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Contract

19500000

Ministry of Defence

F03: Contract award notice

Notice identifier: 2024/S 000-021107

Procurement identifier (OCID): ocds-h6vhtk-047c51

Published 10 July 2024, 3:10pm

Section I: Contracting authority

I.1) Name and addresses

Ministry of Defence

MOD DE&S Abbeywood, NH1 Atrium #1027

Bristol

BS34 8JH

Email

Joanne.Hunt149@mod.gov.uk

Country

United Kingdom

Region code

UKK1 - Gloucestershire, Wiltshire and Bristol/Bath area

Internet address(es)

Main address

<https://www.gov.uk/government/organisations/ministry-of-defence>

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

19500000

II.1.2) Main CPV code

- 38632000 - Nightglasses

II.1.3) Type of contract

Supplies

II.1.4) Short description

Contract Award for the Provision and Support of FENN Night Vision Goggles inclusive of option years taking contract to December 2029

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: £19,500,000

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKJ36 - Central Hampshire

II.2.4) Description of the procurement

Provision and Support of FENN Night Vision Goggles inclusive of option years taking contract to December 2029

II.2.5) Award criteria

Price

II.2.11) Information about options

Options: Yes

Description of options

Two one year options to extend the contract

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

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 Air Commodities Delivery Team (ACDT) within Defence Equipment & Support (DE&S), part of the UK Ministry of Defence, (“the Authority”) intends to award a Contract to Fenn Night Vision Limited (“the Contractor”) for the Provision of Continuing Support of Fenn Night Vision Goggles for Air Defence.

The Contract will be for an initial period of 4 years (with the options of 2 x 1 year options)

initial expiry of the contract is expected to be January 2028 or 4 calendar years after the contract award date. The estimated contract value is circa £19.4M.

The purpose of the Contract is to procure and upgrade and maintain current systems and to also have a through-life Integrated Logistics Support (ILS) solution for those systems covering Training, Servicing, Maintenance and Repair.

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 (in accordance with the relevant legislation) is lawful in accordance with regulation 16(1)(a)(ii) of the Defence and Security Public Contracts Regulations 2011 for technical reasons.

On the basis that the Authority has insufficient rights to pass the necessary data and information to undertake the requirement to third parties and that only the Contractor as Original Equipment Manufacturer and approved Design Organisation the purpose of this contract. Which includes but not limited to retaining the full system design, build and integration expertise and knowledge. Fenn Night Vision Limited possess the relevant technical know-how and ownership of the designs, drawings, and manufacturing data packs. The Contractor is the only company with access to this necessary knowledge this includes the intimate knowledge and understanding of the existing equipment used across multiple Air Defence platforms to provide the necessary services. Furthermore, only the Contractor can provide certification of the safety and interoperability of the equipment and through-life maintenance and calibration work where necessary to the reasonable satisfaction of the Authority.

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

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

17 June 2024

V.2.2) Information about tenders

Number of tenders received: 1

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

V.2.3) Name and address of the contractor

FENN Night Vision Limited

Farnborough

Country

United Kingdom

NUTS code

- UKJ36 - Central Hampshire

The contractor is an SME

Yes

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

Total value of the contract/lot: £19,500,000

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

Air Commodities Team

Brsitol

Country

United Kingdom