

This notice in TED website: <https://ted.europa.eu/udl?uri=TED:NOTICE:447943-2020:TEXT:EN:HTML>

United Kingdom-London: Medical equipments
2020/S 185-447943

Contract notice

Supplies

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1) Name and addresses

Official name: NHS Supply Chain Operated by Health Solutions Team Ltd acting as agent of Supply Chain Coordination Ltd (SCCL)

National registration number: 10863064

Postal address: c/o Skipton House, 80 London Road

Town: London

NUTS code: UKI4 Inner London – East

Postal code: SE1 6LH

Country: United Kingdom

Contact person: Sarah Bailey

E-mail: Sarah.Bailey@supplychain.nhs.uk

Telephone: +44 7540715014

Internet address(es):

Main address: <https://www.gov.uk/government/organisations/department-of-health>

Address of the buyer profile: <https://www.gov.uk/government/organisations/department-of-health/about/procurement>

I.2) Information about joint procurement

The contract is awarded by a central purchasing body

I.3) Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: <http://procurement.supplychain.nhs.uk/ISS/>

Additional information can be obtained from another address:

Official name: Health Solutions Team Ltd
Postal address: Foxbridge Way
Town: Normanton
NUTS code: UKE4 West Yorkshire
Postal code: WF6 1TL
Country: United Kingdom
Contact person: Sarah Bailey
E-mail: Sarah.Bailey@supplychain.nhs.uk
Telephone: +44 7540715014

Internet address(es):

Main address: <https://www.gov.uk/government/organisations/department-of-health>

Address of the buyer profile: <https://www.gov.uk/government/organisations/department-of-health/about/procurement>

Tenders or requests to participate must be submitted electronically via: <http://procurement.supplychain.nhs.uk/ISS/>

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: <http://procurement.supplychain.nhs.uk/ISS/>

I.4) Type of the contracting authority

National or federal agency/office

I.5) Main activity

Health

Section II: Object

II.1) Scope of the procurement

II.1.1) Title:

Structural Heart Valves, Perfusion and Ventricular Assist Devices and Consumables

II.1.2) Main CPV code

33100000 Medical equipments

II.1.3) Type of contract

Supplies

II.1.4) Short description:

NHS Supply Chain seeks to establish a non-exclusive framework agreement for supply of structural heart valves and annuloplasty rings, bands and repair, perfusion and ventricular assisted devices including consumables to the NHS Supply Chain customer base via the direct and eDirect route.

It is anticipated that in the first 24 months of the framework agreement the value of purchases will be circa GBP 34 400 000 however this is approximate only and the values may vary depending on the requirements of those bodies purchasing under the framework agreement. The figures for the total estimated value are based on that initial expenditure and include a forecast for growth.

II.1.5) Estimated total value

Value excluding VAT: 85 100 000.00 GBP

II.1.6) Information about lots

This contract is divided into lots: yes

Tenders may be submitted for all lots

Maximum number of lots that may be awarded to one tenderer: 3

II.2) **Description**

II.2.1) **Title:**

Heart Valves and Annuloplasty Rings and Bands
Lot No: 1

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

33182220 Cardiac valve
33184300 Artificial parts of the heart
33182000 Cardiac support devices
33141000 Disposable non-chemical medical consumables and haematological consumables
33182300 Cardiac surgery devices
33184100 Surgical implants
33184200 Vascular prostheses
33184500 Coronary endoprostheses
33123000 Cardiovascular devices
33141210 Balloon catheters
33141240 Catheter accessories
33190000 Miscellaneous medical devices and products

II.2.3) **Place of performance**

NUTS code: UK UNITED KINGDOM

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

This lot is for heart valves and annuloplasty rings and bands. Certain products within this lot may be classified as high cost tariff excluded devices under the NHS England High Cost Tariff Excluded Devices (HCTED)

programme. Trusts who are commissioned to provide specialised services in England are directed to purchase all their requirements through a national supply system through NHS Supply Chain.

