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Contract

## **NP57421 Condoms and related Products**

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

F03: Contract award notice

Notice identifier: 2021/S 000-028058

Procurement identifier (OCID): ocds-h6vhtk-02c131

Published 9 November 2021, 1:44pm

### **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**

[david.bryce@nhs.scot](mailto:david.bryce@nhs.scot)

#### **Telephone**

+44 1698794410

#### **Country**

United Kingdom

**NUTS code**

UKM - Scotland

**Internet address(es)**

Main address

<http://www.nhsscotlandprocurement.scot.nhs.uk/>

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.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**

NP57421 Condoms and related Products

**II.1.2) Main CPV code**

- 33712000 - Condoms

**II.1.3) Type of contract**

Supplies

**II.1.4) Short description**

The Common Services Agency (more commonly known as National Services Scotland) (“the Authority”) acting through its division

National Procurement, is undertaking this procurement of Condoms and Related Products including delivery (“Products”) on behalf of 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 Organisation established pursuant to the NHS (Scotland) Act 1978), any integrated Joint Boards

established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014 (collectively hereafter referred to as “Participating

Authorities”).

#### **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: £2,370,000

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

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

- 33712000 - Condoms

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

NUTS codes

- UKM - Scotland

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

The provision of Condoms and Related Products for Healthcare Providers in NHS Scotland. The scope for this contract is as follows:

Male Condoms

Female Condoms

Lubricants

Associated Marketing Material

Service and Delivery of Product

**II.2.5) Award criteria**

Quality criterion - Name: Implementation & Roll out / Weighting: 30

Quality criterion - Name: Change Management Process / Weighting: 10

Price - Weighting: 60

**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**

The Authority envisages that three (3) Potential Framework Participants will be awarded (subject to submission of admissible Tenders as determined in accordance with the provisions of the ITT). Suppliers will be awarded on a ranked basis.

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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

#### **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: [2021/S 000-014782](#)

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

### **Contract No**

NP57421

A contract/lot is awarded: Yes

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

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

21 October 2021

#### **V.2.2) Information about tenders**

Number of tenders received: 2

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: 2

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

Pasante Healthcare

21 Commerce Way, Lancing

West Sussex

BN15 8TA

Telephone

+44 7967105388

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Leeds Trading Company T/A LTC Healthcare

PO Box 491

Harrogate

HG2 8EZ

Telephone

+44 01423326687

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Initial estimated total value of the contract/lot: £2,370,000

Total value of the contract/lot: £2,370,000

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## **Section VI. Complementary information**

### **VI.3) Additional information**

The value in Section II.1.5 of this tender covers the full duration of the framework including any optional extensions.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is

For more information see:

<http://www.publiccontractsscotland.gov.uk>

(SC Ref:672085)

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

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

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

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

Telephone

+44 1312252525

Country

United Kingdom

Internet address

<http://www.nhsscotlandprocurement.scot.nhs.uk/>

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



Precise information on deadline(s) for review procedures

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.