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Award

New Mobilising System

Scottish Fire and Rescue Service

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-028652

Procurement identifier (OCID): ocds-h6vhtk-0498e0

Published 6 September 2024, 3:59pm

Section I: Contracting authority/entity

I.1) Name and addresses

Scottish Fire and Rescue Service

Headquarters, Westburn Drive

Cambuslang

G72 7NA

Contact

Stephen McDonagh

Email

Stephen.McDonagh@firescotland.gov.uk

Telephone

+44 1416464637

Country

United Kingdom

NUTS code

UKM95 - South Lanarkshire

Internet address(es)

Main address

<http://firescotland.gov.uk>

Buyer's address

https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA19543

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

Public order and safety

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

New Mobilising System

Reference number

V-053-2425

II.1.2) Main CPV code

- 72222300 - Information technology services

II.1.3) Type of contract

Services

II.1.4) Short description

New mobilisation system, with training, and ongoing support and maintenance

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: £31,684,106

II.2) Description

II.2.2) Additional CPV code(s)

- 48100000 - Industry specific software package
- 48517000 - IT software package
- 35710000 - Command, control, communication and computer systems

- 35711000 - Command, control, communication systems
- 42961000 - Command and control system

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

II.2.4) Description of the procurement

Provision of New Mobilising System for the Scottish Fire and Rescue Service

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 Scottish Fire and Rescue Service intends to award a contract for the Provision of a New Mobilising System under the terms of Regulation 33 (1)(c) of the Public Contracts (Scotland) Regulations 2015

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Award of a contract without prior publication of a call for competition in the cases listed below

- The procurement falls outside the scope of application of the regulations

Explanation:

SFRS's current contract terms for provision of services relating to business-critical mobilising systems end on 31st December 2025. Any extensions beyond this time are not available to SFRS. As a result, the SFRS as a matter of extreme urgency needs to procure and implement a New Mobilising System in order to ensure that the SFRS can, upon expiry of the current contractual arrangements, continue to fulfil its statutory duties under the Fire (Scotland) Act 2005, and the requirements stated within the Fire and Rescue Framework for Scotland 2022.

Following a number of unsuccessful procurement exercises in respect of its requirements, there is now insufficient time to undertake a further competitive process within the time limits of the open, restricted or competitive procedures to have the new system implemented by the required date of December 2025. As such, the SFRS intends to proceed to award a contract under the negotiated procedure without the prior publication of a contract notice on grounds of extreme urgency in terms of Regulation 33(1)(c) of the Public Contracts (Scotland) Regulations 2015.

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

The procurement is covered by the Government Procurement Agreement: Yes

Section V. Award of contract/concession

Contract No

V-053-2425

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

5 September 2024

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

Motorola Solutions

Nova South, 160 Victoria Street

London

SW1E 5LB

Telephone

+44 7597521634

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Initial estimated total value of the contract/lot/concession: £32,000,000

Total value of the contract/lot/concession: £31,684,106

Section VI. Complementary information

VI.3) Additional information

The purpose of this VEAT notice is to inform the market of the intention to award a contract for the required New Mobilising System to Motorola Solutions under the provision of Regulation 33(1)(c) of the Public Contracts (Scotland) Regulations 2015.

For the avoidance of doubt, the proposed contract has not been entered into prior to the publication of this notice.

The contract value stated in this notice is exclusive of VAT.

(SC Ref:777358)

VI.4) Procedures for review

VI.4.1) Review body

Court of Session

Parliament House, Parliament Square

Edinburgh

EH 1 1RQ

Email

supreme.courts@scotcourts.gov.uk

Telephone

+44 0312252595

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

The SFRS must, by notice in writing as soon as possible after the decision has been made, inform all tenderers and candidates of its decision to award the contract, conclude the framework agreement or establish a dynamic purchasing system. The Service will incorporate a minimum 10 calendar day standstill at the point information on the contract award is communicated to tenderers.

The SFRS is obliged to comply with the regulations and any eligible economic operator can bring an action in the Court of Session or Sherrif Court whereas a consequence of a breach by the SFRS, they suffer or risk suffering loss or damage.

The bringing of court proceedings during the standstill period means that the SFRS must not enter into the contract, conclude the framework agreement or establish the dynamic purchasing system unless the proceedings are determined, discontinued or disposed of, or the court, by interim order, brings to an end the prohibition. The bringing of court proceedings after the standstill period has elapsed and the remedies that are available to the courts are detailed in the Public Contracts (Scotland) Regulations 2015.