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Contract

## **Contrast Media Agents**

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

F03: Contract award notice

Notice identifier: 2024/S 000-019609

Procurement identifier (OCID): ocds-h6vhtk-04563b

Published 27 June 2024, 8:52am

## **Section I: Contracting authority**

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

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

Gyle Square (NSS Head Office), 1 South Gyle Crescent

Edinburgh

EH12 9EB

#### **Contact**

Ruaridh Armitage

#### **Email**

[ruaridh.armitage@nhs.scot](mailto:ruaridh.armitage@nhs.scot)

#### **Telephone**

+44 1698794410

**Country**

United Kingdom

**NUTS code**

UKM - Scotland

**Internet address(es)**

Main address

<http://www.nhsscotlandprocurement.scot.nhs.uk/>

Buyer's address

[http://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA11883](http://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

**I.4) Type of the contracting authority**

Body governed by public law

**I.5) Main activity**

Health

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## **Section II: Object**

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

#### **II.1.1) Title**

Contrast Media Agents

Reference number

NP35424

#### **II.1.2) Main CPV code**

- 33600000 - Pharmaceutical products

#### **II.1.3) Type of contract**

Supplies

#### **II.1.4) Short description**

This Framework Agreement is for the supply of Contrast Media Agents to NHS Scotland.

The Goods have been separated into eight (8) categories, each of which is identified as a "Lot".

Full details of each Lot is contained in section II.2 of this Notice.

#### **II.1.6) Information about lots**

This contract is divided into lots: Yes

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

Value excluding VAT: £24,389,961

### **II.2) Description**

#### **II.2.1) Title**

Lot 1 – Barium Based Contrast Agents

Lot No

1

## **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Barium Based Contrast Agents to NHS Scotland. The Authority intends awarding all presentations within this lot as an unranked multi-supplier. Full details can be found within the ITT.

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

Quality criterion - Name: Contingency Planning / Weighting: 10

Quality criterion - Name: Sustainability / Weighting: 5

Quality criterion - Name: Product Support / Weighting: 5

Price - Weighting: 80

## **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) Description**

### **II.2.1) Title**

## Lot 2 – Ultrasound Contrast Agents

Lot No

2

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Ultrasound Contrast Agents to NHS Scotland. The Authority intends awarding all presentations within this lot as an unranked multi-supplier. Full details can be found within the ITT.

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

Quality criterion - Name: Contingency Planning / Weighting: 10

Quality criterion - Name: Sustainability / Weighting: 5

Quality criterion - Name: Product Support / Weighting: 5

Price - Weighting: 80

### **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) Description**

### **II.2.1) Title**

Lot 3 – Macrocyclic Gadolinium Based Contrast Agents

Lot No

3

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Macrocyclic Gadolinium Based Contrast Agents to NHS Scotland. The Authority intends awarding all presentations within this lot as an unranked multi-supplier. Full details can be found within the ITT.

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

Quality criterion - Name: Contingency Planning / Weighting: 10

Quality criterion - Name: Sustainability / Weighting: 5

Quality criterion - Name: Product Support / Weighting: 5

Price - Weighting: 80

### **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) Description**

### **II.2.1) Title**

Lot 4 – Linear Gadolinium Based Contrast Agents

Lot No

4

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Linear Gadolinium Based Contrast Agents to NHS Scotland. The Authority intends awarding all presentations within this lot as an unranked multi-supplier. Full details can be found within the ITT.

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

Quality criterion - Name: Contingency Planning / Weighting: 10

Quality criterion - Name: Sustainability / Weighting: 5

Quality criterion - Name: Product Support / Weighting: 5

Price - Weighting: 80

### **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) Description**

### **II.2.1) Title**

Lot 5 – Non-ionic Monomeric Iodine Based Contrast Agents

Lot No

5

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Non-ionic Monomeric Iodine Based Contrast Agents to NHS Scotland. The Authority intends awarding all presentations within this lot as an unranked multi-supplier. Full details can be found within the ITT.

