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Award

## **DAC 156/22 - DfI - DVA - Provision of Professional Medical Advisory Services relating to DVA License Applications**

Department for Infrastructure

F15: Voluntary ex ante transparency notice

Notice identifier: 2022/S 000-036266

Procurement identifier (OCID): ocids-h6vhtk-039378

Published 21 December 2022, 4:43pm

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

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

Department for Infrastructure

10-18 Adelaide St

BELFAST

BT2 8GB

#### **Email**

[SSDAdmin.CPD@finance-ni.gov.uk](mailto:SSDAdmin.CPD@finance-ni.gov.uk)

#### **Country**

United Kingdom

#### **Region code**

UK - United Kingdom

#### **Internet address(es)**

Main address

<https://etendersni.gov.uk/epps>

Buyer's address

<https://etendersni.gov.uk/epps>

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

Body governed by public law

#### **I.5) Main activity**

General public services

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## **Section II: Object**

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

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

DAC 156/22 - DfI - DVA - Provision of Professional Medical Advisory Services relating to DVA License Applications

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

- 85000000 - Health and social work services

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

Services

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

This DAC is to provide Occupational Health Services to the DVA, acting on behalf of the Department for Infrastructure.

As a result of reducing resources and additional work demands, OHS' specialist medical assessment service provider are currently experiencing difficulties in delivering the medical assessment service for driver assessments which they carry out for the Driver & Vehicle Agency (an Agency of the Department for Infrastructure).

These are urgent, critical services. The ability to procure these services to support will safeguard the delivery of fitness to drive medical assessments to the DVA.

#### **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: £4,200,000

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

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

NUTS codes

- UKN - Northern Ireland

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

This DAC is to provide Occupational Health Services to the DVA, acting on behalf of the Department for Infrastructure.

DVA are required to be satisfied that a driver meets the required medical fitness to drive standards as part of the licensing consideration. This may be done in-house by DVA staff who assess the information available, or by referring the case to the qualified medical officers who may be able to assess the case on the information provided, request further information or determine that a specialist medical assessment is required, in which case the driver is referred to the OHS' specialist medical assessment service provider. As a result of reducing resources and additional work demands, OHS' specialist medical assessment service provider are currently experiencing difficulties in delivering the medical assessment service for driver assessments which they carry out for the Driver & Vehicle Agency (an Agency of the Department for Infrastructure).

These are urgent, critical services. The ability to procure these services to support will safeguard the delivery of fitness to drive medical assessments to the DVA. There are capacity and capability issues in this sector, with competing demand for resources in both the private and public sector and the Department must act quickly to secure essential support. This DAC provides support for a period of up to 24 months. During this time DVA will continue to consider options and seek to implement a longer term solution to secure the provision of fitness to drive medical assessments. Services must be covered in the interim to cover statutory responsibilities. These are urgent, critical, citizen facing services. There is no option to do nothing and it is in the public interest to expedite the appointment of a contractor.

**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**

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 provider is an established and experienced occupational health service provider, and they have confirmed that they can deliver a range of occupational health services to assist the DVA. The ability to procure these services to support OHS activities will safeguard the delivery of critical, citizen facing services.

Approval is being sought to procure these services through a Direct Award Contract (DAC) as an interim

arrangement while longer term solutions are implemented.

Under Regulation 32 of PCR 2015 (as amended), there are derogations to award a contract to a single supplier where the supplies or services can only be supplied by a particular supplier. In this case specifically applying the derogation under Regulation 32(2)(c) whereby it is strictly necessary where, for reasons of extreme

urgency brought about by events unforeseeable by the contracting authority, the time limits for the open or restricted procedures or competitive procedures with negotiation cannot be complied with.

#### **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**

A contract/lot is awarded: Yes

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

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

21 December 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**

3fivetwo Healthcare

21 Old Channel Road

Belfast

BT3 9DE

Email

[info@3fivetwo.com](mailto:info@3fivetwo.com)

Country

United Kingdom

NUTS code

- UKN - Northern Ireland

Internet address

<https://www.3fivetwohealthcare.com/>

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: £4,200,000

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## **Section VI. Complementary information**

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

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

The UK does not have any special review body with responsibility for appeal/mediation procedures in public procurement competitions. Instead; any challenges are dealt with by the High Court, Commercial Division, to which proceedings may be issued regarding alleged breaches of the PCR 2015.

Belfast

Country

United Kingdom

#### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

The Public Contract Regulations 2015 (as amended) provide for aggrieved parties who have been harmed or are at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland). The authority incorporates a standstill period (i.e. a minimum of 10 calendar days) before this contract is awarded.