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**United Kingdom-Normanton: Food, beverages, tobacco and related products  
2016/S 248-455768**

**Contract notice**

**Supplies**

Directive 2004/18/EC

**Section I: Contracting authority**

**I.1) Name, addresses and contact point(s)**

NHS Supply Chain acting as agent for NHS Business Services Authority  
Foxbridge Way  
For the attention of: Ruth Varley NUTS Code UKE4  
WF6 1TL Normanton  
United Kingdom  
Telephone: +44 7834904462  
E-mail: [Ruth.Varley@supplychain.nhs.uk](mailto:Ruth.Varley@supplychain.nhs.uk)  
Fax: +44 1924328744

**Internet address(es):**

General address of the contracting authority: [www.supplychain.nhs.uk](http://www.supplychain.nhs.uk)

**Further information can be obtained from:**

NHS Supply Chain acting as agent for NHS Business Services Authority  
Internet address: <http://procurement.supplychain.nhs.uk/ISS/>

**Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from:**

NHS Supply Chain acting as agent for NHS Business Services Authority  
Internet address: <http://procurement.supplychain.nhs.uk/ISS/>

**Tenders or requests to participate must be sent to:**

NHS Supply Chain acting as agent for NHS Business Services Authority  
Internet address: <http://procurement.supplychain.nhs.uk/ISS/>

**I.2) Type of the contracting authority**

National or federal agency/office

**I.3) Main activity**

Health

**I.4) Contract award on behalf of other contracting authorities**

The contracting authority is purchasing on behalf of other contracting authorities: yes

**Section II: Object of the contract**

**II.1) Description**

**II.1.1) Title attributed to the contract by the contracting authority:**

'Ambient Food Solutions'.

**II.1.2) Type of contract and location of works, place of delivery or of performance**

Supplies

Purchase

Main site or location of works, place of delivery or of performance: 'Various locations in UK'.

NUTS code UK

II.1.3) **Information about a public contract, a framework agreement or a dynamic purchasing system (DPS)**

The notice involves the establishment of a framework agreement

II.1.4) **Information on framework agreement**

**Duration of the framework agreement**

Duration in years: 24

**Estimated total value of purchases for the entire duration of the framework agreement**

Estimated value excluding VAT: 60 200 000 GBP

II.1.5) **Short description of the contract or purchase(s)**

The Framework Agreement is for the supply of the following goods:

Lot 1

Ready-to-use Cooking Sauces Salt Catering Mixes and Baking Sundries Dried Fruits and Nuts Pie Fillings Preserves and Spreads Cereal Breakfast Premium and Economy Cereal Bars and Ready –to-Drink Shakes Custard Powders Jelly Crystals Individual Portion Desserts Dehydrated Potato and Soup Mixes Dessert Mixes Pickles Sauces and Vinegars Gravy Stocks and Bouillon.

Lot2

Glucose Products and Nutritional Supplements.

Lot 3

Dried Pasta Flour Salt Herbs Spices and Pulses Rice Seasonal Canned Goods Cream Replacers and Liquid Milk Portions and Soya Ambient Milk Powders Sugar Sweetener and Syrups Edible Oils

Lot 4

General Canned Goods Spray Edible Oils Ambient Meals Ambient Meat Snacks

This Framework Agreement is for 24 months with the option to extend in incremental stages for up to a total period of 24 months.

II.1.6) **Common procurement vocabulary (CPV)**

15000000, 15891000, 15899000, 15893200, 15612410, 15893300, 15612420, 15312100, 15332200, 15312000, 15332290, 15871000, 15897200, 15332400, 15811000, 15411100, 15626000, 15613310, 03211300, 15833100, 03222120, 15830000, 15241400, 03211000, 15891410, 15831000, 15331400, 15612000, 44531600, 15831500, 15331423, 03212200, 03222400, 15870000, 15331430, 03212211, 03211600, 15872000, 15331460, 03212220, 15898000, 15850000, 15411200, 15613300, 15831600, 15511210, 15411210, 15332410, 15622100, 15511700, 15411110, 15880000, 15512000, 15897200, 15880000, 03111100, 15891000, 15411200, 15612210, 15240000, 15420000, 15612130, 15331400, 15872400, 15331460, 15240000, 15331462, 15241100, 15331464, 15851290

II.1.7) **Information about Government Procurement Agreement (GPA)**

The contract is covered by the Government Procurement Agreement (GPA): yes

II.1.8) **Lots**

This contract is divided into lots: yes

Tenders may be submitted for one or more lots

II.1.9) **Information about variants**

Variants will be accepted: yes

II.2) **Quantity or scope of the contract**

II.2.1) **Total quantity or scope:**

'Precise quantities of likely purchases are unknown. It is anticipated that initial expenditure will be in the region of GBP 13 030 000 in the first year of the Framework Agreement. The value of purchases during the total term of the Framework Agreement (4 years if the option to extend its term is exercised) is anticipated to be GBP 60 200 000 However this is approximate only and the values may vary depending on the requirements of those bodies purchasing under the Framework Agreement.'

