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Contract

Bone Conduction

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

F20: Modification notice

Notice identifier: 2023/S 000-019300

Procurement identifier (OCID): ocds-h6vhtk-03df65

Published 6 July 2023, 2:16pm

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

Email

gordon.ralph@nhs.scot

Telephone

+44 7804475952

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

Bone Conduction

Reference number

NP66717

II.1.2) Main CPV code

- 33185000 - Hearing aids

II.1.3) Type of contract

Supplies

II.2) Description

II.2.2) Additional CPV code(s)

- 33185000 - Hearing aids

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

II.2.4) Description of the procurement at the time of conclusion of the contract:

Lot 1 Bone drive - Implantable

Lot 2 Bone drive - NON Implantable

Lot 3 Ossicles drive

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

Start date

31 May 2023

End date

30 May 2024

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: [2017/S 244-509027](#)

Section V. Award of contract/concession

Contract No

NP66717

Title

Bone Conduction

V.2) Award of contract/concession

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

30 June 2023

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

Cochlear Europe Ltd

6 Dashwood Lang Road, Bourne Business Park Addlestone

Surrey

KT15 2HJ

Country

United Kingdom

NUTS code

- UKJ2 - Surrey, East and West Sussex

The contractor/concessionaire is an SME

No

V.2.3) Name and address of the contractor/concessionaire

MED-EL

Great Cliffe Court, Dodworth

Barnsley

S75 3SP

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

Oticon Limited

Cadzow Industrial Estate

Hamilton

ML3 7QE

Country

United Kingdom

NUTS code

- UKM95 - South Lanarkshire

The contractor/concessionaire is an SME

No

V.2.3) Name and address of the contractor/concessionaire

Starkey Laboratories Limited

William F Austin House, Bramhall Technology Park, Pepper Road, Hazel Grove

Stockport, Cheshire

SK7 5BX

Country

United Kingdom

NUTS code

- UK - United Kingdom

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: £952,489

Section VI. Complementary information

VI.3) Additional information

(SC Ref:737240)

VI.4) Procedures for review

VI.4.1) Review body

Sheriff Court House

27 Chambers St

Edinburgh

EH1 1LV

Telephone

+44 1312252525

Country

United Kingdom

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.

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 33185000 - Hearing aids

VII.1.3) Place of performance

NUTS code

- UKM - Scotland

VII.1.4) Description of the procurement:

For the Supply of Bone Conduction for 3 Lots covering Bone Drive - Implantable, Bone Drive Non Implantable and Ossicles Drive.

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

Start date

31 May 2023

End date

30 May 2024

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

Total value of the contract/lot/concession:

£952,489

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

MED-EL

Great Cliffe Court, Dodworth

Barnsley

S75 3SP

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

Cochlear Europe Ltd

6 Dashwood Lang Road, Bourne Business Park Addlestone

Surrey

KT15 2HJ

Country

United Kingdom

NUTS code

- UKJ2 - Surrey, East and West Sussex

The contractor/concessionaire is an SME

No

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

Starkey Laboratories Limited

William F Austin House, Bramhall Technology Park, Pepper Road, Hazel Grove

Stockport, Cheshire

SK7 5BX

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

Oticon Limited

Cadzow Industrial Estate

Hamilton

ML3 7QE

Country

United Kingdom

NUTS code

- UKM95 - South Lanarkshire

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 of contract term from 01/06/2023 to 31/08/2023 is to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic and to maintain necessary supply and remove unnecessary disruption from the Authority at this time in line with Regulation 72(1)(b) of the Public Contracts (Scotland) Regulations 2015

Modification notice is advised at framework level and does not detail individual lots.

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 of contract term from 31/05/2023 to 30/05/2024 is to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic and to maintain necessary supply and remove unnecessary disruption from the Authority at this time in line with Regulation 72(1)(b) of the Public Contracts (Scotland) Regulations 2015

Modification notice is advised at framework level and does not detail individual lots.

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: £945,000

Total contract value after the modifications

Value excluding VAT: £945,000