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Contract

## **Anaesthetic Gases (Sevoflurane & Isoflurane)**

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

F03: Contract award notice

Notice identifier: 2024/S 000-040105

Procurement identifier (OCID): ocds-h6vhtk-04967d

Published 12 December 2024, 2:34pm

### **Section I: Contracting authority**

#### **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**

Siobhan Ramage

#### **Email**

[siobhan.ramage@nhs.scot](mailto:siobhan.ramage@nhs.scot)

#### **Telephone**

+44 1698794547

**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](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

**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**

Anaesthetic Gases (Sevoflurane & Isoflurane)

Reference number

NP37724

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

- 33600000 - Pharmaceutical products

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

Supplies

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

Supply of Anaesthetic Gases (Sevoflurane & Isoflurane) to NHS Scotland.

#### **II.1.6) Information about lots**

This contract is divided into lots: Yes

#### **II.1.7) Total value of the procurement (excluding VAT)**

Value excluding VAT: £4,056,000

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

#### **II.2.1) Title**

Sevoflurane Inhalational Anaesthetic, 250ml (including loan of vaporisers)

Lot No

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

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Service (Scotland) Act 1978, and any Integrated Joint Boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

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

The Framework Agreement is for the supply of Sevoflurane Inhalational Anaesthetic, 250ml to NHS Scotland, including the loan of vaporisers for the administration of Sevoflurane for the duration of the Framework Agreement.

The Authority intends to award this Lot as a Ranked multi-supplier framework per product line.

Full details of goods and volumes can be found within the ITT documents.

## **II.2.5) Award criteria**

Quality criterion - Name: Servicing & Support / Weighting: 12.5%

Quality criterion - Name: Sustainability / Weighting: 10%

Quality criterion - Name: Equivalence of Vaporisers / Weighting: 7.5%

Quality criterion - Name: Closed Systems / Weighting: 2.5%

Quality criterion - Name: Provision of New Equipment / Weighting: 7.5%

Price - Weighting: 60

## **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) Description**

### **II.2.1) Title**

Sevoflurane Inhalational Anaesthetic, 250ml, (bottle only)

Lot No

2

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

- 33600000 - Pharmaceutical products

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

NUTS codes

- UK - United Kingdom

Main site or place of performance

All entities constituted pursuant to the National Health Service (Scotland) Act 1978, and any integrated joint

boards established pursuant to the new Public Bodies (Joint Working) Scotland Act 2014.

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

The Framework Agreement is for the supply of Sevoflurane Inhalational Anaesthetic, 250ml to NHS Scotland, for the duration of the Framework Agreement.

It is envisaged that a maximum of three (3) suppliers will be awarded to the Framework Agreement.

This Lot does not include a requirement for the provision of loaned vaporisers.

Full details of goods and volumes can be found within the ITT documents.

### **II.2.5) Award criteria**

Quality criterion - Name: Sustainability / Weighting: 10%

Quality criterion - Name: Closed Systems / Weighting: 2.5%

Price - Weighting: 87.5%

### **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) Description**

### **II.2.1) Title**

Isoflurane Inhalational Anaesthetic, 250ml (bottle only)

Lot No

3

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

- 33600000 - Pharmaceutical products

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

NUTS codes

- UKM - Scotland

Main site or place of performance

All entities constituted pursuant to the National Health Service (Scotland) Act 1978, and any Integrated Joint Boards established pursuant

to the new Public Bodies (Joint Working) Scotland Act 2014.

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

Supply of Isoflurane Inhalational Anaesthetic, 250ml (bottle only) to NHS Scotland, for the duration of the Framework Agreement.

The Authority intends to award this framework as a single-supplier framework per product line.

