

## Appendix 1

### National Microbiology Framework Agreement Order Form

PHE\_Scientific \_Purchase of Anaerobic Workstations

#### FROM

<b>Authority:</b>	<b>The Secretary of State for Health and Social Care acting as part of the Crown through Public Health England (including its successors) of 133-155 Waterloo Road, London, SE1 8UG (the "Authority")</b>
<b>Invoice address:</b>	Post: PHE Accounts Payable Team Financial Accounting Services PHE Porton Down, Manor Farm Road Salisbury, Wiltshire SP4 0JG Email: [REDACTED]
<b>Contract Manager:</b>	Name: [REDACTED] Phone: [REDACTED] E-mail: [REDACTED]
<b>Secondary Contact: e.g. business operational contact, project manager</b>	Name: [REDACTED] Phone: [REDACTED] E-mail: [REDACTED]  Name: [REDACTED] Phone: [REDACTED] E-mail: [REDACTED]
<b>Procurement lead</b>	Name: [REDACTED] Phone: [REDACTED] E-mail: [REDACTED]
<b>Name and address for notices:</b>	Name: [REDACTED] Address: [REDACTED] Email: [REDACTED]
<b>Internal reference (if applicable):</b>	Project_6338 (Ecm_8386)

TO

<b>Supplier:</b>	Don Whitley Scientific Limited
<b>Contract Manager:</b>	Name: [REDACTED] Phone: [REDACTED] E-mail: [REDACTED]
<b>Secondary Contact:</b>	Name: [REDACTED] Phone: [REDACTED] E-mail: [REDACTED]
<b>Account Manager:</b>	Name: [REDACTED] Phone: [REDACTED] E-mail: [REDACTED]
<b>Name and address for notices:</b>	Name: [REDACTED] Address: Don Whitley Scientific Limited, Victoria Works, Victoria Street Bingley West Yorkshire, BD16 2NH

### **Applicable terms and conditions**

The following terms and conditions are applicable to the Contract for this Order:

Appendix A	Call-off Terms and Conditions for the Supply of Goods and the Provision of Services	Applicable to this Contract
Appendix B	Optional Additional Call-off Terms and Conditions for Installation and Commissioning Services	<input type="checkbox"/> (only applicable if this box is checked)
Appendix C	Optional Additional Call-off Terms and Conditions for Maintenance Services	<input type="checkbox"/> (only applicable if this box is checked)
Appendix D	Optional Additional Call-off Terms and Conditions for Bespoke Research, Development and Manufacturing Requirements	<input type="checkbox"/> (only applicable if this box is checked and to the extent the applicable terms are included in Annex A (Order Specific Key Provisions))
Appendix E	Optional Additional Call-off Terms and Conditions for Reagent Rental	<input type="checkbox"/> (only applicable if this box is checked)
Appendix F	Optional Additional Call-off Terms and Conditions for Managed Equipment Services	<input type="checkbox"/> (only applicable if this box is checked)
Appendix G	Optional Additional Call-off Terms and Conditions for Clinical Laboratory Diagnostic Testing Services	<input type="checkbox"/> (only applicable if this box is checked and to the extent the applicable terms are included in Annex A (Order Specific Key Provisions))
Appendix H	Further Optional Additional Call-off Terms and Conditions	
	Each of the following clauses in Appendix H is only applicable to this Contract if the relevant box is checked:	
	1. TUPE applies at the commencement of the provision of Services	<input type="checkbox"/>
	2. TUPE on exit	<input type="checkbox"/>
	3. Different levels and/or types of insurance	<input type="checkbox"/>
	4. Induction training for Services	<input type="checkbox"/>
	5. Further Authority obligations	<input type="checkbox"/>
		(only applicable if one or more boxes are checked)

	6. Assignment of Intellectual Property Rights in deliverables, materials and outputs of the Services	<input type="checkbox"/>	
	7. Inclusion of a Change Control Process	<input type="checkbox"/>	
	8. Authority step-in rights	<input type="checkbox"/>	
	9. Guarantee	<input type="checkbox"/>	
	10. Termination for convenience	<input type="checkbox"/>	
	11. Pre-Acquisition Questionnaire	<input type="checkbox"/>	
	12. Time of the essence (Goods)	<input type="checkbox"/>	
	13. Time of the essence (Services)	<input type="checkbox"/>	
	14. Specific time periods for inspection	<input type="checkbox"/>	
	15. Specific time periods for rights and remedies under Clause 3.6 of Schedule 2 of Appendix A	<input type="checkbox"/>	
	16. Right to terminate following a specified number of material breaches	<input type="checkbox"/>	
	17. Expert Determination	<input type="checkbox"/>	
	18. Consigned Goods	<input type="checkbox"/>	
	19. Improving visibility of Sub-contract opportunities available to Small and Medium Size Enterprises and Voluntary, Community and Social Enterprises	<input type="checkbox"/>	
	20. Management Charges and Information	<input type="checkbox"/>	
21. COVID-19 related enhanced business continuity provisions	<input type="checkbox"/>		
22. Buffer stock requirements	<input type="checkbox"/>		
	23. Modern slavery	<input type="checkbox"/>	
The additional Order Specific Key Provisions set out at Annex A (Order Specific Key Provisions) to this Order Form shall also apply to this Contract.			<input type="checkbox"/> (only applicable if this box is checked)



