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Award

## **CLA Plus Licence**

Digital Health and Care Wales

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-031092

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

Published 3 November 2022, 2:06pm

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

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

Digital Health and Care Wales

Tŷ Glan-yr-Afon, 21 Cowbridge Road East

Cardiff

CF11 9AD

### **Contact**

Elisha Arnold

### **Email**

[elisha.arnold@wales.nhs.uk](mailto:elisha.arnold@wales.nhs.uk)

### **Country**

United Kingdom

**NUTS code**

UK - United Kingdom

**Internet address(es)**

Main address

<https://dhcw.nhs.wales/>

Buyer's address

[https://www.sell2wales.gov.wales/search/Search\\_AuthProfile.aspx?ID=AA0221](https://www.sell2wales.gov.wales/search/Search_AuthProfile.aspx?ID=AA0221)

**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**

CLA Plus Licence

Reference number

P260.07

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

- 79121100 - Software copyright consultancy services

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

Services

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

Digital Health and Care Wales have responsibility for the administration of an agreement with the Copyright Licensing Agency (CLA) which enables all staff employed by NHS Wales, hospice workers, health and care students and social care workers, to legally make copies of various NHS Wales owned material from both the NHS Wales e-Library and physical library services. The Licence allows users to freely photocopy, scan and print from digital books, printed books, magazines, journals and websites, without having the need to ask for permission from copyright owners each time. The requirement for the Copyright Licensing Agency Licence Plus is driven by UK legislation, in which it is a legal requirement for any kind of library service to have to ensure users are not infringing copyright.

#### **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: £1,633,607

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

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

NUTS codes

- UKL - Wales

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

Digital Health and Care Wales have responsibility for the administration of an agreement with the Copyright Licensing Agency (CLA) which enables all staff employed by NHS Wales, hospice workers, health and care students and social care workers, to legally make copies of various NHS Wales owned material from both the NHS Wales e-Library and physical library services. The Licence allows users to freely photocopy, scan and print from digital books, printed books, magazines, journals and websites, without having the need to ask for permission from copyright owners each time. The requirement for the Copyright Licensing Agency Licence Plus is driven by UK legislation, in which it is a legal requirement for any kind of library service to have to ensure users are not infringing copyright.

The Copyright Licencing Agency (CLA) is the sole supplier of such copyright services for the UK. Other such agencies exist in other countries but they serve the country in which they are based. There are no alternative suppliers.

### **II.2.11) Information about options**

Options: Yes

Description of options

350 Copyright-Fee Paid Digital Rights Management Free Articles Bundle

### **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 Copyright Licencing Agency (CLA) is the sole supplier of such copyright services for the UK. Other such agencies exist in other countries but they serve the country in which they are based. There are no other alternative suppliers.

#### **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**

P260.07

A contract/lot is awarded: Yes

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

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

2 November 2022

#### **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**

Copyright Licensing Agency

Barnards Inn, 86 Fetter Lane

London

EC4A1EN

Country

United Kingdom

NUTS code

- UKI - London

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: £1,633,607

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## **Section VI. Complementary information**

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

(WA Ref:126225)

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

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

High Court

Royal Courts of Justice, The Strand

London

WC2A 2LL

Telephone

+44 2079477501

Country

United Kingdom