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Award

Crane modifications to handle 3m³ boxes

Magnox Ltd

F15: Voluntary ex ante transparency notice

Notice identifier: 2021/S 000-030964

Procurement identifier (OCID): ocds-h6vhtk-03006b

Published 13 December 2021, 2:42pm

Section I: Contracting authority/entity

I.1) Name and addresses

Magnox Ltd

Oldbury Technical Centre, Oldbury Naite,

Thornbury

BS35 1RQ

Contact

Fiona Pearse

Email

Fiona.pearse@magnoxsites.com

Telephone

+44 7920070701

Country

United Kingdom

NUTS code

UK - United Kingdom

National registration number

2264251

Internet address(es)

Main address

<https://www.gov.uk/government/case-studies/shared-services-alliance-ssa-for-nuclear-decommissioning-estate>

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

Other activity

Nuclear Decommissioning

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Crane modifications to handle 3m³ boxes

Reference number

071221FLP

II.1.2) Main CPV code

- 71323200 - Plant engineering design services

II.1.3) Type of contract

Services

II.1.4) Short description

Software and hardware modifications to existing package crane.

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: £400,000

II.2) Description

II.2.2) Additional CPV code(s)

- 71323200 - Plant engineering design services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

Hinkley Point A

II.2.4) Description of the procurement

To facilitate the move from 6m3 to 3m3 boxes, undertake software and hardware modifications to existing package crane, including design activities.

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.2.14) Additional information

These modifications are being undertaken on an existing crane, who's intellectual property rights are held by the proposed Contractor, Konecranes Demag UK Ltd.

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:

A sole source procurement action is proposed, to engage with Konecranes Demag, as Intellectual Property Rights for this crane resides with them.

This award would fall within the safe harbour of Regulation 32 (2)(b)(iii) of PCR 2015, in so far as the negotiated procedure without prior publication may be used for public works contracts, public supply and public service contracts in any of the following cases:-

(b) where the works, supplies or services can be supplied only by a particular economic operator for any of the following reasons:-

(iii) the protection of exclusive rights, including intellectual property rights, but only, in the case of paragraphs

(ii) and (iii), where no reasonable alternative or substitute exists and the absence of competition is not a result of an artificial narrowing down of the parameters of procurement.

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

The procurement is covered by the Government Procurement Agreement: Yes

Section V. Award of contract/concession

Title

Hinkley Interim Storage Facility, Crane Modifications for 3m³ Boxes

A contract/lot is awarded: Yes

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract

13 December 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

Konecranes Demag UK Ltd

Unit 1 Charter Point, Coalfield Way,

Ashby de la Zouch

LE65 1NF

Country

United Kingdom

NUTS code

- UK - United Kingdom

National registration number

Konecranes Demag UK Ltd

The contractor/concessionaire is an SME

No

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

Total value of the contract/lot/concession: £400,000

Section VI. Complementary information

VI.3) Additional information

A sole source procurement action is proposed, to engage with Konecranes Demag, as Intellectual Property Rights for this crane resides with them.

This award would fall within the safe harbour of Regulation 32 (2)(b)(iii) of PCR 2015, in so far as the negotiated procedure without prior publication may be used for public works contracts, public supply and public service contracts in any of the following cases:-

(b) where the works, supplies or services can be supplied only by a particular economic operator for any of the following reasons:-

(iii) the protection of exclusive rights, including intellectual property rights, but only, in the case of paragraphs

(ii) and (iii), where no reasonable alternative or substitute exists and the absence of competition is not a result of an artificial narrowing down of the parameters of procurement.

Date of Contract Award is anticipated as 06/01/22, upon conclusion of the VEAT notice period (23/12/21) and after the Christmas holiday period. Section V2.1 indicates a date of 13/12/21 though as default.

VI.4) Procedures for review

VI.4.1) Review body

Royal Courts of Justice

Strand

London

London

Country

United Kingdom

Internet address

<http://www.justice.gov.uk>

VI.4.2) Body responsible for mediation procedures

Royal Courts of Justice

Strand

London

London

Country

United Kingdom

Internet address

<http://www.justice.gov.uk>

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

Precise information on deadline(s) for review procedures:

Any appeals should be promptly brought to the attention of the contact specified in Section I above, and will be dealt with in accordance with the requirements of the Public Contracts Regulations 2015. Any appeals must be brought within the timescales specified by the applicable law, including without limitation, the Public Contracts Regulations 2015. In accordance with the Public Contracts Regulations 2015, the Contracting Authority will also incorporate a minimum 10 calendar day standstill period from the date information on award of contract is communicated to tenderers.

VI.4.4) Service from which information about the review procedure may be obtained

Magnox Ltd

Oldbury Technical Centre, Oldbury Naite,

Thornbury, Gloucestershire,

BS35 1RQ

Country

United Kingdom