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Tender

## **Provision of Orthodontics Services for Birmingham and Walsall (2 Lots)**

NHS Birmingham and Solihull Integrated Care Board  
NHS Black Country Integrated Care Board

F02: Contract notice

Notice identifier: 2024/S 000-040366

Procurement identifier (OCID): ocds-h6vhtk-04b6ba

Published 16 December 2024, 8:36am

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

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

NHS Birmingham and Solihull Integrated Care Board

First Floor Wesleyan Colmore Circus Queensway

Birmingham

B4 6AR

#### **Contact**

Claire Pickard

#### **Email**

[claire.pickard@nhs.net](mailto:claire.pickard@nhs.net)

#### **Country**

United Kingdom

**Region code**

UKG31 - Birmingham

**Internet address(es)**

Main address

<https://www.birminghamsolihull.icb.nhs.uk/>

Buyer's address

<https://www.birminghamsolihull.icb.nhs.uk/>

**I.1) Name and addresses**

NHS Black Country Integrated Care Board

Civic Centre, St Peters Square

Wolverhampton

WV1 1SH

**Email**

[claire.pickard@nhs.net](mailto:claire.pickard@nhs.net)

**Country**

United Kingdom

**Region code**

UKG38 - Walsall

**Internet address(es)**

Main address

<https://www.blackcountry.icb.nhs.uk>

Buyer's address

<https://www.blackcountry.icb.nhs.uk>

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

The contract involves joint procurement

In the case of joint procurement involving different countries, state applicable national procurement law

UK

## **I.3) Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://health-family.force.com/s/Welcome>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://health-family.force.com/s/Welcome>

Tenders or requests to participate must be submitted to the above-mentioned address

Electronic communication requires the use of tools and devices that are not generally available. Unrestricted and full direct access to these tools and devices is possible, free of charge, at

<https://health-family.force.com/s/Welcome>

## **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**

Provision of Orthodontics Services for Birmingham and Walsall (2 Lots)

Reference number

AG22007

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

- 85130000 - Dental practice and related services

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

Services

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

NHS Arden & Greater East Midlands Commissioning Support Unit (AGEM CSU) wish to inform the market of an opportunity to provide Orthodontics Services on behalf of the Commissioners;

For Lot 1: Birmingham

NHS Birmingham and Solihull Integrated Care Board, Alpha Tower, 8th Floor, Suffolk Street Queensway, Birmingham, B1 1TT

For Lot 2: Walsall

NHS Black Country Integrated Care Board, Civic Centre St. Peter's Square, Wolverhampton, WV1 1SH

Orthodontics is the dental specialty concerned with facial growth, development of the dentition and occlusion, and the assessment, diagnosis, interception and treatment of malocclusions and facial irregularities.

Orthodontic treatment must only be undertaken in situations where it is believed to be in the patient's best interests in terms of their oral health and/ or psychosocial wellbeing. In all situations, the clinical advantages and long-term benefits of Orthodontic treatment must justify such treatment and outweigh any detrimental effects. The overall aim is to provide equitable, accessible, high quality and cost effective specialist Orthodontic Service in line with the National Guide for Commissioning Orthodontics, 2015 and NHS Personal Dental Service Agreement 2023 (see Document 4 published with this tender)

and any subsequent revisions.

The service will deliver orthodontic treatment to those patients that have been referred for assessment and subsequently accepted for Orthodontic treatment prior to them reaching the age of 18 years old with an Index of Orthodontic Treatment Need (IOTN) as defined Part 9, (144) of the NHS Personal Dental Service Agreement (currently Dental Health Component 3 Aesthetic Component 6 or above). The service is aimed at those patients who require orthodontic procedures, defined in Section 1.5, that are not expected to be within the remit of general dental practitioners or hospital services. Care for adults (aged 18 years and over) will not normally be carried out except in exceptional circumstances (e.g. orthognathic and/or complex shared cases), and only with the prior agreement of the Commissioner in writing. The exceptional circumstances must be documented in the patient record.