## 1. CONTRACT DETAILS

**(1.1) Commencement Date:** 15<sup>th</sup> June 2021

**(1.2) Services Commencement Date (if applicable):**

**(1.3) Contract Price ((i) breakdown and (ii) payment profile):**

£300,000 ex VAT. Initial PO will be raised for £98,818.31 to purchase [REDACTED] workstations.

**(1.4) Term of Contract:** 1 year

**(1.5) Term extension options:** N/A

## 2. GOODS AND/OR SERVICES REQUIREMENTS

**(2.1) Description of the Goods / Services:** Purchase of Anaerobic Workstations.

Full details of the initial orders in Annex B and C as per the quotes reference nos: [REDACTED] [REDACTED] (excluding any supplier terms and conditions referred to therein. These quotations refer to initial orders. Additional supplies can be called off this contract provided that the total value of the contract is no more than £300,000 (exc VAT)

**(2.2) Premises and Location(s) at which the Goods / Services are to be delivered / provided:**

Equipments will be delivered to different locations as specified in Purchase orders.

**(2.3) Key personnel of the Supplier to be involved in the Goods / Services:** Paul Harrison

**(2.4) Performance standards:**

As agreed between the Supplier and PHE.

**(2.5) Quality standards:**

As agreed between the supplier and PHE.

**(2.6) Contract monitoring arrangements:**

**(2.7) Management information and meetings:**



### 3. CONFIDENTIAL INFORMATION (if applicable)

(3.1) The following information shall be deemed Confidential Information: N/A

(3.2) Duration that the information shall be deemed Confidential Information: N/A

### 4. DATA PROCESSING (if applicable)

(4.1) Personal Data to be processed by the Supplier:  
In accordance with the Data Protection Protocol.

### 5. LEASE / LICENSE (if applicable)

(5.1) The Authority is granting the following lease or licence to the Supplier: N/A

*[Relevant details to be inserted or state "Not applicable"]*

Signature:

Signature:

For and on behalf of the Authority

Name:

Job title:

Date: 15<sup>th</sup> June 2021

For and on behalf of the Supplier

Name:

Job title:

Date: 14 /6/2021

## Annex A

### Order Specific Key Provisions

#### 1. **Introduction**

- 1.1 This Annex A includes any supplemental requirements and any other relevant details, information, provisions and terms, forming part of this Order Form, as envisaged by the Framework Agreement, the Ordering Procedure, the other parts of this Order Form, the Call-Off Term and Conditions for the Supply of Goods and the Provision of Services and/or as required by the Authority (as applicable to this Contract and to the extent not addressed elsewhere as part of this Order Form). For the avoidance of doubt, any further annexes, appendices, schedules or other documents referred to in this Annex A shall be deemed part of this Annex A and part of this Order Form. *[Insert further sections as required for the purposes of the specific Order]*

