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Contract

## **Primary care dental services for the population of Scarborough, North Yorkshire**

NHS England and NHS Improvement - North East and Yorkshire Region

F03: Contract award notice

Notice identifier: 2021/S 000-022186

Procurement identifier (OCID): ocds-h6vhtk-02de19

Published 7 September 2021, 4:46pm

### **Section I: Contracting authority**

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

NHS England and NHS Improvement - North East and Yorkshire Region

Unit 3, Alpha Court, Monks Cross

York, North Yorkshire

YO32 9NW

#### **Email**

[necsu.neprocurement@nhs.net](mailto:necsu.neprocurement@nhs.net)

#### **Country**

United Kingdom

#### **NUTS code**

UKE - Yorkshire and the Humber

## **Internet address(es)**

Main address

<https://www.england.nhs.uk/north-east-yorkshire/contact-us/>

## **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**

Primary care dental services for the population of Scarborough, North Yorkshire

Reference number

NHSE538

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

- 85130000 - Dental practice and related services

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

Services

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

Emergency contract variation for the provision of primary care dental services for the

population of Scarborough as a result of extreme urgency.

#### **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: £444,044

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

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

- 85000000 - Health and social work services

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

NUTS codes

- UKE - Yorkshire and the Humber

Main site or place of performance

Scarborough, North Yorkshire

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

Emergency contract variation for the provision of primary care dental services for the population of Scarborough as a result of extreme urgency.

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

Price

#### **II.2.11) Information about options**

Options: No

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## 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:

NHSE believes that this contract award complies with the requirements of Regulation 72 (1) (c) (i) (ii) (iii) of PCR 2015.

Regulation 72.- (1) Contracts and framework agreements may be modified without a new procurement procedure in accordance with this Part: -

(c) where all of the following conditions are fulfilled: -

(i) the need for modification has been brought about by circumstances which a diligent contracting authority could not have foreseen.

In response to (i): NHSE did not foresee that the service provider in Scarborough would give notice to terminate the existing contract thereby leaving a gap in service for patients, this placed patients at risk of not being able to access urgent care and there being insufficient time to complete a procurement process for a new practice.

(ii) the modification does not alter the overall nature of the contract.

In response (ii): This variation does not alter the overall nature of the original contract, which is based on UDAs at contractually set tariffs per UDA.

The contract variation is for units of dental activity which is of the same nature as that of the core contract.

(iii) any increase in price does not exceed 50% of the value of the original contract or framework agreement.

In response (iii): There was no increase in contract value of the variation to that of the initial contract. Therefore, this contract value (£444,044) does not exceed 50% of the original contract agreement.

The risk to not taking this approach would have meant an immediate gap in primary care dental provision in the Scarborough area, thus impacting on access for patients and consequently, patient care.

A full procurement is planned to deliver a new contract commencing 01 July 2022.

#### **IV.1.8) Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: Yes

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## **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**

1 July 2021

#### **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**

Falsgrave Dental Surgery

21 Falsgrave Road

Scarborough

YO12 5EA

Country

United Kingdom

NUTS code

- UKE22 - North Yorkshire CC

The contractor is an SME

Yes

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

Total value of the contract/lot: £444,044

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## **Section VI. Complementary information**

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

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

Public Procurement Review Service

London

Country

United Kingdom

#### **VI.4.2) Body responsible for mediation procedures**

North of England Commissioning Support Unit

John Snow House

Durham

DH1 3YG

Country

United Kingdom