Estimated value excluding VAT: 60 200 000 GBP

II.2.2) **Information about options**

Options: yes

Description of these options: 'This Framework Agreement will have the option to extend incrementally for a further period of up to 24 months in addition to the initial 24 month period as set out in the Framework Agreement. '

II.2.3) **Information about renewals**

II.3) **Duration of the contract or time limit for completion**

Duration in months: 24 (from the award of the contract)

**Information about lots**

Lot No: 1

Lot title: Dried Goods, Desserts and Preserves

1) **Short description**

Suppliers must offer a comprehensive range of goods, including but not limited to: Ready-to-use Cooking Sauces, Salt, Catering Mixes and Baking Sundries, Dried Fruits and Nuts, Pie Fillings, Preserves and Spreads, Cereal Breakfast premium and Economy, Cereal Bars and Ready –to-Drink Shakes, Custard Powders, Jelly Crystals, Individual Portion Desserts, Dehydrated Potato and Soup mixes, Dessert Mixes, Pickles Sauces and Vinegars, Gravy, Stocks and Bouillon.

2) **Common procurement vocabulary (CPV)**

15000000, 15891000, 15899000, 15893200, 15612410, 15612420, 15332200, 15332290, 15332400, 15626000, 15833100, 03211000, 15612000, 03212200, 03212211, 03212220, 15613300, 15332410, 15893300, 15312100, 15312000, 15871000, 15811000, 15613310, 03222120, 15891410, 44531600, 03222400, 03211600, 15898000, 15831600, 15830000, 15831500, 15870000, 15612210, 15612130, 15872400

3) **Quantity or scope**

'This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that initial expenditure will be approximately GBP 6 509 169 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.

NHS Supply Chain anticipates appointing the top scoring 5 Applicants who have met the minimum requirements which are set out in the Invitation to Tender to each Line within the Lot. Applicants should note that they may therefore be appointed for one or a number of the Lines across this Lot and should refer to the Invitation to Tender for further information in respect of this'.

Estimated value excluding VAT: 30 109 423 GBP

4) **Indication about different date for duration of contract or starting/completion**

5) **Additional information about lots**

'NUTS Code: UK'.

Lot No: 2

Lot title: Glucose Products and Nutritional Supplements

1) **Short description**

Suppliers must offer a comprehensive range of goods, including but not limited to: formulated soups, shakes, glucose juice and tablets to target patients with suppressant appetites. This will offer patients a short term nutritional solution. In addition ambient pro-biotic drinks, Ready-to-Drink shakes, Soups, Smoothies and Specialist Dietary/Supplement for patient feeding.

2) **Common procurement vocabulary (CPV)**

15000000, 15622100, 15880000

3) **Quantity or scope**

'This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that initial expenditure will be approximately GBP 506 962 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.

NHS Supply Chain anticipates appointing the top scoring 5 Applicants who have met the minimum requirements which are set out in the Invitation to Tender to each Line within the Lot. Applicants should note that they may therefore be appointed for one or a number of the Lines across this Lot and should refer to the Invitation to Tender for further information in respect of this.'

Estimated value excluding VAT: 2 335 829 GBP

4) **Indication about different date for duration of contract or starting/completion**

5) **Additional information about lots**

'NUTS Code: UK'.

Lot No: 3

Lot title: Seasonal Goods

1) **Short description**

Suppliers must offer a comprehensive range of goods, including but not limited to: Dried Pasta, Flour, Salt, Herbs, Spices and Pulses, Rice, Seasonal Canned Goods, Cream Replacers and Liquid Milk Portions and Soya, Ambient Milk Powders, Sugar, Sweetener and Syrups, Edible Oils,, which will be reviewed/ e-auctioned (with and without volume commitment) on an annual or half yearly basis.

