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Award

## **Electronic Patient Records System Contract Term Extension (VEAT Notification)**

Royal Devon University Healthcare NHS Foundation Trust

F15: Voluntary ex ante transparency notice

Notice identifier: 2024/S 000-039064

Procurement identifier (OCID): ocids-h6vhtk-04c22c

Published 4 December 2024, 1:31pm

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

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

Royal Devon University Healthcare NHS Foundation Trust

Barrack Road

EXETER

EX25DW

#### **Contact**

Denise Morton

#### **Email**

[denise.pottsmorton@nhs.net](mailto:denise.pottsmorton@nhs.net)

#### **Country**

United Kingdom

#### **Region code**

UKK43 - Devon CC

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

<https://www.royaldevon.nhs.uk/>

**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**

Electronic Patient Records System Contract Term Extension (VEAT Notification)

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

- 48180000 - Medical software package

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

Supplies

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

The Contracting Authority is not awarding a new contract. This VEAT notice is in respect of a proposed short term extension to the term of its contract for the provision of an electronic patient record system. See sections II.2.4 for further details.

#### **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: £6,783,000

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

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

- 48180000 - Medical software package

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

NUTS codes

- UKK - South West (England)

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

This is not a new contract opportunity, but rather a VEAT notice to inform the market that the Contracting Authority is seeking to extend the term of its existing contract for the

provision of an electronic patient records (EPR) system which was originally awarded to Epic Systems Corporation (Epic) in June 2018 following a competitive award process. The Contracting Authority is intending to share its existing EPR instance with Torbay and South Devon NHS Foundation Trust (TSD) and University Hospitals Plymouth NHS Trust (UHP).

The term of Contracting Authority's contract with Epic is being extended for a short period beyond the extension period set out in its contract so that it is co-terminus with the term of the TSD and UHP contracts with Epic in order that all 3 Trusts participating in the shared EPR instance can receive the services for the same term.

The term of the contract is being extended for a short term period of 19 to 20 months (subject to when signature of TSD's and UHP's contracts with Epic occur) beyond the extension period set out in the contract.

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

Options: No

#### **II.2.14) Additional information**

The Contracting Authority considers that the short term extension beyond the extension period detailed in the contract is permitted under Regulation 72(1)(b) of The Public Contracts Regulations 2015.

This is because Epic are already providing the overall solution which will be integrated with other systems, and because RDUH will be on a shared instance with TSD and UHP, it would not be feasible for another supplier to provide the EPR system, particularly for an extension that will be relatively short term. Adding another contractor to the mix would leave the solution and shared instance model open to disruption (which would not be acceptable due to the critical nature of the EPR solution which is ultimately vital for patient care). Further, it would not be possible for Epic to provide operational services to some but not all of the Trusts on the shared instance. In addition, the overall value of the short term extension will not exceed 50% of the value of the original contract.

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## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Type of procedure**

Negotiated without a prior call for competition

- Additional deliveries by the original supplier

Explanation:

This is a VEAT notice to extend the current contract beyond the extension period, previously published on:

Reference 2013/S 056-091960

Reference 2021/S 098-260095

Reference 2021/S 000-011301

Reference 2021-054520

#### **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**

References: 2013/S 056-091960, 2021/S 098-260095, 2021/S 000-011301, 2021-054520

A contract/lot is awarded: Yes

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

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

29 November 2024

#### **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**

Epic Systems Corporation

Wisconsin

USA 53711

Country

United States

NUTS code

- US - United States

Epic Systems Corporation

USA

The contractor/concessionaire is an SME

No

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

Initial estimated total value of the contract/lot/concession: £6,783,000

Total value of the contract/lot/concession: £6,783,000

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## **Section VI. Complementary information**

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

Please note this is a Voluntary Transparency Notice and this contract variation has not been signed yet. Subject to (i) the Contracting Authority receiving no notice during the 10 day standstill period of any intention to legally challenge the award process; (ii) the Contracting Authority, TSD and UHP receiving necessary internal and external approvals; and (iii) when signature of TSD and UHP's contracts with Epic occurs, the Contracting Authority aims to execute the contract variation following the standstill period.

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

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

The High Court of England and Wales

7 Rolls Building, Fetter Lane,

London

EC4A 1NL

Country

United Kingdom