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Award

## **Main Conveyor Overhaul of 44 x MFS Wagons**

Network Rail Infrastructure Ltd

F15: Voluntary ex ante transparency notice

Notice identifier: 2021/S 000-025908

Procurement identifier (OCID): ocds-h6vhtk-02eca1

Published 15 October 2021, 10:44pm

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

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

Network Rail Infrastructure Ltd

1 Eversholt Street

London

NW1 2DN

#### **Contact**

Garry Pyne, Sourcing Manager

#### **Email**

[garry.pyne@networkrail.co.uk](mailto:garry.pyne@networkrail.co.uk)

#### **Telephone**

+44 1908781000

#### **Country**

United Kingdom

**NUTS code**

UK - United Kingdom

**Internet address(es)**

Main address

[www.networkrail.co.uk](http://www.networkrail.co.uk)

Buyer's address

[www.networkrail.bravosolution.co.uk](http://www.networkrail.bravosolution.co.uk)

**I.6) Main activity**

Railway services

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## **Section II: Object**

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

#### **II.1.1) Title**

Main Conveyor Overhaul of 44 x MFS Wagons

Reference number

25674

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

- 50222000 - Repair and maintenance services of rolling stock

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

Services

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

The Supplier is required to supply labour and materials to overhaul the bottom (main) conveyor on 44 x MFS Wagons in batches of 10 at the supplier's location.

#### **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: £3,494,305

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

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

- 50224000 - Reconditioning services of rolling stock

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

NUTS codes

- UK - United Kingdom

Main site or place of performance

Within the United Kingdom

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

The Supplier is required to supply labour and materials to overhaul the bottom (main) conveyor on 44 x MFS Wagons in batches of 10 at the supplier's location. The Supplier is required to supply and fit OEM components. The Supplier is required to carry out the repair to the hardox shafts in accordance to the Plasser's documented process.

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

Quality criterion - Name: Technical Submission / Weighting: 40

Quality criterion - Name: Programme / Weighting: 20

Quality criterion - Name: Sustainability / Weighting: 10

Quality criterion - Name: Proposed Contract Organisation / Weighting: 10

Quality criterion - Name: Proposed Supply Chain / Weighting: 5

Quality criterion - Name: Quality of Assumptions / Weighting: 5

Quality criterion - Name: Data Protection / Weighting: 5

Quality criterion - Name: Modern Slavery / Weighting: 5

Price - Weighting: 40

#### **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 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:
  - protection of exclusive rights, including intellectual property rights

Explanation:

The requirement to repair the hardox shaft as part of this requirement is a repair procedure protected by Intellectual Property Rights of Plasser. The supply of the majority of spares required for the overhaul are protected by Intellectual Property Rights of Plasser.

This award is permitted under Regulation 50 c (iii) the protection of exclusive rights, including intellectual property rights.

It is not economically viable or operationally feasible for the Contracting Authority to disaggregate these elements to carry out elements of the overhaul separately, in order to tender services not covered by the protection of IPR, as this would not offer overall value for money to the taxpayer due to the additional operational and commercial costs involved of two separate requirements.

#### 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/concession**

### **Contract No**

1

### **Lot No**

4

### **Title**

Overhaul of Main Conveyor for 44 x MFS Wagons

A contract/lot is awarded: Yes

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

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

12 October 2021

#### **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**

Plasser UK Ltd

Manor Road, Ealing

London

W13 0PP

Country

United Kingdom

NUTS code

- UKI - London

National registration number

652432

The contractor/concessionaire is an SME

Yes

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

Total value of the contract/lot/concession: £3,494,305

**V.2.5) Information about subcontracting**

The contract/lot/concession is likely to be subcontracted

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**Section VI. Complementary information**

**VI.4) Procedures for review**

**VI.4.1) Review body**

The High Court

Strand

London

WC22AA

Country

United Kingdom

Internet address

[www.judiciary.uk](http://www.judiciary.uk)

**VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

Please contact the email below for any further information.

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

Network Rail Infrastructure Ltd

Quadrant MK, Elder Gate,

Milton Keynes

MK9 1EN

Email

[garry.pyne@networkrail.co.uk](mailto:garry.pyne@networkrail.co.uk)

Country

United Kingdom

Internet address

[www.networkrail.co.uk](http://www.networkrail.co.uk)