subcontracted

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

DE&S Deca

Welsh Road, Sealand

Deeside

CH5 2LS

Country

United Kingdom