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Award

## **ACCOMM2B/0059-18 Month Extension**

Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2021/S 000-028980

Procurement identifier (OCID): ocds-h6vhtk-02f8a3

Published 19 November 2021, 10:45pm

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

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

Ministry of Defence

Bristol

#### **Email**

[darren.brice-taylor100@mod.gov.uk](mailto:darren.brice-taylor100@mod.gov.uk)

#### **Country**

United Kingdom

#### **NUTS code**

UKK11 - Bristol, City of

#### **Internet address(es)**

Main address

<https://des.mod.uk>

#### **I.4) Type of the contracting authority**

Ministry or any other national or federal authority

## **I.5) Main activity**

Defence

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## **Section II: Object**

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

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

ACCOMM2B/0059-18 Month Extension

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

- 50000000 - Repair and maintenance services

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

Services

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

Amendment 11 to ACCOMM2/0061 -18 Month Extension to existing capability for the support of mobile & fixed aircraft hydraulic servicing equipment

#### **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: 2,750,000 EUR

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

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

NUTS codes

- UK - United Kingdom

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

Amendment 11 to ACCOMM2/0061 -18 Month Extension to existing capability for  
Amendment 11 to ACCOMM2/0061 -18 Month Extension to existing capability for the  
support of mobile & fixed aircraft hydraulic servicing equipment

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

Price

## **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 procedure without publication of a contract notice

- No tenders or no suitable tenders/requests to participate in response to negotiated procedure with prior publication of a contract notice
- The products involved are manufactured purely for the purpose of research, experiment, study or development
- The works, supplies or services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons

Explanation:

The Air Commodities Team, part of the UK Ministry of Defence (“the Authority”) intends to extend the existing contract ACCOMM2/0061 with Sun Test Systems B.V from 31 Dec 21 to 31 Jun 23. The contract involves the maintenance and repair, calibration, in-service support, spares, post design activities, on-call technical support and technical documentation maintenance for a wide range of Mobile Hydraulic Servicing Equipment,

used in the maintenance of all Rotary Wing, Hawk and BBMF aircraft and their associated components.

In accordance with regulation 4 of The Defence and Security Public Contracts (Amendment) (EU Exit) Regulations 2019 (SI 2019/697) this procurement falls to be regulated under the provisions of the Defence and Security Public Contracts Regulations 2011 as amended (in particular by SI 2019/697 and SI 2020/1450). Prior publication of a contract notice in the Official Journal of the European Union is no longer appropriate. It is considered that the award of the contract without prior publication of a contract notice in the UK e-notification service is lawful in accordance with Regulation 16(1)(a)(ii) of the Defence and Security Public Contracts Regulations 2011 due to technical reasons.

This is because Sun Test Systems B.V. is the Original Equipment Manufacturer (OEM) for this hydraulically operated ground support and test equipment that is currently in service with the Royal Air Force (RAF). The existing contract for the in-service support of this range of equipment does not cover the release of any proprietary information to 3rd parties and hence the Authority does not have access to the data-packs associated with the equipment and Sun Test Systems have confirmed they are not prepared to grant any such licences. The OEM also maintains the complementary Safety Cases, and there is a significant risk that if a third party took over the contract for in-service support without the data-packs, these Safety Cases would over time deteriorate, as the functionality of the equipment declines in line with the loss of proprietary information in the form of firmware and software upgrades. This would result in an unacceptable level of risk to human life and accelerate the equipment's removal from service. A Single Source solution is the only means of maintaining the integrity of the equipment through to its natural Out of Service Date

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

The procurement is covered by the Government Procurement Agreement: No

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

A contract/lot is awarded: Yes

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

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

15 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**

Sun Test Systems B.V.

| Nijverheidslaan 17 | 1382 LG Weesp

The Netherlands

Country

United Kingdom

NUTS code

- UK - United Kingdom

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: 2,750,000 EUR

#### **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**

Defence, Equipment and Support

Bristol

BS34 8JH

Country

United Kingdom