The Preferred Provider must treat all eligible patients and not discriminate in any manner contrary to the relevant regulations. There are no geographical boundaries. The patient must be under regular continuing care of a General Dental Practitioner.

The contract duration for each individual lot is for 10 years with the option to extend for 2 further 5-year periods (maximum contract duration of 20 years). A separate Personal Dental Services (PDS) Agreement will be established with the preferred provider for each Lot.

Following a mobilisation period, the 2 sperate PDS Agreements are expected to start no later than 1st February 2026 and run until 31st January 2036 with an option for the commissioner to extend for a further 2 x 5 year periods until 31st January 2046.

### **II.1.5) Estimated total value**

Value excluding VAT: £37,383,840

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

This contract is divided into lots: Yes

Tenders may be submitted for all lots

## **II.2) Description**

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

Lot 1: Birmingham

Lot No

1

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

- 85130000 - Dental practice and related services

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

NUTS codes

- UKG31 - Birmingham

Main site or place of performance

The Commissioner is not providing premises nor proposing specific premises where the services are to be delivered from; however, all proposed premises **MUST BE** located within 1 mile radius of B8 3HU (Alum Rock Road in the ward of Alum Rock).

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

The contract is expected to start no later than 1st February 2026 and run until 31st January 2036 (10 year duration and total value of £9,126,500) with an option for the commissioner to extend for 2 further 5-year periods until 31st January 2046. (20 year duration and total value of £18,253,000)

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

### **II.2.6) Estimated value**

Value excluding VAT: £18,253,000

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

Start date

1 February 2026

End date

31 January 2046

This contract is subject to renewal

No

#### **II.2.10) Information about variants**

Variants will be accepted: No

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

Options: Yes

Description of options

Option for the commissioner to extend for 2 further 5-year periods

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

This is a Provider Selection Regime(PSR) Contract Notice. The awarding of this contract is subject to the HealthCare Services (Provider Selection Regime) Regulations 2023. For the avoidance of doubt, the provisions of the Public Contracts Regulations 2015 do not apply to this award.

The Contracting Authority will be using an eTendering system for this procurement exercise.

Further information and the Competitive Process documentation can be found via the 'Live Opportunities' list on the e-tendering system at the following link:

<https://health-family-contract-search.secure.force.com/?searchtype=Projects>

You can also register your interest via this page. You can search for the opportunity by entering the following contract reference: C321589: COMP: Provision of Orthodontics Services for Birmingham and Walsall.

Neither the publication of this notice nor the employment of any particular terminology nor any other indication shall be taken to mean that the Contracting Authority intends to hold itself bound by any of the Regulations.

Please see published Competitive Process procurement documentation for further details.

## **II.2) Description**

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

Lot 2: Walsall

Lot No

2

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

- 85130000 - Dental practice and related services

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

NUTS codes

- UKG38 - Walsall

Main site or place of performance

The Commissioner is not providing premises nor proposing specific premises where the services are to be delivered from; however, all proposed premises MUST BE located within 0.5 mile radius of WS1 1NG (St Matthews Ward).

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

The contract is expected to start no later than 1st February 2026 and run until 31st January 2036 (10 year duration and total value of £9,565,420) with an option for the commissioner to extend for 2 further 5-year periods until 31st January 2046. (20 year duration and total value of £19,130,840)

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

### **II.2.6) Estimated value**

Value excluding VAT: £19,130,840

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

Start date

1 February 2026

End date

31 January 2046

This contract is subject to renewal

No

#### **II.2.10) Information about variants**

Variants will be accepted: No

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

Options: Yes

Description of options

Option for the commissioner to extend for 2 further 5-year periods

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

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## **Section III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **III.1.2) Economic and financial standing**

Selection criteria as stated in the procurement documents

#### **III.1.3) Technical and professional ability**

Selection criteria as stated in the procurement documents

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## **Section IV. Procedure**

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

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

Open procedure

#### **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 000-036976](#)

#### **IV.2.2) Time limit for receipt of tenders or requests to participate**

Date

10 January 2025

Local time

12:00pm

**IV.2.4) Languages in which tenders or requests to participate may be submitted**

English

**IV.2.6) Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 4 (from the date stated for receipt of tender)

**IV.2.7) Conditions for opening of tenders**

Date

10 January 2025

Local time

12:00pm

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**Section VI. Complementary information**

**VI.1) Information about recurrence**

This is a recurrent procurement: No

**VI.3) Additional information**

This Competitive process will be split into two stages.