Details of the product categories currently within scope of the HCTED programme, can be found using the following link: <https://www.england.nhs.uk/commissioning/spec-services/key-docs/medical-devices/>

In accordance with the specialised services commissioning policy, NHS Improvement and NHS England will determine which products are classified as excluded from tariff and which are made available under the NHS England High Cost Tariff Excluded Devices (HCTED) programme.

Products include, but are not limited to:

- annuloplasty repair device — bands (mitral and tricuspid),
- annuloplasty repair device — rings (mitral and tricuspid),
- beating heart — valve repair,
- cardiac repair patch — biological,
- cardiac repair patch — non-biological,
- cardiac repair patch — biological calcification-reducing,
- conduit valves pulmonary,
- conduit mechanical biological and non-biological,
- conduit tissue biological and non-biological,
- mechanical heart valve,
- tissue heart valve,
- tissue heart valve — rinseless,
- heart valve rapid deployment (Sutured/Sutureless),
- associated products — products specific to the deployment of the valve and unique to this area.

Precise quantities are unknown. It is anticipated that initial expenditure will be in the region of GBP 10.9 million in the first year of this framework agreement, however this is approximate only and the values may vary depending on the requirements of those bodies purchasing under the framework agreement.

II.2.5) Award criteria

Criteria below

Quality criterion - Name: Supply chain assessment / Weighting: 10 %

Quality criterion - Name: Sales service and quality / Weighting: 3 %

Quality criterion - Name: Training and education value add programmes / Weighting: 2 %

Quality criterion - Name: Continuity of supply / Weighting: 15 %

Price - Weighting: 70 %

II.2.6) Estimated value

Value excluding VAT: 60 500 000.00 GBP

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

Duration in months: 24

This contract is subject to renewal: no

II.2.10) Information about variants

Variants will be accepted: yes

II.2.11) Information about options

Options: yes

Description of options:

The framework agreement will have an initial term of 24 months with an option to extend incrementally for up to a total period of 48 months.

II.2.12) Information about electronic catalogues

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

NHS Supply Chain anticipates appointing all applicants who have met the minimum requirements which are set out in these tender documents and whose total score meets or exceeds a hurdle of at least 60 % at tender evaluation stage to the relevant lot of the Framework agreement.

II.2) Description

II.2.1) Title:

Perfusion

Lot No: 2

II.2.2) Additional CPV code(s)

33186000 Extracorporeal circulatory unit

33621400 Blood substitutes and perfusion solutions

33692400 Perfusion solutions

42122419 Perfusion pumps

33194000 Devices and instruments for transfusion and infusion

33195000 Patient-monitoring system

II.2.3) Place of performance

NUTS code: UK UNITED KINGDOM

II.2.4) Description of the procurement:

This lot is for perfusion, oxygenators and associated consumables. Products include, but are not limited to:

- cardiopulmonary bypass (heart and lung machines + heater coolers),
- oxygenators,
- tubing packs,
- cannulae,
- associated products,
- extracorporeal membrane oxygenation (ECMO),
- heart stabiliser,
- heart positioner.

Precise quantities are unknown. It is anticipated that initial expenditure will be in the region of GBP 3.2 million in the first year of this framework agreement, however this is approximate only and the values may vary depending on the requirements of those bodies purchasing under the framework agreement.

II.2.5) Award criteria

Criteria below

Quality criterion - Name: Supply chain assessment / Weighting: 35 %

Quality criterion - Name: Sales service and quality / Weighting: 18 %

Quality criterion - Name: Training and education value add programmes / Weighting: 7 %

Quality criterion - Name: Continuity of supply / Weighting: 20 %

Price - Weighting: 20 %

II.2.6) Estimated value

Value excluding VAT: 13 700 000.00 GBP

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

Duration in months: 24

This contract is subject to renewal: no

II.2.10) **Information about variants**

Variants will be accepted: yes

II.2.11) **Information about options**

Options: yes

Description of options:

The framework agreement will have an initial term of 24 months with an option to extend incrementally for up to a total period of 48 months.

