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Tender

## **ITU Haemofiltration**

NHS National Services Scotland

F02: Contract notice

Notice identifier: 2022/S 000-025198

Procurement identifier (OCID): ocds-h6vhtk-0366d9

Published 8 September 2022, 10:28am

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

#### **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](mailto: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](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/>

Electronic communication requires the use of tools and devices that are not generally available. Unrestricted and full direct access to these tools and devices is possible, free of charge, at

<https://www.publictendersscotland.publiccontractsscotland.gov.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**

ITU Haemofiltration

Reference number

NP584/22

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

- 33181520 - Renal dialysis consumables

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

Supplies

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

This Framework Agreement is for the supply of ITU Haemofiltration Machines, Fluids and Consumables to NHS

Scotland.

#### **II.1.5) Estimated total value**

Value excluding VAT: £6,000,000

#### **II.1.6) Information about lots**

This contract is divided into lots: No

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

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

- 33181000 - Renal support devices

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

NUTS codes

- UKM - Scotland

Main site or place of performance

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards and/or the Authority or

other NHS organisation established pursuant to the NHS (Scotland) Act 1978

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

This Framework Agreement is for the supply of ITU Haemofiltration Machines, Fluids and Consumables to NHS

Scotland.

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

Quality criterion - Name: Product Quality & Performance / Weighting: 30

Quality criterion - Name: Support & Service / Weighting: 20

Price - Weighting: 50

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

One (1) optional extension period, consisting of twenty-four (24) months may be utilised by the Authority.

### **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

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## **Section III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **III.1.1) Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions

Economic operators may be excluded from this competition if they are in breach of any of the situations referred to in regulation 58 of the Public Contracts (Scotland) Regulations 2015.

#### **III.1.2) Economic and financial standing**

List and brief description of selection criteria

All candidates will be required to provide a statement, covering the 3 previous financial years accounts including turnover as detailed in SPD

Minimum level(s) of standards possibly required

In order to confirm Potential Framework Participants economic and financial capacity the Authority may request some, or all of the

following:

(1) Appropriate statements from the Potential Framework Participant's bankers or where appropriate, evidence of relevant professional risk

indemnity insurance;

(2) Statements of accounts or extracts from those accounts relating to the business of the Potential Framework Participant where

publication of the statement is required under the law of the relevant State in which the Potential Framework Participant is established; or

(3) Where appropriate, a statement, covering the three previous financial years of the Potential Framework Participant, of –

(a) the overall turnover of the business of the Potential Framework Participant; and

(b) where appropriate, the turnover in respect of the goods or services which are of similar type to the subject matter of this Framework

#### Agreement

4) Where the Potential Framework Participant is unable for a valid reason to provide the information required, the Authority may accept

such other information provided by the Potential Framework Participant as the Authority considers appropriate.

#### **III.1.3) Technical and professional ability**

List and brief description of selection criteria

Please refer to ITT

Minimum level(s) of standards possibly required

Mandatory requirements are detailed within tender documents (Technical Envelope).

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## **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

Envisaged maximum number of participants to the framework agreement: 8

In the case of framework agreements, provide justification for any duration exceeding 4 years:

Due to the significant capital investment required by NHS Scotland Health Boards e.g. Haemofiltration equipment. Potential 72 month framework supports need for Health Boards to achieve sufficient return on investment whilst offering the best value. Any decision to exercise the one (1) additional twenty-four (24) month extension options, will be determined during the 4th year of the framework.

#### **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.2.1) Previous publication concerning this procedure**

Notice number: [2022/S 022-191611](#)

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

Date

20 October 2022

Local time

10:00am

#### **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: 6 (from the date stated for receipt of tender)

#### **IV.2.7) Conditions for opening of tenders**

Date

20 October 2022

Local time

10:00am

Place

1 South Gyle Crescent, Gyle Square, Edinburgh, EH12 9EB

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## **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**

SPD 4C.4

If bidders intend to use a supply chain to deliver the requirements detailed in II.2.4 in the Find a Tender Service, Contract Notice or



relevant section of the Site Notice, they should confirm they have (or have access to) the relevant supply chain management and tracking

systems to ensure a resilient and sustainable supply chain. This will include confirmation that they have the systems in place to pay

subcontractors through the supply chain promptly and effectively, and provide evidence when requested of:

a) their standard payment terms

b) 95% of all supply chain invoices being paid on time (in accordance with the terms of contract) in the last financial year

If the bidder is unable to confirm (b) they must provide an improvement plan, signed by their Director, which improves the payment

performance.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 21891. For more information see:

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

A sub-contract clause has been included in this contract. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2363>

Community benefits are included in this requirement. For more information see:

<https://www.gov.scot/policies/public-sector-procurement/community-benefits-in-procurement/>

A summary of the expected community benefits has been provided as follows:

It is a mandatory requirement that potential framework participants agree to support the concept, provision and ongoing development of

community benefits provision in relation to this framework.

Potential framework participants are required to agree to this mandatory requirement. They are also requested to provide a brief summary

of the community benefits that have recently been delivered within NHS Scotland, if at all, and also what impact and outcomes these have

achieved.

Potential framework participants are required to summarise any proposed community benefits that will be developed and delivered as part

of this contract is successful, or, alternatively potential framework participants confirm they will engage with the NHS Scotland's

Community Benefit Gateway( CBG ). This gateway, developed through requests from suppliers seeking opportunities to support the

delivery of community benefits within the contracting region, provides information on community benefit opportunities. The CBG is a free

and easy to use online service that connects NHS Scotland suppliers with third sector community organisations within Scotland and will be

used for tracking and reporting and is approved compliant route to the realisation of community benefits.

For further information please visit -

<https://www.nss.nhs.scot/procurement-and-logistics/sustainability/access-our-community-benefit-gateway/>

(SC Ref:701542)

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

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

Sherriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

[edinburgh@scotcourts.gov.uk](mailto:edinburgh@scotcourts.gov.uk)

Telephone

+44 131225252

Country

United Kingdom

### **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 notification 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 why the economic operators was unsuccessful. The notification will incorporate a 'standstill period' of a

minimum of 10 clear calendar days (or a minimum of 15 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

an end 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.

