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Awarded contract

Electrosurgical

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

F20: Modification notice

Notice reference: 2021/S 000-029473

Published: 26 November 2021, 3:35pm

Section I: Contracting authority/entity

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

Contact

Josh Foggo

Email

josh.foggo@nhs.scot

Telephone

+44 7855060653

Country

United Kingdom

NUTS code

UKM - Scotland

Internet address(es)

Main address

<http://www.nss.nhs.scot/browse/procurement-and-logistics>

Buyer's address

https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883

Section II: Object**II.1) Scope of the procurement****II.1.1) Title**

Electrosurgical

Reference number

NP172/16

II.1.2) Main CPV code

- 33000000 - Medical equipments, pharmaceuticals and personal care products

II.1.3) Type of contract

Supplies

II.2) Description**II.2.3) Place of performance**

NUTS codes

- UKM - Scotland

Main site or place of performance

Any or all locations of NHS Scotland Health Boards, Special Health Boards and / or the NHS Scotland Common Services Agency (altogether 'NHS Scotland').

II.2.4) Description of the procurement at the time of conclusion of the contract:

The Common Services Agency (more commonly known as National Services Scotland) ('the Authority') acting through its division National Procurement, is undertaking this procurement of Electrosurgical Equipment, such as Electrosurgical Units, Smoke Evacuation Systems, including any accessories and training, as well as single use Electrosurgical Consumables such as Diathermy Pencils, Active Electrodes, Biopsy Forceps and Patient Return Electrodes ('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.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession

Duration in months

9

II.2.13) Information about European Union Funds

The procurement is related to a project and/or programme financed by European Union funds: No

Section IV. Procedure

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract

Notice number: [2016/S 130-232693](#)

Section V. Award of contract/concession

Contract No

NP172/16

Title

Electrosurgical

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision:

30 January 2016

V.2.2) Information about tenders

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

V.2.3) Name and address of the contractor/concessionaire

Fannin (UK) Ltd. Part of DCC Vital

Westminster Industrial Estate, Repton Road, Measham

Swadlincote

DE12 7DT

Telephone

+44 35312907197

Fax

+44 35312907111

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

V.2.3) Name and address of the contractor/concessionaire

ConMed UK

73-74 Shrivenham Hundred Business , Swindon

Swindon

SN6 8TY

Telephone

+44 1793787905

Fax

+44 1793784568

Country

United Kingdom

NUTS code

- UKK14 - Swindon

The contractor/concessionaire is an SME

No

V.2.3) Name and address of the contractor/concessionaire

STERIS SOLUTIONS Limited

Rayns Way, , Leicester

SYSTON

LE7 1PF

Telephone

+44 1162740600

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

V.2.3) Name and address of the contractor/concessionaire

Medtronic Limited

Building 9, Croxley Park

Watford

WD18 8WW

Telephone

+44 1923202577

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

V.2.3) Name and address of the contractor/concessionaire

Erbe Medical UK Limited

The Antler Complex, 1A Bruntcliffe Way

Morley

LS27 0JG

Telephone

+44 1132530333

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor/concessionaire is an SME

No

V.2.3) Name and address of the contractor/concessionaire

Starkstrom Ltd

256 Field End Road , Ruislip, Middlesex

London

HA4 9UW

Telephone

+44 2088683732

Fax

+44 2088683736

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

V.2.3) Name and address of the contractor/concessionaire

Stryker UK Limited

Stryker House, Hambridge Road, , Berkshire

Newbury

RG14 5EG

Telephone

+44 1635262408

Fax

+44 1635580606

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)

Total value of the procurement: £4,800,000

Section VI. Complementary information

VI.3) Additional information

(SC Ref:668688)

VI.4) Procedures for review

VI.4.1) Review body

Sherriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

edinburgh@scotcourts.gov.uk

Telephone

+44 1312252525

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

Economic operators should approach the contracting authority in the first instance. However, the only formal remedy is to apply to the courts:

An economic operator that suffers, or is at risk of suffering, loss or damage attributable to a breach of duty under the Public Contracts (Scotland) Regulations 2015 or the Procurement Reform (Scotland) Act 2014, may bring proceedings in the Sheriff Court or the Court of Session.

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

- 33000000 - Medical equipments, pharmaceuticals and personal care products

VII.1.3) Place of performance

NUTS code

- UKM - Scotland

Main site or place of performance

Any or all locations of NHS Scotland Health Boards, Special Health Boards and / or the NHS Scotland Common Services Agency (altogether 'NHS Scotland').

VII.1.4) Description of the procurement:

The Common Services Agency (more commonly known as National Services Scotland) ('the Authority') acting through its division National Procurement, is undertaking this procurement of Electrosurgical Equipment, such as Electrosurgical Units, Smoke Evacuation Systems, including any accessories and training, as well as single use Electrosurgical Consumables such as Diathermy Pencils, Active Electrodes, Biopsy Forceps and Patient Return Electrodes ('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').

VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession

Duration in months

9

VII.1.6) Information on value of the contract/lot/concession (excluding VAT)

Total value of the contract/lot/concession:

£1,300,000

VII.1.7) Name and address of the contractor/concessionaire

Fannin (UK) Ltd. Part of DCC Vital

Westminster Industrial Estate, Repton Road, Measham

Swadlincote

DE12 7DT

Telephone

+44 35312907197

Fax

+44 35312907111

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

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VII.1.7) Name and address of the contractor/concessionaire

ConMed UK

73-74 Shrivenham Hundred Business , Swindon

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NUTS code

- UKK14 - Swindon

The contractor/concessionaire is an SME

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VII.1.7) Name and address of the contractor/concessionaire

STERIS SOLUTIONS Limited

Rayns Way, , Leicester

SYSTON

LE7 1PF

Telephone

+44 1162740600

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

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The contractor/concessionaire is an SME

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RG14 5EG

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Fax

+44 1635580606

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

VII.2) Information about modifications

VII.2.1) Description of the modifications

Nature and extent of the modifications (with indication of possible earlier changes to the contract):

The contract will exist in its current form but extended for 12 months due to current Covid-19 pandemic.

VII.2.2) Reasons for modification

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee.

Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

This modification is to meet the additional demands of the Scottish Health and Social Care

sector during the current Covid-19 pandemic and to maintain necessary supply and remove unnecessary disruption from the Authority at this time in line with Regulation 72(1)(b) of the Public Contracts (Scotland) Regulations 2015.

VII.2.3) Increase in price

Updated total contract value before the modifications (taking into account possible earlier contract modifications, price adaptations and average inflation)

Value excluding VAT: £1,300,000

Total contract value after the modifications

Value excluding VAT: £1,300,000