Full details of goods and volumes can be found within the ITT documents

#### **II.2.5) Award criteria**

Quality criterion - Name: Sustainability / Weighting: 10%

Quality criterion - Name: Logistics / Weighting: 5%

Price - Weighting: 85%

#### **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**

Open procedure

#### **IV.1.3) Information about a framework agreement or a dynamic purchasing system**

The procurement involves the establishment of a framework agreement

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

The procurement is covered by the Government Procurement Agreement: Yes

### **IV.2) Administrative information**

#### **IV.2.1) Previous publication concerning this procedure**

Notice number: [2024/S 000-027648](#)



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## **Section V. Award of contract**

### **Lot No**

2

### **Title**

Sevoflurane Inhalational Anaesthetic, 250ml, (bottle only)

A contract/lot is awarded: Yes

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

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

2 December 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 3

Number of tenders received from SMEs: 1

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 3

Number of tenders received by electronic means: 3

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

AbbVie Ltd

Abbvie House, Vanwall Business Park

M Maidenhead

SL6 4UB

Telephone

+44 7775116875

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

### **V.2.3) Name and address of the contractor**

Baxter Healthcare Ltd

Wallingford Road, Compton,

Newbury, Berkshire

RG20 7QW

Telephone

+44 1635206000

Fax

+44 8002798490

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Piramal Critical Care Ltd

Suite 4, Ground Floor, Heathrow Boulevard, 280 Bath Road

West Drayton,

UB7 ODQ

Telephone

+44 7741026693

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Total value of the contract/lot: £268,800

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## **Section V. Award of contract**

### **Lot No**

3

### **Title**

Isoflurane Inhalational Anaesthetic, 250ml (bottle only)

A contract/lot is awarded: Yes

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

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

2 December 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 2

Number of tenders received from SMEs: 1

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 2

Number of tenders received by electronic means: 2

The contract has been awarded to a group of economic operators: No

#### **V.2.3) Name and address of the contractor**

Piramal Critical Care Ltd

Suite 4, Ground Floor, Heathrow Boulevard, 280 Bath Road

West Drayton,

UB7 ODQ

Telephone

+44 7741026693

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Total value of the contract/lot: £52,200

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## **Section V. Award of contract**

### **Lot No**

1

### **Title**

Sevoflurane Inhalational Anaesthetic, 250ml (including loan of vaporisers)

A contract/lot is awarded: Yes

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

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

2 December 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 3

Number of tenders received from SMEs: 1

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 3

Number of tenders received by electronic means: 3

The contract has been awarded to a group of economic operators: Yes

#### **V.2.3) Name and address of the contractor**

AbbVie Ltd

Abbvie House, Vanwall Business Park

M Maidenhead

SL6 4UB

Telephone

+44 7775116875

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

### **V.2.3) Name and address of the contractor**

Baxter Healthcare Ltd

Wallingford Road, Compton,

Newbury, Berkshire

RG20 7QW

Telephone

+44 1635206000

Fax

+44 8002798490

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

No

**V.2.3) Name and address of the contractor**

Piramal Critical Care Ltd

Suite 4, Ground Floor, Heathrow Boulevard, 280 Bath Road

West Drayton,

UB7 ODQ

Telephone

+44 7741026693

Country

United Kingdom

NUTS code

- UKM - Scotland

The contractor is an SME

Yes

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

Total value of the contract/lot: £3,735,000



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## **Section VI. Complementary information**

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

The estimated value(s) referred to in Section II.1.7 and within all Lots cover(s) the forty-eight (48) month contract duration and the twelve (12) month extension period of the framework agreement.

(SC Ref:782280)

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

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

Sheriff Court House

27 Chambers Street

Edinburgh

EH1 1LB

Email

[edinburgh@scotcourts.gov.uk](mailto:edinburgh@scotcourts.gov.uk)

Telephone

+44 1312252525

Country

United Kingdom

Internet address

<https://scotcourts.gov.uk/the-courts/sheriff-court/about-sheriff-courts>

#### **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.

The bringing of court proceedings against the Authority after the Framework Agreement has been entered into will not affect the

Framework Agreement unless grounds for the imposition of special penalties under the Public Contracts (Scotland) Regulations 2015 can

be established. Otherwise, the remedies that may be awarded by the courts where the Framework Agreement has been entered into are

limited to the award of damages.