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

Quality criterion - Name: Contingency Planning / Weighting: 10

Quality criterion - Name: Sustainability / Weighting: 5

Quality criterion - Name: Product Support / Weighting: 5

Price - Weighting: 80

#### **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) Description**

#### **II.2.1) Title**

Lot 6 – Non-Ionic Dimeric Iodine Based Contrast Agents

Lot No

6

#### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Non-Ionic Dimeric Iodine Based Contrast Agents to NHS Scotland. The Authority intends awarding all presentations within this lot as an unranked multi-supplier. Full details can be found within the ITT.

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

Quality criterion - Name: Contingency Planning / Weighting: 10

Quality criterion - Name: Sustainability / Weighting: 5

Quality criterion - Name: Product Support / Weighting: 5

Price - Weighting: 80

### **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) Description**

### **II.2.1) Title**

Lot 7 – Non-Ionic Monomer Iomeprol Contrast Agents

Lot No

7

### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and

any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Non-Ionic Monomer Iomeprol Contrast Agents to NHS Scotland. The Authority intends awarding all presentations within this lot as an unranked multi-supplier. Full details can be found within the ITT.

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

Quality criterion - Name: Contingency Planning / Weighting: 10

Quality criterion - Name: Sustainability / Weighting: 5

Quality criterion - Name: Product Support / Weighting: 5

Price - Weighting: 80

#### **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) Description**

#### **II.2.1) Title**

Lot 8 – Additional Iodine Based Contrast Agents

Lot No

8

#### **II.2.2) Additional CPV code(s)**

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Additional Iodine Based Contrast Agents to NHS Scotland. The Authority intends awarding all presentations within this lot as an unranked multi-supplier. Full details can be found within the ITT.

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

Quality criterion - Name: Contingency Planning / Weighting: 10

Quality criterion - Name: Sustainability / Weighting: 5

Quality criterion - Name: Product Support / Weighting: 5

Price - Weighting: 80

#### **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

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## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Type of procedure**

Open procedure

#### **IV.1.3) Information about a framework agreement or a dynamic purchasing system**

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: Yes

### **IV.2) Administrative information**

#### **IV.2.1) Previous publication concerning this procedure**

Notice number: [2024/S 000-013945](#)

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

### **Lot No**

2

### **Title**

Lot 2 – Ultrasound Contrast Agents

A contract/lot is awarded: Yes

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

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

26 June 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 3

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

The contract has been awarded to a group of economic operators: Yes

**V.2.3) Name and address of the contractor**

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

GE Healthcare LTD

Pollards Wood

Chalfont Saint Giles

HP8 4SP

Telephone

+44 7407841232

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

### **V.2.3) Name and address of the contractor**

Lamepro

Burgemeester, Guljelaan 2

Breda NL

4837CZ

Telephone

+44 7733014692

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Total value of the contract/lot: £190,223

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

### **Lot No**

3

### **Title**

Lot 3 – Macrocyclic Gadolinium Based Contrast Agents

A contract/lot is awarded: Yes

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

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

26 June 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 4

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 4

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Bayer Plc

400 South Oak Way, Green Park

Reading

RG2 6AD

Telephone

+44 1635563432

Fax

+44 1635563693

Country

United Kingdom

NUTS code

- UKJ11 - Berkshire

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

GE Healthcare LTD

Pollards Wood

Chalfont Saint Giles

HP8 4SP

Telephone

+44 7407841232

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

### **V.2.3) Name and address of the contractor**

Guerbet Laboratories Ltd

Avon House, 435 Stratford Road

Solihull

B90 4AA

Telephone

+44 7496215621

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Total value of the contract/lot: £4,735,552

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

#### **Lot No**

4

#### **Title**

Lot 4 – Linear Gadolinium Based Contrast Agents

A contract/lot is awarded: Yes

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

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

26 June 2024

##### **V.2.2) Information about tenders**

Number of tenders received: 2

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 2

The contract has been awarded to a group of economic operators: Yes

##### **V.2.3) Name and address of the contractor**

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

### **V.2.3) Name and address of the contractor**

Bayer Plc

400 South Oak Way, Green Park

Reading

RG2 6AD

Telephone

+44 1635563432

Fax

+44 1635563693

Country

United Kingdom

NUTS code

- UKJ11 - Berkshire

The contractor is an SME

No

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

Total value of the contract/lot: £1,007,443

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

### **Lot No**

5

### **Title**

Lot 5 – Non-ionic Monomeric Iodine Based Contrast Agents

A contract/lot is awarded: Yes

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

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

26 June 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 2

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 2

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

GE Healthcare LTD

Pollards Wood

Chalfont Saint Giles

HP8 4SP

Telephone

+44 7407841232

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Guerbet Laboratories Ltd

Avon House, 435 Stratford Road

Solihull

B90 4AA

Telephone

+44 7496215621

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Total value of the contract/lot: £17,294,249

