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Contract

## **GMS Contract for Forest Health Care (to take on Westbury Surgery)**

NHS Gloucestershire Integrated Care Board

F03: Contract award notice

Notice identifier: 2023/S 000-022520

Procurement identifier (OCID): ocids-h6vhtk-03ec8f

Published 2 August 2023, 5:05pm

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

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

NHS Gloucestershire Integrated Care Board

Sanger House, 5220 Valiant Court, Gloucester Business Park, Brockworth

GLOUCESTER

GL34FE

#### **Contact**

Paul Wilkinson

#### **Email**

[paul.wilkinson2@nhs.net](mailto:paul.wilkinson2@nhs.net)

#### **Country**

United Kingdom

#### **Region code**

UKK13 - Gloucestershire

**NHS Organisation Data Service**

QR1

**Internet address(es)**

Main address

<https://www.nhsglos.nhs.uk/>

**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**

GMS Contract for Forest Health Care (to take on Westbury Surgery)

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

- 85000000 - Health and social work services

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

Services

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

NHS Gloucestershire ICB ("the ICB") held a General Medical Services (GMS) contract ("the Westbury Surgery Contract") with G Doc Ltd (patient list size circa 3,100) for the provision of primary care services from Westbury Surgery, Westbury. The ICB also holds another GMS contract ("the Forest Health Care Contract") with the Partners of Forest Health Care (patient list size circa 8,370) for the provision of primary care services from Forest Health Care Surgery, Cinderford. The Westbury Contract had become unviable as a standalone contract. The ICB therefore decided to terminate the Westbury Contract and incorporate the Westbury patient list into the Forest Health Care Contract by way of variation to the Forest Health Care Contract. The Westbury Surgery is now a branch surgery of the Forest Health Care Surgery.

The Forest Health Care Contract is subject to the provisions of Chapter 3, Section 7 of the Public Contracts Regulations 2015 ("the PCR"). The ICB has relied on PCR 72(1)(b) to effect a permitted variation to the Forest Health Care Contract to incorporate the Westbury Surgery as a branch surgery. The variation took effect on 1 August 2023.

#### **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: £1,445,136

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

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

NUTS codes

- UKK13 - Gloucestershire

Main site or place of performance

Cinderford, Gloucestershire

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

This section provides detail of the services covered by the Forest Health Care Contract and the variation of the Forest Health Care Contract.

The Forest Health Care Contract is held between the ICB and the Partners of Forest Health Care, Cinderford and covers the provision of primary care services to the patients registered with Forest Health Care. It is a GMS Contract that is subject to the requirements of the National Health Service (General Medical Services Contracts) Regulations 2015 (as amended). The Forest Health Care Contract has an indefinite term.

A separate GMS contract for the provision of primary care services from the Westbury Surgery in Westbury recently became unviable as a standalone contract on the basis of, among other things, GP resourcing issues and costs. G Doc Ltd therefore gave notice to terminate the Westbury Contract and the ICB has transferred the Westbury patient list to the Forest Health Care by way of variation to the Forest Health Care Contract.

The effect of the variation is to increase the number of patients managed under the Forest Health Care Contract from some 8,370 patients to some 11,400 patients. Funding paid by the ICB under the Forest Health Care Contract will therefore increase on an annual basis from £895,236 to £1,256,250. The value of the procurement listed in section II.1.7 is the value of the modification over four years.

#### **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:

The ICB has relied on Regulations 72(1)(b) of the PCR to effect a permitted variation to the Forest Health Care Contract to incorporate the Westbury Surgery as a branch surgery. The contract is for Light Regime services under the PCR.

The ICB considers that the variation to the Forest Health Care Contract is permitted pursuant to Regulation 72(1)(b) of the PCR on the basis that it has become necessary for the Forest Health Care partners to deliver primary care services to the patients of the Westbury Surgery under the Forest Health Care Contract because a change of contractor would cause significant inconvenience for the ICB and a risk to continuity of care for patients. This is on the basis that the Westbury Contract proved unsustainable in part due to the small size of the patient list. Combining with another practice will assist with long term sustainability and improve the ICB's ability to attract and retain staff.

#### **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**

### **Title**

GMS Contract for Forest Health Care (to take on Westbury Surgery)

A contract/lot is awarded: Yes

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

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

1 August 2023

### **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**

Forest Health Care

Cinderford Medical Centre, Valley Road

Cinderford

GL14 2NX

Email

[glicb.fhcmanagementteam@nhs.net](mailto:glicb.fhcmanagementteam@nhs.net)

Telephone

+44 1594820820

Country

United Kingdom

NUTS code

- UKK13 - Gloucestershire

NHS Organisation Data Service

L84028

The contractor is an SME

Yes

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

Initial estimated total value of the contract/lot: £1,445,136

Total value of the contract/lot: £1,445,136

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## **Section VI. Complementary information**

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

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

The High Court of England and Wales

The Royal Court of Justice, The Strand

London

WC2A 2LL

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

In accordance with Regulation 88 - 104 of the PCR.