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Contract

## **NP30217 Homecare Delivery Services for Compounded Parenteral Nutrition**

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

F20: Modification notice

Notice identifier: 2023/S 000-021393

Procurement identifier (OCID): ocds-h6vhtk-0321f3

Published 25 July 2023, 9:39am

### **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

#### **Contact**

Mairi Gibson

#### **Email**

[mairi.gibson@nhs.scot](mailto:mairi.gibson@nhs.scot)

#### **Telephone**

+44 169794544

**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](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

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**Section II: Object**

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

**II.1.1) Title**

NP30217 Homecare Delivery Services for Compounded Parenteral Nutrition

**II.1.2) Main CPV code**

- 33600000 - Pharmaceutical products

**II.1.3) Type of contract**

Supplies

**II.2) Description**

**II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

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

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

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

The framework agreement is awarded for the supply and delivery of Homecare Parenteral Nutrition to hospitals and patients' homes or other designated address within NHS Scotland. The Framework is awarded as a ranked multi supplier Framework.

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

Duration in months

64

**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.2) Administrative information**

#### **IV.2.1) Contract award notice concerning this contract**

Notice number: [2023/S 000-008433](#)

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

### **Contract No**

NP30217

### **Title**

NP30217 Homecare Delivery Services for Compounded Parenteral Nutrition

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

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

1 March 2018

#### **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**

LloydsPharmacy Clinical Homecare

Scimitar Park, Roydon Road,

Harlow

CM19 5GU

Telephone

+44 1279456946

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**

Calea UK Limited

Cestrian Court, Eastgate Way, Manor Park

Runcorn, Cheshire

WA7 1NT

Telephone

+44 1928533522

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: £42,000,000

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**Section VI. Complementary information**

**VI.3) Additional information**

The estimated value(s) of the Framework Agreement referred to in Section V.2.4 cover(s) the sixty four (64) month contract duration of the Framework Agreement.

(SC Ref:736707)

**VI.4) Procedures for review**

**VI.4.1) Review body**

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

#### **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.

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.

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## **Section VII: Modifications to the contract/concession**

### **VII.1) Description of the procurement after the modifications**

#### **VII.1.1) Main CPV code**

- 33600000 - Pharmaceutical products

#### **VII.1.2) Additional CPV code(s)**

- 33692200 - Parenteral nutrition products

#### **VII.1.3) Place of performance**

NUTS code

- UKM - Scotland

Main site or place of performance

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

#### **VII.1.4) Description of the procurement:**

This contract modification, effecting an extension of the Framework Agreement duration from 1 July 2023 until 30 June 2024, has been agreed between the suppliers and the Authority on behalf of NHS Scotland to meet the additional demands of the Scottish Health and Social Care sector as a result of the Covid-19 pandemic (and recovery of services), and the need to maintain necessary supply and remove unnecessary disruption from the Authority at this time in line with Regulation 72(1)(c) of the Public Contracts (Scotland) Regulations 2015.

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

Duration in months

12

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

Total value of the contract/lot/concession:

£9,400,000

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

Calea UK Limited

Cestrian Court, Eastgate Way, Manor Park

Runcorn, Cheshire

WA7 1NT

Telephone

+44 1928533522

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**

LloydsPharmacy Clinical Homecare

Scimitar Park, Roydon Road,

Harlow

CM19 5GU

Telephone

+44 1279456946

Country

United Kingdom

NUTS code

- UK - United Kingdom

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 effects an extension of the Framework Agreement duration from 1 July 2023 until 30 June 2024. The modification notice is advised at Framework Agreement level only and so it does not detail individual Lots. All Terms and Conditions for the Framework Agreement remain in place.

### **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 is necessary to meet the additional demands of the Scottish Health and Social Care sector to maintain necessary supply due to circumstances unforeseen by the Authority after the Covid-19 pandemic (and recovery of services), the need to maintain necessary supply and remove unnecessary disruption from the Authority at this time have rendered this modification necessary, in line with Regulation 72(1)(c) of the Public Contracts (Scotland) Regulations 2015.

### **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: £42,000,000

Total contract value after the modifications

Value excluding VAT: £51,400,000