II.2.12) **Information about electronic catalogues**

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**

NHS Supply Chain anticipates appointing all applicants who have met the minimum requirements which are set out in these tender documents and whose total score meets or exceeds a hurdle of at least 50 % at tender evaluation stage to the relevant lot of the framework agreement.

II.2) **Description**

II.2.1) **Title:**

Ventricular Assisted Devices

Lot No: 3

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

33182230 Ventricle

33182300 Cardiac surgery devices

33182200 Cardiac stimulation devices

II.2.3) **Place of performance**

NUTS code: UK UNITED KINGDOM

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

This lot is for ventricular assist devices and total artificial heart. Certain products within this lot may be classified as high cost tariff excluded devices under the NHS England High Cost Tariff Excluded Devices (HCTED)

programme. Trusts who are commissioned to provide specialised services in England are directed to purchase all their requirements through a national supply system through NHS Supply Chain.

Details of the product categories currently within scope of the HCTED programme, can be found using the following link: <https://www.england.nhs.uk/commissioning/spec-services/key-docs/medical-devices/>

In accordance with the specialised services commissioning policy, NHS Improvement and NHS England will determine which products are classified as excluded from tariff and which are made available under the NHS England High Cost Tariff Excluded Devices (HCTED) programme.

Products include, but are not limited to:

- left ventricular assist device (blood pump),
- right ventricular assist device (blood pump),
- bi-ventricular assist device (blood pump),
- sealed outflow graft,
- sealed inflow graft,
- LVAD controller,
- VAD driver,
- controller AC/AD adapter,
- monitor/monitor AC adapter,
- pump surgical tools (including but not limited to larger-diameter apical coring tool, sewing ring wrench, tunneler, driveline cover and hex driver),
- coring knife,
- coring punch,
- thread protectors,
- modular cable/extension cable,
- driveline extension cable/cap,
- external batteries/charger/charger AC adapter,
- strain relief,
- sewing ring,
- inflow cap,
- wearable accessories (including but not limited to carrying/waist/shoulder case for controller and batteries and shower/protection bag).

Precise quantities are unknown. It is anticipated that initial expenditure will be in the region of GBP 1.4 million in the first year of this framework agreement, however this is approximate only and the values may vary depending on the requirements of those bodies purchasing under the framework agreement.

II.2.5) **Award criteria**

Criteria below

Quality criterion - Name: Supply chain assessment / Weighting: 35 %

Quality criterion - Name: Sales service and quality / Weighting: 18 %

Quality criterion - Name: Training and education value add programmes / Weighting: 17 %

Quality criterion - Name: Continuity of supply / Weighting: 20 %

Price - Weighting: 20 %

II.2.6) **Estimated value**

Value excluding VAT: 10 900 000.00 GBP

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

Duration in months: 24

This contract is subject to renewal: no

II.2.10) **Information about variants**

Variants will be accepted: yes

II.2.11) Information about options

Options: yes

Description of options:

The framework agreement will have an initial term of 24 months with an option to extend incrementally for up to a total period of 48 months.

II.2.12) Information about electronic catalogues

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

NHS Supply Chain anticipates appointing all applicants who have met the minimum requirements which are set out in these tender documents and whose total score meets or exceeds a hurdle of at least 50 % at tender evaluation stage to the relevant lot of the framework agreement.

Section III: Legal, economic, financial and technical information

III.1) Conditions for participation

III.1.1) Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions:

Applicants should refer to II.2) of this contract notice for further details in respect of appointment to the individual lot across the framework agreement.

Appointment to the framework agreement will be made on a lot basis.

The term of contracts formed under the framework agreement may continue beyond the end of the term of the framework agreement itself.