The first stage will be based on the Basic Selection Criteria and only providers who pass stage one (1) will be invited to take part in stage two (2) which will be based on Key Criteria in accordance with the Provider Selection Regime.

The Basic Selection Questions are scored on a pass/fail basis, and the award criteria for the Key Criteria Questions are scored on a combination of pass/fail and a 0-5 scoring mechanism, as described below.

Key Criteria 1: Quality and Innovation: 38.00%

Key Criteria 2: Value: 14.00%

Key Criteria 3: Integration, Collaboration and Services Sustainability: 11.00%

Key Criteria 4: Improving Access, Reducing Health Inequalities and Facilitating Choice:  
21.00%

Key Criteria 5: Social Value: 16.00%

The evaluation steps for Stage One Basic Selection Criteria are as follows;

Step 1: Preliminary compliance review

Step 2: Evaluation of the Basic Selection Criteria responses (Sections A – L)

Step 2a: Moderation of the Basic Selection Criteria responses (Sections A – L)

Step 2b: Clarification (if required, at Commissioners discretion)

Step 2c: Re-moderation (if required)

Step 2d: Provider notification of evaluation outcome

Note only providers who have been notified that they have passed Stage One will be invited to participate in Stage Two.

The evaluation steps for Stage Two Key Criteria are as follows;

Step 1: Preliminary compliance review

Step 2: Evaluation of responses to the Pass/Fail Key Criteria Questions (2.01, 3.03 & 3.04)

Step 2a: Moderation of the Pass/Fail Key Criteria responses (2.01, 3.03 & 3.04)

Step 2b: Clarification (if required, at Commissioners discretion)

Step 2c: Re-moderation (if required)

Step 3: Evaluation of responses to the Scored Key Criteria Questions (Excluding 2.01, 3.03 & 3.04)

Step 3a: Moderation of the Scored Key Criteria responses (Excluding 2.01, 3.03 & 3.04)

Step 3b: Clarification (if required, at Commissioners discretion)

Step 3c: Re-moderation (if required)

Step 4: Provider Notification of Evaluation Outcome

The indicative timeline for the procurement is as follows (please note this is subject to change at the Commissioners discretion):

Stage One Basic Selection Criteria Period: 16th December 2024 - 10th January 2025

Stage Two Key Selection Criteria Period: 19th February - 14th March 2025

Contract Award: January 2026

Mobilisation: 14th July 2025 - 30th January 2026

This is a Provider Selection Regime(PSR) Contract Notice. The awarding of this contract is subject to the HealthCare Services (Provider Selection Regime) Regulations 2023. For the avoidance of doubt, the provisions of the Public Contracts Regulations 2015 do not apply to this award.

The Contracting Authority will be using an eTendering system for this procurement exercise.

Further information and the Competitive Process documentation can be found via the 'Live Opportunities' list on the e-tendering system at the following link:

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You can also register your interest via this page. You can search for the opportunity by entering the following contract reference: C321589: COMP: Provision of Orthodontics Services for Birmingham and Walsall (2 Lots)

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Please see published Competitive Process procurement documentation for further details.

The deadline for Stage 1 submissions is 12:00pm (Mid-day) on Friday 10th January 2025. Further Stage 2 deadlines are articulated in Document 1 located in the documents folder on the Atamis portal.

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

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

High Court

The Strand

London

WC2A 2LL

Country

United Kingdom

### **VI.4.2) Body responsible for mediation procedures**

NHS Arden and GEM CSU

St John's House, East Street

Leicester

LE1 6NB

Country

United Kingdom

Internet address

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

**VI.4.4) Service from which information about the review procedure may be obtained**

NHS Arden and GEM CSU

St John's House, East Street

Leicester

LE1 6NB

Country

United Kingdom

Internet address

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