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Tender

Supply of Static Cushions

NSS National Procurement

F02: Contract notice

Notice identifier: 2021/S 000-022218

Procurement identifier (OCID): ocds-h6vhtk-02de39

Published 8 September 2021, 8:44am

Section I: Contracting authority

I.1) Name and addresses

NSS National Procurement

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

Edinburgh

EH22 4DX

Contact

Diane Jameson

Email

diane.jameson@nhs.scot

Telephone

+44 1312756459

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

I.2) Information about joint procurement

The contract is awarded by a central purchasing body

I.3) Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/>

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

Health

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Supply of Static Cushions

Reference number

NP632/21

II.1.2) Main CPV code

- 33193221 - Wheelchair cushions

II.1.3) Type of contract

Supplies

II.1.4) Short description

Supply of Static Cushions for the acute sector of NHS Scotland

II.1.5) Estimated total value

Value excluding VAT: £1,824,150

II.1.6) Information about lots

This contract is divided into lots: Yes

Tenders may be submitted for all lots

II.2) Description

II.2.1) Title

Lot 1 - Contoured cushion constructed of a moulded Pu foam and visco elastic under the buttocks at a minimum

Lot No

1

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional Extension Periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 - Contoured cushion constructed of a combination Pu foam base with liquid or gel insert under the buttocks

Lot No

2

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 - Contoured cushion constructed of a combination Pu foam base with liquid or gel overlay covering the cushion surface

Lot No

3

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978,

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 - Planar foam cushion constructed of polyurethane CMHR range 36 to 60 foam

Lot No

4

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 - Planar foam cushion with castellated upper surface constructed CMHR range 36 to 60 foam

Lot No

5

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 - Cushion constructed of contoured cold cure moulded foam

Lot No

6

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 - Modular cushion with positioning accessories

Lot No

7

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 - Air filled cushion comprising flexible, individual inter-connected cells. Amount of air in cushion set via single valve

Lot No

8

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 9 - Air filled cushion comprising flexible, individual inter-connected cells. Amount of air in cushion set via dual valve

Lot No

9

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

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 10 - Air filled cushion comprising flexible, individual inter-connected cells. Amount of air in cushion set via four valves

Lot No

10

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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

Cushion filled with discrete, flexible cells that can move relative to each other within cushion to permit deformation of support surface under the loading providing a more even pressure distribution

Lot No

11

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted

pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 12 - Air filled cushion with amount of air adjustable

Lot No

12

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 13- Planar foam cushion with castellated upper surface constructed CMHR range 36 to 60 foam with Anterior Ramp

Lot No

13

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 14 - Innovation Lot

Lot No

14

II.2.2) Additional CPV code(s)

- 33193221 - Wheelchair cushions

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978

II.2.4) Description of the procurement

The supply of Static Cushions. This framework will be available to all entities constituted pursuant to the National Health Service (Scotland) Act 1978, (i.e. all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisation established pursuant to the NHS (Scotland) Act 1978) and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 50

Price - Weighting: 50

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

Duration in months

36

This contract is subject to renewal

Yes

Description of renewals

2 x optional extension periods of 12 months (maximum 24 months)

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.12) Information about electronic catalogues

Tenders must be presented in the form of electronic catalogues or include an electronic catalogue

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 III. Legal, economic, financial and technical information

III.1) Conditions for participation

III.1.2) Economic and financial standing

Minimum level(s) of standards possibly required

(1)All candidates will be required to provide a statement, covering the 3 previous financial years including the overall turnover of the

candidate in respect of the activities which are similar type to the subject matter of the notice.

(2)All candidates will be required to provide statement of accounts or extracts relating to their business. See contract/tender documentation which incorporates the requirements of the SPD(Scotland)and the financial period of reporting is the previous 3 financial years.

Employer's (Compulsory) Liability Insurance of 2 million pounds sterling (This requirement relates to SPD 4B.5.1a) and

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Public Liability Insurance of 5 million pounds sterling (This requirement relates to SPD 4B.5.1b)

III.1.3) Technical and professional ability

Minimum level(s) of standards possibly required

1. QUALITY MANAGEMENT SYSTEM ISO 13485 or equivalent
2. All Products submitted CE/UKCA marked under the Medical Devices Directive/Regulation
3. All Products submitted comply with Scottish Health Technical Memorandum 87 (SHTM87) Fire Safety
4. All products submitted in respect of cleaning are compatible with Appendix 7 of the

National Infection Prevention & Control Manual

5. All products submitted under this framework comply with Registration Evaluation Authorisation and Restriction of Chemicals Regulation (REACH) and all amendments and corrigenda relating to this regulation

6. Additional Lot Specific Essential Features (available within ITT documentation)

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

Framework agreement with several operators

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.2.2) Time limit for receipt of tenders or requests to participate

Date

11 October 2021

Local time

12:00pm

IV.2.4) Languages in which tenders or requests to participate may be submitted

English

IV.2.6) Minimum time frame during which the tenderer must maintain the tender

Duration in months: 3 (from the date stated for receipt of tender)

IV.2.7) Conditions for opening of tenders

Date

11 October 2021

Local time

12:00pm

Section VI. Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: No

VI.2) Information about electronic workflows

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

VI.3) Additional information

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 19216.

For more information see:

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/>

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 19216. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2343>

(SC Ref:666454)

VI.4) Procedures for review

VI.4.1) Review body

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Country

United Kingdom

Internet address

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

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 process 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 as to why the economic operator was unsuccessful. The notification will incorporate a 'standstill period' of a minimum of 10 (ten) clear calendar days (or a minimum of 15 (fifteen) if the communication method used is not electronic) between the date on which the Authority dispatches 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 amend 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.