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Award

Blood Establishment Computer System (BECS)

NHS Wales Shared Services Partnership-Procurement Services (hosted by Velindre University NHS Trust)

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-024005

Procurement identifier (OCID): ocds-h6vhtk-036390

Published 26 August 2022, 2:43pm

Section I: Contracting authority/entity

I.1) Name and addresses

NHS Wales Shared Services Partnership-Procurement Services (hosted by Velindre University NHS Trust)

4-5 Charnwood Court,, Heol Billingsley, Parc Nantgarw

Cardiff

CF15 7QZ

Email

ProcurementServicesenquiries@wales.nhs.uk

Country

United Kingdom

NUTS code

UK - United Kingdom

Internet address(es)

Main address

<http://nwssp.nhs.wales/ourservices/procurement-services/>

Buyer's address

https://www.sell2wales.gov.wales/search/Search_AuthProfile.aspx?ID=AA0221

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

Blood Establishment Computer System (BECS)

Reference number

AW101

II.1.2) Main CPV code

- 72268000 - Software supply services

II.1.3) Type of contract

Services

II.1.4) Short description

Procurement of a 'rights to use license' to continue to access the Blood Establishment Computer System. Plus license maintenance and support. Associated project management and consultancy.

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: £1,200,000

II.2) Description

II.2.2) Additional CPV code(s)

- 72263000 - Software implementation services
- 72267000 - Software maintenance and repair services

II.2.3) Place of performance

NUTS codes

- UKL - Wales

Main site or place of performance

Welsh Blood Service, Talbot Green, Llantrisant.

II.2.4) Description of the procurement

Procurement of a 'rights to use' software license for the on-premise provision of the Blood Establishment Computer System (BECS) via its 'ePROGESA' platform and associated modules including but not limited to the eDRM (Electronic Donor Records Management) service – a module of 'ePROGESA. Maintenance and support of the software, upgrades, project management and consultancy fees to support implementation of functionality and the delivery of functional enhancements.

II.2.11) Information about options

Options: Yes

Description of options

Option to extend for a further 12 months.

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.2.14) Additional information

See VI.1)

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Negotiated without a prior call for competition

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
 - absence of competition for technical reasons

Explanation:

WBS intended to run a new competition for this requirement during 2020 and for a new agreement to commence with a 'go live' service date during 2022. The running of the competitive exercise was significantly delayed due to the resources within the WBS being redirected to support the NHS Wales response to the Covid-19 pandemic.

The Authority therefore needs to replan this competition and intends to publish a Prior Information Notice (PIN) during the autumn of 2022 to commence the process.

To ensure contractual arrangements remain in place to maintain the continuity of this critical service, the Authority intends to use the negotiated procedure without prior publication in accordance with the use of Public Contract Regulations 2015 32 (2)(b)(ii) and (iii), competition is absent for technical reasons and (2)(b)(iii) - the protection of exclusive rights, including intellectual property rights.

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

The procurement is covered by the Government Procurement Agreement: Yes

Section V. Award of contract/concession

Contract No

AW092

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

10 August 2022

V.2.2) Information about tenders

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

V.2.3) Name and address of the contractor/concessionaire

MAK-SYSTEM

35 square de Meeus

Brussels

1000

Telephone

+33 646121360

Fax

+33 000000000

Country

Belgium

NUTS code

- BE - Belgium

Internet address

www.mak-system.com

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £522,362

Section VI. Complementary information

VI.3) Additional information

The Authority intends to award an agreement to MAK-System for a period of up to 2 years, plus an option to extend for a further period of up to 12 months for the reasons provided in this notice.

Should this extension need to be executed, it will be conditionally upon the Authority having run the new procurement and be in the implementation stage of the new agreement.

It is also the intention of the Authority to publish a new Prior Information Notice for a new competition in the autumn of 2022.

(WA Ref:120596)

VI.4) Procedures for review

VI.4.1) Review body

High Court

Royal Courts of Justice, The Strand

London

WC2A 2LL

Telephone

+44 2079477501

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

NHS Wales Shared Services Partnership on behalf of Welsh Blood Service – being a division of Velindre University NHS Trust, will apply a minimum 10 calendar day standstill period between notifying the award decision and awarding the contract.

Should additional information be required it should be requested of the addressee in section I.1). Aggrieved parties who have been harmed or are at risk of harm by breach of the procurement rules have the right to take action in the High Court (England and Wales). Any such action is subject to strict time limits in accordance with the Public Contracts(Amendments).

VI.4.4) Service from which information about the review procedure may be obtained

As in section I.1)

Cardiff

Country

United Kingdom