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Contract

## **NP41422 Contraceptive Medicines**

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

F03: Contract award notice

Notice identifier: 2022/S 000-030599

Procurement identifier (OCID): ocds-h6vhtk-037d80

Published 31 October 2022, 8:55am

### **Section I: Contracting authority**

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

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

Gyle Square (NSS Head Office), 1 South Gyle Crescent

Edinburgh

EH12 9EB

#### **Contact**

Rashida Rasool

#### **Email**

[rashida.rasool-gordon@nhs.scot](mailto:rashida.rasool-gordon@nhs.scot)

#### **Telephone**

+44 1312756051

**Country**

United Kingdom

**NUTS code**

UKM - Scotland

**Internet address(es)**

Main address

<http://www.nhsscotlandprocurement.scot.nhs.uk/>

Buyer's address

[http://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA11883](http://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

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

Body governed by public law

**I.5) Main activity**

Health

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## **Section II: Object**

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

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

NP41422 Contraceptive Medicines

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

- 33600000 - Pharmaceutical products

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

Supplies

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

This Framework Agreement is for the supply of Contraceptive Medicines to health boards across NHS Scotland. Full details are contained in section II.2 of this notice.

#### **II.1.6) Information about lots**

This contract is divided into lots: Yes

#### **II.1.7) Total value of the procurement (excluding VAT)**

Value excluding VAT: £12,307,612

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

#### **II.2.1) Title**

Oral Contraceptive Tablets

Lot No

1

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

- 33600000 - Pharmaceutical products
- 33641400 - Contraceptives
- 33641410 - Oral contraceptives

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Services (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to New Public Bodies (Joint Working) Scotland Act 2014.

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

The Supply of oral contraceptive medicines to NHS Scotland. The Authority has awarded this Lot as an unranked multi supplier framework per line to a maximum of four (4) Framework Participants.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **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) Description**

### **II.2.1) Title**

Levonorgestrel Intrauterine Devices

Lot No

2

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

- 33600000 - Pharmaceutical products

- 33641400 - Contraceptives

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Service (Scotland) Act 1978, and any integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Levonorgestrel Intrauterine Devices to NHS Scotland.

The Authority has awarded this Lot as an unranked multi-supplier framework per line to a maximum of two (2) Framework Participants.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **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) Description**

### **II.2.1) Title**

All Other Contraceptive Medicines

Lot No

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

- 33600000 - Pharmaceutical products
- 33641400 - Contraceptives
- 33641410 - Oral contraceptives

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Service (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of All Other Contraceptive Medicines to NHS Scotland. The Authority has awarded this Lot as a single-supplier framework per line.

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

Quality criterion - Name: Logistics / Weighting: 5

Price - Weighting: 95

### **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**

Open procedure

#### **IV.1.3) Information about a framework agreement or a dynamic purchasing system**

The procurement involves the establishment of a framework agreement

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

The procurement is covered by the Government Procurement Agreement: Yes

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

#### **IV.2.1) Previous publication concerning this procedure**

Notice number: [2022/S 022-191339](#)

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

### **Lot No**

1

### **Title**

Oral Contraceptive Tablets

A contract/lot is awarded: Yes

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

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

21 September 2022

#### **V.2.2) Information about tenders**

Number of tenders received: 6

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 6

Number of tenders received by electronic means: 6

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

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

Bayer Plc

400 South Oak Way, Green Park

Reading

RG2 6AD

Telephone

+44 1635563432

Fax

+44 1635563693

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Consilient Health Ltd

No. 1 Church Road , Richmond upon Thames .



Richmond

TW9 2QE

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Morningside Pharmaceuticals Limited

5 Pavilion Way, Castle Business Park

Loughborough, Leicestershire

LE11 5GW

Telephone

+44 01509217705

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Organon Pharma (UK) Ltd.

The Hewett Building , 14 Hewett Street

London

EC2A 3NP

Telephone

+44 7503982489

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

### **V.2.3) Name and address of the contractor**

Pfizer Ltd

Walton Oaks, Dorking Road

Tadworth

KT20 7NS

Telephone

+44 7471112086

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Zentiva Pharma UK Ltd

12 New Fetter Lane

london

EC4A 1JP

Telephone

+44 800854431

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Total value of the contract/lot: £5,393,973

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**Section V. Award of contract**

**Lot No**

2

**Title**

Levonorgestrel Intrauterine Devices

A contract/lot is awarded: Yes

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

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

21 September 2022

### **V.2.2) Information about tenders**

Number of tenders received: 2

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 2

Number of tenders received by electronic means: 2

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

### **V.2.3) Name and address of the contractor**

Bayer Plc

400 South Oak Way, Green Park

Reading

RG2 6AD

Telephone

+44 1635563432

Fax

+44 1635563693

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Gedeon Richter

127 Shirland Rd, Maida Vale

London

W9 2EP

Telephone

+44 7884738605

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Total value of the contract/lot: £6,536,991

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

### **Lot No**

3

### **Title**

All Other Contraceptive Medicines

A contract/lot is awarded: Yes

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

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

21 September 2022

#### **V.2.2) Information about tenders**

Number of tenders received: 2

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 2

Number of tenders received by electronic means: 2

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

#### **V.2.3) Name and address of the contractor**

Organon Pharma (UK) Ltd.

The Hewett Building , 14 Hewett Street

London

EC2A 3NP

Telephone

+44 7503982489

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Pfizer Ltd

Walton Oaks, Dorking Road

Tadworth

KT20 7NS

Telephone

+44 7471112086

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

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

Total value of the contract/lot: £376,646

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## **Section VI. Complementary information**

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

The estimated values referred to in Section II.I.7 and within all Lots cover the thirty-six (36) months contract duration and the twelve (12) month extension period of the framework agreement.

For further details of individual lines awarded within each Lot please contact the named person at the head of this Notice.

(SC Ref:711555)

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

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

Sheriff 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.

The bringing of court proceedings against the Authority after the Framework Agreement has been entered into will not affect the Framework Agreement unless grounds for the imposition of special penalties under the Public Contracts (Scotland) Regulations 2015 can be established. Otherwise, the remedies that may be awarded by the courts where the Framework Agreement has been entered into are limited to the award of damages.