Annex B

### Quotation for the Supply of a Whitley A95 TG Anaerobic Workstation

Code No	Item	Qty	List Price £	Discount %	Price £
A07600	<p><b>Whitley A95TG Anaerobic Workstation – 230V/50Hz</b> Economic to run on 3 separate gases (N2, H2 and CO2).</p> <p>The Whitley A95 TG workstation has been created to enable both research and clinical scientists to carry out sample manipulation and incubation within a secure anaerobic environment.</p> <p>Both the working and storage areas of the chamber are temperature controlled with an impressively low temperature gradient throughout. This allows the full internal chamber volume to be used for incubation if desired (maximum 1080 plates)</p> <p><b><u>Whitley A95 TG Anaerobic Workstation key features:</u></b></p> <ul style="list-style-type: none"> <li>- Runs on separate cylinders of N2, H2 and CO2 to provide the most cost-effective anaerobic conditions.</li> <li>- Touch screen interface for ease of use and for visual display of parameters such as temperature, humidity, and airlock cycle status.</li> <li>- Ethernet-enabled for remote access to touch screen.</li> <li>- Alarms and status notices displayed clearly on touch screen.</li> <li>- Multifunctional oval porthole system (2 users).</li> <li>- Patented oval glove ports to allow bare hand or gloved operation and maximum comfort in use.</li> <li>- Each port acts as a mini airlock to transfer up to 10 x 90mm Petri dishes.</li> <li>- Control temperature between 5°C above ambient &amp; 45°C.</li> <li>- Automated de-humidification system.</li> <li>- Internal shelf extending to the full length of the workstation.</li> <li>- Event Log lists events showing the date and time they occurred. The event log retains information for 31 days (can be downloaded if either the Data Logging option A07200 or the optional Anaerobic Conditions Monitor A07201 are purchased).</li> <li>- Spare Cable Gland to accept 3 – 7mm diameter cable end.</li> </ul> <p><b><u>Whitley Airlock Module key features:</u></b></p> <ul style="list-style-type: none"> <li>- Fastest automated transfer time possible without compromising workstation conditions.</li> <li>- Nitrogen gas flushing.</li> <li>- 30 Litre airlock.</li> <li>- Tray for easy sample transfer.</li> <li>- In excess of 100 x 90mm plate capacity &amp; space for sundries.</li> </ul>				





Code No	Item	Qty	List Price £	Discount %	Price £
	<p><b>Specification Details:</b></p> <p><b>Supplied with:</b> 2 x Anotox™ Sachet, 2 x Catalyst Recharge, 2 x Sachet Cradle, 2 x Stainless Steel Catalyst Holder, 2 x Sleeve Kit (A02820), 4 x Glove Retaining 'O' Ring, 1 x Evaporator, 2 x Transfer Tray (A02490), 40 x 10 Plate Petri Dish Holder (A02534), 9 x 30 Plate Petri Dish Holder (A00210) and assorted components for connecting the Workstation to the required gas and mains supplies.</p> <p><b>User Spares Supplied:</b> 1 x Whitley A95 User Manual, 2 x Anotox™ Sachet, 2 x Catalyst Recharge, 1 x Drylube Lubricating Powder (for sleeves), 1 x Fuse Set, 1 x Evaporator and 2 x pair of Wrist Seals (A02821).</p>				
A06106	<p><b>Double Internal Power Socket – One Amp maximum</b></p> <p>Up to 2 x Double Internal Power Sockets may be incorporated. Sited in top left of incubation area.</p>				
A07215	<p><b>Spotlight Assembly (Right Hand Side)</b></p> <p>Operated from a switch inside the workstation. The location of the spotlight means that this product cannot be fitted together with a Humidification System.</p>				
A03125	<p><b>Single Plate Entry System (Original 9cm Letterbox)</b></p> <p>1 x 10 cm letterbox located between ports. Up to 2 x Single Plate Entry Systems can be incorporated. Located between the right hand pair of port holes.</p>				
A07227	<p><b>Catalyst Monitoring System</b></p> <p>Overnight test to check status of the catalyst. 'Green' signifies the catalyst is working correctly; 'amber' signifies the catalyst performance is reduced; and 'red' signifies that the catalyst should be changed to maintain good anaerobic conditions.</p> <p><b>ALREADY INCLUDED IN ANAEROBIC CONDITIONS MONITOR (A07201/A07212)</b></p>				
A07217	<p><b>A95 Workstation Trolley</b></p> <p>A flat-pack purpose designed tubular steel trolley of welded construction with white powder-coated finish, equipped with heavy-duty castors for ease of mobility and access during installation and servicing.</p>				
L00040	<p><b>Temperature Mapping</b></p> <p>Using 12 sensors including calibration of the temperature probe. UKAS calibration certificate will be issued. This is only available as a test conducted in our factory, prior to equipment despatch.</p>				
L00020	<p><b>1 Year Service Contract for A95TG</b></p> <p>£3,790.00, Less 10% PHE Discount, Less 15% Multiuser Discount = £2,899.35</p>				
L00050	<p><b>Single Point Calibration for Workstation with certification included.</b></p> <p><i>(This will be carried out in conjunction with a service)</i></p>				



Code No	Item	Qty	List Price £	Discount %	Price £
A08000	<b>'An Introduction to Clinical Anaerobic Microbiology'</b> A practical reference guide to help isolate and identify 12 commonly occurring clinically important anaerobic bacteria.	1	00.00		
	<b>Delivery, Installation and Warranty</b> <ul style="list-style-type: none"><li>- Delivery and installation by a DWS Service Engineer.</li><li>- All necessary on-site user training and any future training.</li><li>- Fully Comprehensive 12 Months Warranty.</li><li>- A visit by a DWS Service Engineer during the warranty period to service and check the operation of the instrument/s fit any necessary consumables from the service pack and offer additional user training if required.</li></ul> For the products detailed in this quotation we offer a lifetime warranty in the event of any DWS manufactured goods being defective as a result of DWS faulty design or workmanship.	1	00.00		
NET					
VAT					
TOTAL					

