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Contract

## **ITU Haemofiltration Machines, Fluids and Consumables**

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

F20: Modification notice

Notice identifier: 2021/S 000-029474

Procurement identifier (OCID): ocds-h6vhtk-02fa91

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](mailto: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](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

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**Section II: Object**

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

**II.1.1) Title**

ITU Haemofiltration Machines, Fluids and Consumables

Reference number

NP584/14

**II.1.2) Main CPV code**

- 33600000 - Pharmaceutical products

**II.1.3) Type of contract**

Supplies

**II.2) Description**

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

- 33600000 - Pharmaceutical products

### **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:**

This Framework Agreement is for the supply of ITU Haemofiltration Machines, Fluids and Consumables to NHS

Scotland.

### **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

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## **Section IV. Procedure**

### **IV.2) Administrative information**

#### **IV.2.1) Contract award notice concerning this contract**

Notice number: [2014/S 213-376831](#)

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

### **Contract No**

NP584/14

### **Title**

ITU Haemofiltration Machines, Fluids and Consumables

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

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

13 February 2015

#### **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**

Fresenius Medical Care (UK) Limited

Nunn Brook Road, Huthwaite,, Sutton-in-Ashfield, Nottinghamshire

Nottinghamshire

NG17 2HU

Telephone

+44 1623445149

Fax

+44 1623555546

Country

United Kingdom

NUTS code

- UKF1 - Derbyshire and Nottinghamshire

The contractor/concessionaire is an SME

No

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

Baxter Healthcare Ltd

Wallingford Road, Compton,

Newbury, Berkshire

RG20 7QW

Telephone

+44 635206000

Fax

+44 8002798490

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**

Nikkiso

5 Rivermead, Pipers Way

Thatcham

RG19 4EP

Telephone

+44 1635588382

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: £5,600,000

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## **Section VI. Complementary information**

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

(SC Ref:668553)

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

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

Sherriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

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

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## **Section VII: Modifications to the contract/concession**

### **VII.1) Description of the procurement after the modifications**

#### **VII.1.1) Main CPV code**

- 33600000 - Pharmaceutical products

#### **VII.1.2) Additional CPV code(s)**

- 33100000 - Medical equipments
- 33140000 - Medical consumables
- 33181000 - Renal support devices

#### **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:**

This Framework Agreement is for the supply of ITU Haemofiltration Machines, Fluids and Consumables to NHS Scotland.

#### **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:

£4,336,772

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

Fresenius Medical Care (UK) Limited

Nunn Brook Road, Huthwaite,, Sutton-in-Ashfield, Nottinghamshire

Nottinghamshire

NG17 2HU

Telephone

+44 1623445149

Fax

+44 1623555546

Country

United Kingdom

NUTS code

- UKF1 - Derbyshire and Nottinghamshire

The contractor/concessionaire is an SME

No

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

Baxter Healthcare Ltd

Wallingford Road, Compton,

Newbury, Berkshire

RG20 7QW

Telephone

+44 1635206000

Fax

+44 8002798490

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

No

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

Nikkiso

5 Rivermead, Pipers Way

Thatcham

RG19 4EP

Telephone

+44 1635588382

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: £1,800,000

Total contract value after the modifications

Value excluding VAT: £1,806,000