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

### **Lot No**

6

### **Title**

Lot 6 – Non-Ionic Dimeric Iodine Based Contrast Agents

A contract/lot is awarded: Yes

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

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

26 June 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 2

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 2

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

GE Healthcare LTD

Pollards Wood

Chalfont Saint Giles

HP8 4SP

Telephone

+44 7407841232

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Total value of the contract/lot: £774,562

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

### **Lot No**

1

### **Title**

Lot 1 – Barium Based Contrast Agents

A contract/lot is awarded: Yes

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

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

26 June 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 1

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 1

The contract has been awarded to a group of economic operators: No

#### **V.2.3) Name and address of the contractor**

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Total value of the contract/lot: £208,968

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

#### **Lot No**

7

#### **Title**

Lot 7 – Non-Ionic Monomer Iomeprol Contrast Agents

A contract/lot is awarded: Yes

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

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

26 June 2024

##### **V.2.2) Information about tenders**

Number of tenders received: 1

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 1

The contract has been awarded to a group of economic operators: No

**V.2.3) Name and address of the contractor**

Bracco UK Ltd

Bracco House, Mercury Park, Wycombe Lane, Wooburn Green

High Wycombe

HP10 0HH

Telephone

+44 1628851500

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

No

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

Total value of the contract/lot: £63,666

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

### **Lot No**

8

### **Title**

Lot 8 – Additional Iodine Based Contrast Agents

A contract/lot is awarded: Yes

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

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

26 June 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 1

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 1

The contract has been awarded to a group of economic operators: No

#### **V.2.3) Name and address of the contractor**

Bayer Plc

400 South Oak Way, Green Park

Reading

RG2 6AD

Telephone

+44 1635563432

Fax

+44 1635563693

Country

United Kingdom

NUTS code

- UKJ11 - Berkshire

The contractor is an SME

No

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

Total value of the contract/lot: £115,296

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## **Section VI. Complementary information**

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

The estimated value referred to in Section II.I.5 and within each Lot covers the thirty-six (36) months contract duration and the full twenty-four (24) months extension options.

(SC Ref:770666)

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

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

Edinburgh Sheriff Court

Sheriff Court House, 27 Chambers Street

Edinburgh

EH1 1LB

Email

[edinburgh@scotcourts.gov.uk](mailto:edinburgh@scotcourts.gov.uk)

Telephone

+44 1312252525

Country

United Kingdom

Internet address

<https://www.scotcourts.gov.uk/the-courts/court-locations/edinburgh-sheriff-court-and-justice-of-the-peace-court>

#### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

The Authority will notify economic operators who submitted a tender or (where no deselection notification has previously been made) applied to be selected to tender, of its decision to award the framework agreement which notification will contain among other information, a summary of the reasons why the economic operator was unsuccessful. The notification will incorporate a 'standstill period' of a minimum of 10 clear calendar days (or a minimum of 15 if the communication method used is not electronic) between the date on which the Authority despatches the notice(s) and the date on which the Authority proposes to conclude the relevant framework agreement. The bringing of court proceedings against the Authority during the standstill period will automatically continue the prohibition on entering into the framework agreement until the court proceedings are determined, discontinued or disposed of, or the court, by interim order, brings to an end the prohibition. The remedies that may be awarded by the courts before the framework agreement has been entered into include the setting aside of the decision to award the framework agreement to the winning tenderer(s). The bringing of court proceedings against the Authority after the framework agreement has been entered into will not affect the framework agreement unless grounds for the imposition of special penalties under the Public Contracts (Scotland) Regulations 2015 can be established. Otherwise the remedies that may be awarded by the courts where the framework agreement has been entered into are limited to the award of damages.