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Award

## **Provision of BOWTIE Licences Support and Maintenance**

Ministry of Defence

F15: Voluntary ex ante transparency notice

Notice identifier: 2021/S 000-029195

Procurement identifier (OCID): ocds-h6vhtk-02f97a

Published 23 November 2021, 10:45pm

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

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

Ministry of Defence

Def Comrcl HO BP3, Rm 2.1.02, Level 2, Kentigern House, 65 Brown Street

Glasgow

G2 8EX

#### **Contact**

Patricia Leatham

#### **Email**

[Patricia.Leatham384@mod.gov.uk](mailto:Patricia.Leatham384@mod.gov.uk)

#### **Country**

United Kingdom

#### **NUTS code**

UKM82 - Glasgow City

**Internet address(es)**

Main address

[www.mod.gov.uk](http://www.mod.gov.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**

Provision of BOWTIE Licences Support and Maintenance

**II.1.2) Main CPV code**

- 72000000 - IT services: consulting, software development, Internet and support

**II.1.3) Type of contract**

Services

**II.1.4) Short description**

Provision of licences and 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: £209,821

## **II.2) Description**

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

NUTS codes

- NL32 - North Holland

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

Procurement of additional licences with support and maintenance.

### **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

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:

The Secretary of State for Defence intends to amend a current supply contract with CGE Risk Management Solutions B.V. for the purchase of additional user licences for use by MOD personnel to create “bowtie” diagrams which visualise complex safety information and transfer that information from Air DT safety staff to Aviation Duty Holders to support engineering processes which relate to equipment safety as part of the Authority’s support of and maintenance to its air platforms.

In accordance with the provisions of The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020 SI No. 2020/1319, this procurement falls to be regulated under the provisions of the Public Contracts Regulations 2015 as amended (in particular by SI 2020/1319). 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 (in accordance with the relevant legislation) is lawful in accordance with regulation 32(b)(ii) of the PCR 2015 because competition is absent for technical reasons. The Authority needs to purchase these additional licences from the original contractor and cannot consider a change of contractor for technical reasons as all the

Air DT staff need to use the same software to create uniform, similar bowtie diagrams across the Authority’s air platforms and in addition, to do anything different would cause significant or substantial duplication of cost.

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

The procurement is covered by the Government Procurement Agreement: Yes

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

### **Contract No**

700009121

### **Title**

Provision of BOWTIE Licences Support and Maintenance

A contract/lot is awarded: Yes

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

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

1 October 2019

#### **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**

CGE Risk Management Solutions B.V.

Vlietweg 17v, 2266 KA

LEIDSCHENDAM

Email

[a.van.antwerpen@wolterskluwer.com](mailto:a.van.antwerpen@wolterskluwer.com)

Telephone

+31 621407170

Country

Netherlands

NUTS code

- NL32 - North Holland

The contractor/concessionaire is an SME

Yes

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

Lowest offer: £390,271.62 / Highest offer: £390,271.62 taken into consideration

#### **V.2.5) Information about subcontracting**

The contract/lot/concession is likely to be subcontracted

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## **Section VI. Complementary information**

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

The Secretary of State for Defence intends to amend an existing supply contract (under reg 32) with CGE Risk Management Solutions B.V. for the purchase of additional user licences for use by MOD personnel to create “bowtie” diagrams which visualise complex safety information and transfer that information from Air DT safety staff to Aviation Duty Holders to support engineering processes which relate to equipment safety as part of the Authority’s support of and maintenance to its air platforms.

In accordance with the provisions of The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020 SI No. 2020/1319, this procurement falls to be regulated under the provisions of the Public Contracts Regulations 2015 as amended (in particular by SI 2020/1319). 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 (in accordance with the relevant legislation) is lawful in accordance with regulation 32(b)(ii) of the PCR 2015 because competition is absent for technical reasons. The Authority needs to purchase these additional licences from the original contractor and cannot consider a change of contractor for technical reasons as all the Air DT staff need to use the same software to create uniform, similar bowtie diagrams across the Authority’s air platforms and in addition, to do anything different would cause significant or substantial duplication of cost.

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

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

Ministry of Defence

Def Comrcl HO BP3, Rm 2.1.02, Level 2, Kentigern House, 65 Brown St

Glasgow

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