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Contract

Haemodialysis Machines and Consumables

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

F20: Modification notice

Notice identifier: 2022/S 000-033605

Procurement identifier (OCID): ocds-h6vhtk-0388ad

Published 28 November 2022, 10:42am

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

Haemodialysis Machines and Consumables

Reference number

NP184/17

II.1.2) Main CPV code

- 33181520 - Renal dialysis consumables

II.1.3) Type of contract

Supplies

II.2) Description

II.2.2) Additional CPV code(s)

- 33181520 - Renal dialysis consumables

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 (known as National Services Scotland) ('the Authority') acting through its division National Procurement is undertaking this procurement of Haemodialysis Machines (including consumables, accessories and maintenance) ('Products') on behalf of all entities constituted pursuant to the National Health Service (Scotland) Act, 1978 (i.e. 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 board established pursuant to the new Public Bodies (Joint Working)Scotland Act, 2014 The Products will be split into 7 Lots, each of which are

identified below:

Lot 1 — Unit Based Haemodialysis Machines (Inc. Accessories, Parts, Consumables and Maintenance)

Lot 2 — Home Based Haemodialysis Machines (Inc. Accessories, Parts, Consumables and Maintenance)

Lot 3 — High Flux Dialysers

Lot 4 — HDF Dialysers

Lot 5 — Low Flux Dialysers

Lot 6 – Generic Consumables

Lot 7 - Needles

II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession

Duration in months

12

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: [2017/S 096-188676](#)

Section V. Award of contract/concession

Contract No

NP184/17

Title

Haemodialysis Machines and Consumables

V.2) Award of contract/concession

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

1 October 2017

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

Baxter Healthcare Ltd

Wallingford Road, Compton,

Newbury, Berkshire

RG20 7QW

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

Fresenius Medical Care (UK) Limited

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

Nottinghamshire

NG17 2HU

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

Kimal plc

Arundel Road, Uxbridge

Middlesex

UB8 2SA

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Nikkiso

5 Rivermead, Pipers Way

Thatcham

RG19 4EP

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

Nipro Europe

Hampshire , Zaventum 1930

UK

SO31 4RF

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

Xtra Med, Limited

Thorneycroft Farm, Neighbourway

Kettleshulme

SK23 7RG

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

B. Braun Medical Limited

B. Braun Medical Limited, Thorncliffe Park

Sheffield

S35 2PW

Country

United Kingdom

NUTS code

- UKE32 - Sheffield

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: £24,400,000

Section VI. Complementary information

VI.3) Additional information

(SC Ref:700862)

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

- 33181520 - Renal dialysis consumables

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 (known as National Services Scotland) ('the Authority') acting through its division National Procurement is undertaking this procurement of Haemodialysis Machines (including consumables, accessories and maintenance) ('Products') on behalf of all entities constituted pursuant to the National Health Service (Scotland) Act, 1978 (i.e. 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. The Products will be split into 7 Lots, each of which are identified below:

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Lot 3 — High Flux Dialysers

Lot 4 — HDF Dialysers

Lot 5 — Low Flux Dialysers

Lot 6 — Generic Consumables

Lot 7 - Needles

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

Duration in months

12

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

Total value of the contract/lot/concession:

£24,400,000

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

Baxter Healthcare Ltd

Wallingford Road, Compton,

Newbury, Berkshire

RG20 7QW

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

B. Braun Medical Limited

B. Braun Medical Limited, Thorncliffe Park

Sheffield

S35 2PW

Country

United Kingdom

NUTS code

- UKE32 - Sheffield

The contractor/concessionaire is an SME

No

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

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

Kimal plc

Arundel Road, Uxbridge

Middlesex

UB8 2SA

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Nikkiso

5 Rivermead, Pipers Way

Thatcham

RG19 4EP

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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

Nipro Europe

Hampshire , Zaventum 1930

UK

SO31 4RF

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

Xtra Med, Limited

Thorneycroft Farm, Neighbourway

Kettleshulme

SK23 7RG

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor/concessionaire is an SME

Yes

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: £24,400,000

Total contract value after the modifications

Value excluding VAT: £26,400,000