NHS Supply Chain expects to provide successful suppliers with the opportunity to offer additional savings to customers through the provision of discounted pricing, value added offerings and commitment initiatives. NHS

Supply Chain will share savings information in order to assist its customers with making informed procurement decisions.

The framework agreement will be between NHS Supply Chain and the supplier. Under the framework agreement there will be two different methods of supply — one for non-direct contract products and one for direct contract products.

NHS Supply Chain will be entitled to purchase the supplies and/or services identified below as non-direct contract products which it will then make available for purchase by:

- 1) any NHS Trust;
- 2) any other NHS entity;
- 3) any government department, agency or other statutory body; and/or
- 4) any private sector entity active in the UK healthcare sector.

For the supplies and/or services identified as direct contract products below:

- 1) NHS Supply Chain;
- 2) any NHS Trust;
- 3) any other NHS entity;
- 4) any government department, agency or other statutory body, and/or
- 5) any private sector entity active in the UK healthcare sector will be able to enter into a direct contract with the supplier for any of the supplies and/or services under the framework.

Non-direct contract products:

All products within Lot 1 Heart valves and annuloplasty rings and bands.

Direct Contract Products:

All products within Lot 2 Perfusion and Lot 3 Ventricular assisted devices.

Electronic ordering will be used and electronic invoicing will be accepted and electronic payment will be used.

For the avoidance of doubt and notwithstanding the estimate indicated at II.2.1), NHS Supply Chain does not guarantee any level of purchase through the framework and advises Applicants that the framework shall be established on a non-exclusive basis. Tenders and all supporting documentation for the contract must be priced in sterling and written in English. Any agreement entered into will be considered a contract made in England according to English law and will be subject to the exclusive jurisdiction of the English Courts. NHS Supply Chain is not liable for any costs (including any third party costs fees or expenses incurred by those expressing an interest, participating or tendering for this contract opportunity). NHS Supply Chain reserves the right to terminate the procurement process (or part of it), to change the basis of and the procedures for the procurement process at any time or to procure the subject matter of the contract by alternative means if it appears that it can be more advantageously procured by alternative means. The most economically advantageous or any tender will not automatically be accepted. All communications must be made through NHS Supply Chain's eTendering portal at <http://procurement.supplychain.nhs.uk/ISS/> using the Message Centre facility linked to this particular contract notice.

Please note that the maximum number of suppliers as set out in IV.1.3) is an estimate only.

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

Minimum level(s) of standards possibly required:

Parent company or other guarantees may be required in certain circumstances. Further details will be in the tender documents.

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

Minimum level(s) of standards possibly required:

The contracting authority reserves the right to require groupings of entities to take a particular form or to require one party to undertake primary legal liability or to require that each party undertakes joint and several liability.

III.1.5) **Information about reserved contracts**

III.2) Conditions related to the contract

III.2.2) Contract performance conditions:

The framework agreement includes obligations with respect to environmental issues, modern slavery assessment and a requirement for successful suppliers to comply with the NHS Supply Chain code of conduct.

III.2.3) Information about staff responsible for the performance of the contract

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

Framework agreement with several operators

Envisaged maximum number of participants to the framework agreement: 25

IV.1.4) Information about reduction of the number of solutions or tenders during negotiation or dialogue

IV.1.6) Information about electronic auction

An electronic auction will be used

Additional information about electronic auction:

Although an electronic auction will not be used to award all or part of the requirements of the framework agreement the use of eAuctions may be an option as part of any contracts awarded under the 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 in the OJ S: [2019/S 240-588378](#)

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

Date: 22/10/2020

Local time: 15:00

IV.2.3) Estimated date of dispatch of invitations to tender or to participate to selected candidates

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: 9 (from the date stated for receipt of tender)

IV.2.7) Conditions for opening of tenders

Date: 23/10/2020

Local time: 09:00

Section VI: Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: no

VI.2) Information about electronic workflows

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

VI.3) **Additional information:**

The FAG will supersede the following: Total Cardiology Solutions FAG (Lot 6 Heart Valves, Lot 7(a) Oxygenators and Products for Perfusion, Lot 7(b) Customised Perfusion Products and Packs and Lot 9 Beating Heart Surgery only), Ref LPP2014/003) and various Products from Lot 1 Cardiac Surgery, Lot 4 Cardiology and Radiology Consumables under the Cardiac Surgery, Cardiac Rhythm Management, Diagnostic and Interventional Consumables and Associated Products FAG, Ref FAG 16231.

