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Tender

NECS466 Termination of Pregnancy Service (TOPS) for and on behalf of NHS North East and North Cumbria Integrated Care Board

NHS North East and North Cumbria Integrated Care Board

F21: Social and other specific services – public contracts

Contract notice

Notice identifier: 2023/S 000-027018

Procurement identifier (OCID): ocds-h6vhtk-03fc35

Published 13 September 2023, 9:12am

Section I: Contracting authority

I.1) Name and addresses

NHS North East and North Cumbria Integrated Care Board

Pemberton House, Colima Avenue,

Sunderland

SR5 3XB

Contact

NECS

Email

NECSU.neprocurement@nhs.net

Country

United Kingdom

Region code

UKC - North East (England)

NHS Organisation Data Service

00P

Internet address(es)

Main address

<https://northeastnorthcumbria.nhs.uk>

Buyer's address

<https://health-family.force.com/s/Welcome>

I.3) Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://health-family.force.com/s/Welcome>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://health-family.force.com/s/Welcome>

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

NECS466 Termination of Pregnancy Service (TOPS) for and on behalf of NHS North East and North Cumbria Integrated Care Board

Reference number

NECS466

II.1.2) Main CPV code

- 85100000 - Health services

II.1.3) Type of contract

Services

II.1.4) Short description

North of England Commissioning Support (NECS) is a commissioning support service working for and on behalf of NHS North East and North Cumbria Integrated Care Board (NHS NENC ICB) (the Contracting Authority), who are undertaking a procurement to commission Termination of Pregnancy Service across the NHS NENC ICB regional footprint under NHS Standard Contract 2023/24 Full-length (Particulars, Service Conditions, General Conditions) or any edition or any subsequent revisions.

The contract term is for an initial period of 3 years commencing on 01 April 2024, with an option to extend for a further 2 years at the discretion of the Contracting Authority and subject to satisfactory contractual and financial performance.

The closing date for submission of tenders is by 12 noon on 13 October 2023.

Additional information

Firstly, the "Transfer of Undertakings (Protection of Employment) Regulations 2006" as amended by the "Collective Redundancies and Transfer of Undertaking (Protection of Employment) (Amendment) Regulation 2014" (TUPE) [may/does not] apply to this contract. However, Bidders are advised to obtain their own legal advice and carry out due diligence including the New Fair Deal non-statutory policy setting out how pensions issues are to be dealt with when staff are compulsorily transferred from the public sector to

independent providers delivering public services.

Secondly, previous publications concerning this procedure, publication references 2023/S 000-016790 and 2023/S 000-017048.

This contract value within this notice is indicative and will be used for evaluation purposes. The indicative financial thresholds may be subject to decrease or increase following contract award as a result of an increase or decrease in activity levels.

NECS is utilising an electronic tendering tool to manage this procurement and communicate with potential bidders. Accordingly, there will be no hard copy documents issued to potential bidders and all communications with NECS, including bid submissions, will be conducted via the Atamis portal at: <https://health-family.force.com/s/Welcome>. It is free to register on the portal and it can be accessed at any time of day providing you have a working internet connection. Should bidders have any queries, or are having problems registering on the portal; they should contact the Atamis helpdesk via: Support-health@Atamis.co.uk or phone number 0800 9956035

The helpdesk is open Monday - Friday between 9am - 5.30pm

Tender documentation will be available on the e-tendering site from 13 September 2023.

II.1.5) Estimated total value

Value excluding VAT: £16,284,592.43

II.1.6) Information about lots

This contract is divided into lots: No

II.2) Description

II.2.3) Place of performance

NUTS codes

- UKC - North East (England)

II.2.4) Description of the procurement

North of England Commissioning Support (NECS) is a commissioning support service working for and on behalf of NHS North East and North Cumbria Integrated Care Board (NHS NENC ICB) (the Contracting Authority), who are undertaking a procurement to commission Termination of Pregnancy Service across the NHS NENC ICB regional footprint under NHS Standard Contract 2023/24 Full-length (Particulars, Service

Conditions, General Conditions) or any edition or any subsequent revisions.

The contract term is for an initial period of 3 years commencing on 01 April 2024, with an option to extend for a further 2 years at the discretion of the Contracting Authority and subject to satisfactory contractual and financial performance.

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II.2.6) Estimated value

Value excluding VAT: £16,284,592.43

II.2.7) Duration of the contract or the framework agreement

Start date

1 April 2024

End date

31 March 2029

II.2.14) Additional information

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Tender documentation will be available on the e-tendering site from 13 September 2023

- Tender Reference Number: NECS466;
- Period of contract: 3 years with effect from 01 April 2024 with an option to extend for an additional period of 24 months at the discretion of the Contracting Authority/ies and subject to satisfactory financial and contractual performance;
- Closing date and time for Bidder clarification questions: 17:00hrs 29 September 2023
- Closing date and time for return of tender: 12 noon 13 October 2023; and
- Variant bids will not be accepted.

Legal, economic, financial, and technical information

Conditions for participation

Objective rules and criteria for participation

Under the Public Services (Social Value) Act 2012, Contracting Authorities must consider:

(a) How what is proposed to be procured might improve the economic, social, and environmental well-being of the area where they exercise their functions; and

(b) How, in conducting the process of procurement, they might act with a view to securing that improvement. Accordingly, the subject matter of the contract has been scoped to take into account the priorities of the Contracting Authority relating to "economic, social, and environmental well-being".

The basic principles of the Open Procedure will be followed for this procurement to test the capacity, capability, and technical competence of bidders in accordance with The Light Touch Rules Regime, Regulations 74 to 77 of The Public Contracts Regulations 2015 (SI 2015 No102) (for Health, Social, Education, and certain other Service Contracts).

Section IV. Procedure

IV.2) Administrative information

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

Date

13 October 2023

Local time

12:00pm

IV.2.4) Languages in which tenders or requests to participate may be submitted

English

Section VI. Complementary information

VI.4) Procedures for review

VI.4.1) Review body

Public Procurement Review Service

Cabinet Office

London

Email

publicprocurementreview@cabinetoffice.gov.uk

Telephone

+44 3450103503

Country

United Kingdom

Internet address

<https://www.gov.uk/government/publications/public-procurement-review-service-scope-and-remit>

VI.4.2) Body responsible for mediation procedures

NECS

John Snow House

Durham

DH1 3YG

Email

NECSU.neprocurement@nhs.net

Country

United Kingdom

Internet address

<https://health-family.force.com/s/Welcome>

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

The Commissioner will act in accordance with Part 3 Chapter 5 Regulation 85 to 87 and Part 3 Chapter 6 Regulation 88 to 104 of the Public Contract Regulations 2015 (SI 2015 No 102) (PCR 2015). Part 3 of the PCR 2015 provides for appeals to be made to the High Court subject to the time limitations and other required procedural steps. The rules relating to appeal are complex and a dissatisfied tenderer is advised to take their own prompt legal advice.

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

Royal Courts of Justice

The High Court Strand,

London

WC2A 2LL

Country

United Kingdom

Internet address

<https://courtribunalfinder.service.gov.uk/courts/royal-courts-of-justice>