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Award

Professional Services - Information Governance Support

Hertfordshire and West Essex Integrated Care Board

F15: Voluntary ex ante transparency notice

Notice identifier: 2023/S 000-018914

Procurement identifier (OCID): ocds-h6vhtk-03de75

Published 3 July 2023, 7:22pm

Section I: Contracting authority/entity

I.1) Name and addresses

Hertfordshire and West Essex Integrated Care Board

Charter House, Parkway

Welwyn Garden City

AL8 6JL

Email

sarah.beaumont@attain.co.uk

Country

United Kingdom

Region code

UKH23 - Hertfordshire

Internet address(es)

Main address

<https://hertsandwestessex.icb.nhs.uk>

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

Professional Services - Information Governance Support

Reference number

ACE-0698-2023-HWe

II.1.2) Main CPV code

- 79411000 - General management consultancy services

II.1.3) Type of contract

Services

II.1.4) Short description

This Voluntary Ex Ante Transparency Notice is intended to inform the market that NHS Hertfordshire and West Essex Integrated Care Board (HWE ICB) intends to award a contract to BJM IG Privacy Limited to deliver professional Information Governance Support Services.

This is a short-term arrangement whilst HWE ICB makes the necessary arrangements to transition this service safely back in house.

BJM Privacy have been providing this service to HWE ICB since the incorporation of the ICB on 1st July 2022. The total value of this arrangement fell underneath the thresholds for competition in line with the Public Contract Regulations (PCR). This Voluntary Ex Ante

Transparency Notice is being published as the ICB wishes to extend this arrangement to allow more time to safely transition the services, which means that total cumulative value will be above the thresholds required for tendering under PCR.

Competition is not being sought for these services on this occasion as it would cause significant disruption and impact negatively on continuity. This is also a short-term arrangement to bridge a gap whilst the services transition. There is no clear benefit from conducting a formal tender process.

The previous value of work awarded to BJM IG Privacy limited was £122,112 (excluding VAT).

The proposed new contract will end on 31st March 2024 and has a value of £153,372 (inclusive of VAT).

Therefore, the total new cumulative value of the proposed contract (considering the previous work and the proposed new work) is £299,906 (inclusive of VAT).

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: £153,372

II.2) Description

II.2.2) Additional CPV code(s)

- 79411000 - General management consultancy services

II.2.3) Place of performance

NUTS codes

- UKH23 - Hertfordshire

II.2.4) Description of the procurement

This Voluntary Ex Ante Transparency Notice is intended to inform the market that NHS Hertfordshire and West Essex Integrated Care Board (HWE ICB) intends to award a contract to BJM IG Privacy Limited to deliver professional Information Governance Support Services.

This is a short-term arrangement whilst HWE ICB makes the necessary arrangements to

transition this service safely back in house. The service includes:

- Continuation of GP DPO support.
- Providing ad hoc IG advice when needed
- Providing ad hoc cover for e.g., Subject Access Requests, where the case may be particularly sensitive or require additional support.
- That this cover is in place for the 23/24 financial year.

The above work will be commissioned with the longer-term intention of:

- Aiming to bring this work inhouse – with a better understanding over capacity required.
- Reviewing the ICBs statutory duties in providing wider DPO support
- Having provided a realistic period to observe the scale and scope of work likely to be experienced through the increased delegation to ICBs with Community Pharmacy, Dentistry and Ophthalmology.
- Providing the newly created team with an opportunity to bed down and have backup support if needed.

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Therefore, the total new cumulative value of the proposed contract (considering the previous work and the proposed new work) is £299,906 (inclusive of VAT).

II.2.5) Award criteria

Quality criterion - Name: Price / Weighting: 100

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Price - Weighting: 100

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.2.14) Additional information

In line with best practice, the Authority will apply a voluntary 10-day standstill period before the contract is formally awarded.

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:

The above work will be commissioned with the longer-term intention of:

- Aiming to bring this work inhouse – with a better understanding over capacity required.
- Reviewing the ICBs statutory duties in providing wider DPO support
- Having provided a realistic period to observe the scale and scope of work likely to be experienced through the increased delegation to ICBs with Community Pharmacy, Dentistry and Ophthalmology.
- Providing the newly created team with an opportunity to bed down and have backup support if needed.

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Competition is not being sought for these services on this occasion as it would cause significant disruption and impact negatively on continuity. This is also a short-term arrangement to bridge a gap whilst the services transition. To tender for a contract with such a short period of time would not create any additional value or benefit.

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

Title

Professional Information Governance Services

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

30 June 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

BJM IG Privacy Limited

1 Claydon Business Park, Great Blakenham, Ipswich

Suffolk

IP6 0NL

Country

United Kingdom

NUTS code

- UKH23 - Hertfordshire

Internet address

<https://www.igprivacy.co.uk/>

The contractor/concessionaire is an SME

Yes

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

Total value of the contract/lot/concession: £153,372

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

High Court of Justice England and Wales

The Strand

London

WC2A 2LL

Country

United Kingdom

VI.4.4) Service from which information about the review procedure may be obtained

Hertfordshire and West Essex Integrated Care Board

Charter House, Parkway

Welwyn Garden City

AL8 6JL

Country

United Kingdom

Internet address

<https://hertsandwestessex.icb.nhs.uk>