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Contract

Chilled Prepared Sandwiches

The Common Services Agency (more commonly known as NHS National Services Scotland) ("NSS")

F03: Contract award notice

Notice identifier: 2023/S 000-026498

Procurement identifier (OCID): ocds-h6vhtk-03cf22

Published 7 September 2023, 2:55pm

Section I: Contracting authority

I.1) Name and addresses

The Common Services Agency (more commonly known as NHS National Services Scotland) ("NSS")

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

Edinburgh

EH12 9EB

Email

loraine.hartley@nhs.scot

Telephone

+44 1312756366

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.2) Information about joint procurement

The contract is awarded by a central purchasing body

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

Education

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Chilled Prepared Sandwiches

Reference number

NP7772023

II.1.2) Main CPV code

- 15811511 - Prepared sandwiches

II.1.3) Type of contract

Supplies

II.1.4) Short description

Renewal of a National Framework (NP777) to provide a full range of Chilled Prepared Sandwiches, rolls, wraps etc.

II.1.6) Information about lots

This contract is divided into lots: Yes

II.1.7) Total value of the procurement (excluding VAT)

Value excluding VAT: £14,000,000

II.2) Description

II.2.1) Title

NHS Ayrshire & Arran

Lot No

1

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority. City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier framework, The Framework Agreement may be used by all mainland and island NHS Scotland Health Boards and Special Boards

(including the Common Services Agency) and by all entities constituted pursuant to the National Health Service (Scotland) Act 1978 (i.e.

all NHS Scotland Health Boards, Special Health Boards and the Authority or other NHS organisations established pursuant to the NHS

(Scotland) Act 1978) and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

All Scottish Hospices. The City of Edinburgh Council

II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

NHS Borders

Lot No

2

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority; City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

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Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

NHS Dumfries & Galloway

Lot No

3

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

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

Council

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Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

NHS Fife

Lot No

4

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority. City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

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Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

National Waiting Times Golden Jubilee Hospital

Lot No

5

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority. City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

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(Scotland) Act 1978) and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

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II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

NHS Grampian

Lot No

6

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

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

Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

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II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

NHS Greater Glasgow & Clyde

Lot No

7

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority. City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

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II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

NHS Lanarkshire

Lot No

8

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority. City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

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All Scottish Hospices. The City of Edinburgh Council

II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

NHS Lothian

Lot No

9

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority. City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

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II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers

spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

National Services Scotland and Scottish Ambulance Service

Lot No

10

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority. City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

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II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

NHS Tayside

Lot No

11

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority. City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

framework, The Framework Agreement may be used by all mainland and island NHS Scotland Health Boards and Special Boards

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(Scotland) Act 1978) and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

All Scottish Hospices. The City of Edinburgh Council

II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

II.2) Description

II.2.1) Title

City of Edinburgh

Lot No

12

II.2.2) Additional CPV code(s)

- 15811511 - Prepared sandwiches

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

NHS Scotland

Any or all locations of all NHS Scotland Health Boards, all NHS Scotland Special Health Boards, and/or the Authority. City of Edinburgh Council

II.2.4) Description of the procurement

A range of freshly prepared chilled sandwiches and roll products to be used for patients, staff and visitors across Scotland , multi supplier

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All Scottish Hospices. The City of Edinburgh Council

II.2.5) Award criteria

Quality criterion - Name: Service / Weighting: 30

Cost criterion - Name: Price / Weighting: 70

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

II.2.14) Additional information

Total value shown is for the duration of the framework and based on 12 months' suppliers spend data. The Framework period shall be for 4 years

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

IV.1.6) Information about electronic auction

An electronic auction will be used

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: [2023/S 000-014825](#)

Section V. Award of contract

Lot No

1

Title

NHS Ayrshire & Arran

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

V.2.3) Name and address of the contractor

PJS Foods Limited

81 Chapel St ind est

Glasgow

G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £100,000

Section V. Award of contract

Lot No

2

Title

NHS Borders

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

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PJS Foods Limited

81 Chapel Street

Glasgow

G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £580,000

Section V. Award of contract

Lot No

3

Title

NHS Dumfries & Galloway

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

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Glasgow

G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £450,000

Section V. Award of contract

Lot No

4

Title

NHS Fife

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

V.2.3) Name and address of the contractor

PJS Foods Limited

81 Chapel Street

Glasgow

G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £1,000,000

Section V. Award of contract

Lot No

5

Title

National Waiting Times Golden Jubilee Hospital

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

V.2.3) Name and address of the contractor

PJS Foods Limited

81 Chapel St ind est

Glasgow

G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £330,000

Section V. Award of contract

Lot No

6

Title

NHS Grampian

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

V.2.3) Name and address of the contractor

Sandwich Larder Ltd

35/37 Sinclair Road

Aberdeen

AB 11 9PL

Telephone

+44 8441224897146

Country

United Kingdom

NUTS code

- UKM50 - Aberdeen City and Aberdeenshire

The contractor is an SME

Yes

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

Total value of the contract/lot: £2,600,000

Section V. Award of contract

Lot No

7

Title

NHS Greater Glasgow & Clyde

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

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Glasgow

G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £4,400,000

Section V. Award of contract

Lot No

8

Title

NHS Lanarkshire

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

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G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £1,600,000

Section V. Award of contract

Lot No

9

Title

NHS Lothian

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

V.2.3) Name and address of the contractor

PJS Foods Limited

81 Chapel St ind est

Glasgow

G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £1,700,000

Section V. Award of contract

Lot No

10

Title

National Services Scotland and Scottish Ambulance Service

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

V.2.3) Name and address of the contractor

PJS Foods Limited

81 Chapel Street

Glasgow

G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £12,000

Section V. Award of contract

Lot No

11

Title

NHS Tayside

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

V.2.3) Name and address of the contractor

Sandwich Larder Ltd

35/37 Sinclair Road

Aberdeen

AB 11 9PL

Telephone

+44 8441224897146

Country

United Kingdom

NUTS code

- UKM50 - Aberdeen City and Aberdeenshire

The contractor is an SME

Yes

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

Total value of the contract/lot: £1,400,000

Section V. Award of contract

Lot No

12

Title

City of Edinburgh

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

31 July 2023

V.2.2) Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 2

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

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

V.2.3) Name and address of the contractor

PJS Foods Limited

81 Chapel St ind est

Glasgow

G20 9BQ

Telephone

+44 8441419456100

Fax

+44 8441419453060

Country

United Kingdom

NUTS code

- UKM82 - Glasgow City

The contractor is an SME

Yes

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

Total value of the contract/lot: £1,300,000

Section VI. Complementary information

VI.3) Additional information

(SC Ref:740429)

VI.4) Procedures for review

VI.4.1) Review body

Edinburgh Sheriff Court

Sheriff Court House, 27 Chambers Street

Edinburgh

EH1 1LB

Telephone

+44 1312252525

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 operator 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 despatches 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. Economic operators are entitled to write to the authority after receipt of the notification should they require further clarification. The authority will respond within 15 days of such a written request, but it should be noted that receipt by the authority of such request during the standstill period may not

prevent the authority from awarding the framework agreement following the expiry of the standstill period. 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

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

Court of Session

Parliament House, Parliament Square

Edinburgh

EH1 1RQ

Country

United Kingdom