Submission of expression of interest and procurement specific information:

This procurement exercise will be conducted on the NHS Supply Chain eTendering portal at <http://procurement.supplychain.nhs.uk/ISS/>

Candidates wishing to be considered for this contract must register their expression of interest and provide additional procurement-specific information (if required) through the NHS Supply Chain eTendering portal as follows:

Registration.

1) Use URL <http://procurement.supplychain.nhs.uk/ISS/> to access the NHS Supply Chain Procurement portal.

2) If not yet registered:

— click on the 'Not Registered Yet' link to access the registration page;

— complete the registration pages as guided by the mini guide found on the landing page.

Portal access.

If registration has been completed:

— login with URL <http://procurement.supplychain.nhs.uk/ISS/>

— click on the 'Supplier Dashboard' icon to open the list of new procurement events.

Expression of interest.

— View contract notice content by clicking on the 'View Notice' button for the procurement event. This opens a PDF document.

— Express an interest by clicking on the 'Express Interest' button.

— To start the response process after the expression of interest has been done, select the 'My Active Opportunities' option and click on the 'Apply' button.

— Select the procurement event from the list by clicking on the description.

— In the detail view click on the orange coloured 'Framework Agreement' button to start responding to the tender.

Header level requirements:

— applicants are required to read all framework header documents which can be accessed using the 'NHS SC Header Documents' button, which is located in the 'Select Framework' tab;

— applicants are required to upload the documents requested using the 'Supplier Header Documents' button, which is located in the 'Select Framework' tab;

— applicants are required to answer all mandatory grounds for exclusion and minimum requirements, GS1 and PEPPOL and supply chain management and due diligence questions found in the 'Framework Questionnaire' tab.

Lot level requirements

— A preview of the lot line details can be viewed using the 'Lot Header' tab, by selecting the Lot and using the 'Lot Line Information' button. In order to respond to a lot, applicants must select the relevant Lot and then use

the 'Express Intent' button. This expression of intent does not place any obligation on the applicant to respond, the action unlocks the ability to respond.

— Complete offers for the lot by completing the required fields for the lot the applicant wants to include in the bid using the 'Lot Line Detail'. There are a number of mandatory fields to complete, these are highlighted in yellow in the 'Lot Line Detail' tab.

— Applicants are required to answer all mandatory lot specific questions found in the 'Lot Evaluation Criteria' tab.

— Applicants are then required to click on the 'Terms and Conditions' button in the 'Submit Individual Lot Response(S)' tab to view and accept the ISS Terms and Conditions.

— Accept the ISS 'Terms and Conditions' button to access this function.

— Submit lot response, by clicking on the 'Submit Response to Selected Lot' button in the 'Submit Individual Lot Response(S)' tab to submit response for the lot. Each lot must be submitted independently.

— Applicants are able to view their submission using the 'Supplier Submission Report' button, found in the 'Submit Individual Lot Response(S)' tab.

Please refer to section III.1.1) for additional information.

VI.4) **Procedures for review**

VI.4.1) **Review body**

Official name: Not Applicable

Town: Not Applicable

Country: United Kingdom

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

Official name: Not Applicable

Town: Not Applicable

Country: United Kingdom

VI.4.3) **Review procedure**

Precise information on deadline(s) for review procedures:

Appeals to be logged in accordance with the Public Contracts Regulations 2015 (as amended).

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

VI.5) **Date of dispatch of this notice:**

18/09/2020