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Award

## **Provision of Domestic Water Biocide Systems: Orca Life time Maintenance/ Servicing Contract**

Lewisham and Greenwich NHS Trust

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-025856

Procurement identifier (OCID): ocids-h6vhtk-036890

Published 14 September 2022, 6:22pm

### **Section I: Contracting authority/entity**

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

Lewisham and Greenwich NHS Trust

University Hospital Lewisham, High Street, Lewisham

LONDON

SE13 6LH

#### **Contact**

Christopher Wagner

#### **Email**

[chris.wagner@gstt.nhs.uk](mailto:chris.wagner@gstt.nhs.uk)

#### **Telephone**

+44 2083333000

#### **Country**

United Kingdom

**Region code**

UKI44 - Lewisham and Southwark

**NHS Organisation Data Service**

RJ2

**Internet address(es)**

Main address

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

**I.4) Type of the contracting authority**

Ministry or any other national or federal authority

**I.5) Main activity**

Health

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**Section II: Object**

**II.1) Scope of the procurement**

**II.1.1) Title**

Provision of Domestic Water Biocide Systems: Orca Life time Maintenance/ Servicing Contract

**II.1.2) Main CPV code**

- 70330000 - Property management services of real estate on a fee or contract basis

**II.1.3) Type of contract**

Services

**II.1.4) Short description**

This contract is to procure the maintenance and servicing for the domestic water and

biocide systems during their lifecycle.

The overall value is based on the 8 years of lifecycle that the equipment is due to have remaining.

#### **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: £300,000

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

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

NUTS codes

- UKI44 - Lewisham and Southwark

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

This contract is to procure the maintenance and servicing for the domestic water and biocide systems during their lifecycle. The Trust will procure this contract in accordance with Regulation 32 (2)(b)(ii) as competition for this service would be absent for technical reasons.

The overall value is based on the 8 years of lifecycle that the equipment is due to have remaining.

The Trust is publishing this VEAT notice to ensure that the Trust is complying with the principles of transparency whilst also securing a long term contract for the servicing of this equipment.

#### **II.2.11) Information about options**

Options: No

#### **II.2.14) Additional information**

The Trust will be entering into contract following the completion of a ten day standstill after the publication of this notice. This standstill will end on the 26th September 2022.

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## **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:

The Trust has Orca Domestic Water Biocide Systems: Orca Life time. Proeconomy Ltd are the only organisation who can provide this maintenance and servicing.

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

The procurement is covered by the Government Procurement Agreement: No

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## **Section V. Award of contract/concession**

A contract/lot is awarded: Yes

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

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

14 September 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**

Proeconomy Ltd

Milton Keynes

MK5 8HL

Country

United Kingdom

NUTS code

- UK - United Kingdom

Companies House

02861698

The contractor/concessionaire is an SME

Yes

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

Initial estimated total value of the contract/lot/concession: £300,000

Total value of the contract/lot/concession: £150,000

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## **Section VI. Complementary information**

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

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

The High Court of Justice

The Strand

London

WC2A 2LL

Country

United Kingdom

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

Precise information on deadline(s) for review procedures

Precise information on deadline(s) for lodging appeals: The authority will incorporate a minimum 10 calendar day standstill period at the point information on the award of the contract is communicated. This period allows potentially aggrieved parties to seek further information from the contracting authority before the contract is entered into.

Such additional information should be requested from the addressee found in 1.1. If an appeal regarding the award of a contract has not been successfully resolved the Public Contracts Regulations 2015 (SI 2015 No 102) provide for aggrieved parties who have been harmed or are at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland). Any such action must be brought promptly (within 30 days beginning with the date when the economic operator first knew or ought to have known that grounds for such action had arisen).

Where a contract has not been entered into the court may order the setting aside of the award decision or order the authority to amend any document and may award damages. Following the correct implementation of a 10 day standstill period and publication of appropriate notices the court may only award damages once the contract has been entered into.