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Award

NSSCOVID-19 -218 Cytosponge Delivery, and Pathology Reporting Service

NHS National Services Scotland

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-024752

Procurement identifier (OCID): ocds-h6vhtk-0365ac

Published 5 September 2022, 8:55am

Section I: Contracting authority/entity

I.1) Name and addresses

NHS National Services Scotland

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

Edinburgh

EH12 9EB

Contact

Josh Foggo

Email

josh.foggo@nhs.scot

Telephone

+44 7855060653

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.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

NSSCOVID-19 -218 Cytosponge Delivery, and Pathology Reporting Service

Reference number

NSSCOVID-19 -218

II.1.2) Main CPV code

- 85111800 - Pathology services

II.1.3) Type of contract

Services

II.1.4) Short description

This requirement is for Cytosponge device and delivery of pathology lab, pathology service and pathology report

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: £1,000,000

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

II.2.4) Description of the procurement

This is a direct award to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic

and is on the basis of the protection of exclusive rights, including intellectual property rights using the Cytosponge product in line with

Regulation 33(1)(b) of the Public Contracts (Scotland) Regulations 2015

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

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:

This is a direct award to meet the additional demands of the Scottish Health and Social Care sector during the current Covid-19 pandemic

and is on the basis of the protection of exclusive rights, including intellectual property rights using the Cytosponge product in line with

Regulation 33(1)(b) of the Public Contracts (Scotland) Regulations 2015

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

NSSCOVID-19 -218

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

25 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

Medtronic Limited

Building 9, Croxley Park

Watford

WD18 8WW

Telephone

+44 1923202577

Country

United Kingdom

NUTS code

- UK - United Kingdom

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: £1,000,000

Section VI. Complementary information

VI.3) Additional information

NOTE: To register your interest in this notice and obtain any additional information please visit the Public Contracts Scotland Web Site at

https://www.publiccontractsscotland.gov.uk/Search/Search_Switch.aspx?ID=704678.

(SC Ref:704678)

VI.4) Procedures for review

VI.4.1) Review body

Sherriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

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.