## Annex C

Quotation for the Supply of a Whitley A45 Anaerobic Workstation					
Code No	Item	Qty	Price £	Discount %	Price £
A07520	<p><b>Whitley A45 Anaerobic Workstation with Oval Ports and Sleeves on a Removable Front</b></p> <p><u>Key features:</u></p> <ul style="list-style-type: none"> <li>- Removable Front with Oval Ports and Sleeves. Permits thorough cleaning and sanitizing between experiments. Enables the user to introduce or remove items of equipment or bulk quantities of samples quickly and easily.</li> <li>- 1 Instant Access Port.</li> <li>- 2 x Oval portholes (on removable front) to allow bare hand or gloved operation and maximum comfort in use during extended working periods.</li> <li>- Touch screen interface allows simultaneous monitoring of all parameters.</li> <li>- Ethernet-enabled for remote access to touch screen.</li> <li>- Unique sleeveless glove port (patented).</li> <li>- Integral 12-litre airlock provides transfer of up to 40 plates to and from the workstation in 60 seconds.</li> <li>- Single button operated internal airlock door.</li> <li>- Incubation area of 1295 x 430 x 400mm.</li> <li>- Internal full length shelf (short shelf available instead of full shelf on request).</li> <li>- Dual gas operation.</li> <li>- Alarms and status notices displayed clearly on touch screen.</li> <li>- Automated de-humidification system.</li> <li>- LED Illumination.</li> <li>- Control temperature between 5°C above ambient &amp; 45°C.</li> <li>- Event Log lists events showing the date and time they occurred. The event log retains information for 31 days (can be downloaded if either the Data Logging option A07200 or the optional Anaerobic Conditions Monitor A07201 are purchased).</li> </ul> <p><u>Specification Details:</u></p> <p><b>Supplied with:</b> 2 x Anotox™ Sachet, 4 x Anotox/Catalyst Cradle, 2 x Tube of Catalyst, 2 x Refillable Catalyst Canister, 1 x Sleeve Kit (A02820), 2 x Glove Retaining 'O' Ring, Evaporator, 30 x 10 Plate Petri dish holder, 2 x Airlock Tray, Pushrod, and assorted components for connecting the Workstation to the required mains and gas supplies.</p> <p><b>User Spares supplied:</b> User Manual, Drylube Lubricating Powder, Fuse Set, Evaporator.</p>				



Code No	Item	Qty	Price £	Discount %	Price £
L00040	<b>Temperature Mapping</b> Using 12 sensors including calibration of the temperature probe. UKAS calibration certificate will be issued. This is only available as a test conducted in our factory, prior to equipment despatch.				
A06103	<b>15 cm Letterbox</b> Ideal for quickly introducing Petri dishes and small items. The letterbox is positioned on the left hand side of the chamber. Allow an additional 200mm working clearance if this option is fitted. <b>Factory fitted only (for Retro-Fit details contact DWS).</b>				
A07201	<b>Anaerobic Conditions Monitor (Includes A07200 Data Logging and A07227 Catalyst Monitoring System)</b> FACTORY FIT ONLY Electronic system allowing real time anaerobic conditions to be displayed using coloured segments - green, yellow or red - depending upon the level of oxygen present. Data can be downloaded for further analysis. <b>Cost includes Overnight Catalyst Monitor and Data Logging of Temperature, Pressure and Humidity. The information from the Event Log can also be downloaded.</b>				
A08000	<b>'An Introduction to Clinical Anaerobic Microbiology'</b> A practical reference guide to help isolate and identify 12 commonly occurring clinically important anaerobic bacteria.	1	00.00	NA	00.00
	<b>Delivery, Installation and Warranty</b> <ul style="list-style-type: none"> <li>- Delivery and installation by a DWS Service Engineer.</li> <li>- All necessary on-site user training and any future training.</li> <li>- Fully Comprehensive 12 Months Warranty.</li> <li>- A visit by a DWS Service Engineer during the warranty period to service and check the operation of the instrument/s fit any necessary consumables from the service pack and offer additional user training if required.</li> </ul> For the products detailed in this quotation we offer a lifetime warranty in the event of any DWS manufactured goods being defective as a result of DWS faulty design or workmanship.	1	00.00	NA	00.00
NET					
VAT					
TOTAL					