2) **Common procurement vocabulary (CPV)**

15000000, 15411200, 15420000, 15897200, 15411100, 03211300, 15830000, 15831000, 15831500, 15870000, 15872000, 15850000, 15511210, 15511700, 15512000, 03111100, 15612210, 15612130, 15872400, 15240000, 15241100, 15241400, 15331400, 15331423, 15331430, 15331460, 15411200, 15411210, 15411110, 15891000, 15331462, 15331464, 15851290

3) **Quantity or scope**

'This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that initial expenditure will be approximately GBP 5 048 283 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.

All Applicants who reach a score of 30 % or more and who meet the minimum requirements which are set out in the Invitation to Tender will be appointed to this Lot of the Framework Agreement. Applicants should refer to the Invitation to Tender for further information in respect of this.'

Estimated value excluding VAT: 23 335 567 GBP

4) **Indication about different date for duration of contract or starting/completion**

5) **Additional information about lots**

'NUTS Code: UK'.

Lot No: 4

Lot title: Non-Seasonal Goods

- 1) **Short description**  
Suppliers must offer a comprehensive range of goods, including but not limited to catering: General Canned Goods, Spray Edible Oils, Ambient Meals, and Ambient Meat Snacks.
- 2) **Common procurement vocabulary (CPV)**  
15000000, 15897200, 15891000, 15240000, 15331400, 15331460, 15331462, 15331464, 15851290, 15850000, 15894200
- 3) **Quantity or scope**  
'This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that initial expenditure will be approximately GBP 965 585 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.  
All Applicants who reach a score of 30 % or more and who meet the minimum requirements which are set out in the Invitation to Tender will be appointed to this Lot of the Framework Agreement. Applicants should refer to the Invitation to Tender for further information in respect of this.'  
Estimated value excluding VAT: 4 447 984 GBP
- 4) **Indication about different date for duration of contract or starting/completion**
- 5) **Additional information about lots**  
'NUTS Code: UK'.

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

- III.1) **Conditions relating to the contract**
  - III.1.1) **Deposits and guarantees required:**  
'Parent company or other guarantees may be required in certain circumstances. Further details will be in the tender documents'.
  - III.1.2) **Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them:**  
'Please see tender documents'.
  - III.1.3) **Legal form to be taken by the group of economic operators to whom the contract is to be awarded:**  
'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.1.4) **Other particular conditions**  
The performance of the contract is subject to particular conditions: yes  
Description of particular conditions: 'The Framework Agreement includes obligations with respect to environmental issues and a requirement for successful Suppliers to comply with the NHS Supply Chain Code of Conduct'.
- III.2) **Conditions for participation**
  - III.2.1) **Personal situation of economic operators, including requirements relating to enrolment on professional or trade registers**  
Information and formalities necessary for evaluating if the requirements are met: '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

#### Tender conference call

Applicants will have the opportunity to attend a Tender Conference Call where NHSSC will outline the tender documentation including key requirements of the tender. The details of this be communicated via the Message Centre within the first week of this notice being published.

#### Tender Response

##### 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.

##### 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 price offers per line for the Lot by completing the required fields for the lines the Applicant wants to include in the bid using the “Lot Line Detail” tab. There are a number of mandatory fields to complete on a product line basis 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.’.

III.2.2) **Economic and financial ability**

III.2.3) **Technical capacity**

III.2.4) **Information about reserved contracts**

III.3) **Conditions specific to services contracts**

III.3.1) **Information about a particular profession**

III.3.2) **Staff responsible for the execution of the service**

**Section IV: Procedure**

IV.1) **Type of procedure**

IV.1.1) **Type of procedure**

Open

IV.1.2) **Limitations on the number of operators who will be invited to tender or to participate**

IV.1.3) **Reduction of the number of operators during the negotiation or dialogue**

IV.2) **Award criteria**

IV.2.1) **Award criteria**

IV.2.2) **Information about electronic auction**

An electronic auction will be used: yes

Additional information about electronic auction: ‘Although an electronic auction will not be used in respect of the award of the Framework Agreement the use of electronic auctions may be an option as part of any contracts awarded under the Framework Agreement’.

IV.3) **Administrative information**

IV.3.1) **File reference number attributed by the contracting authority:**

IV.3.2) **Previous publication(s) concerning the same contract**

**Prior information notice**

Notice number in the OJEU: [2016/S 136-245693](#) of 16.7.2016

IV.3.3) **Conditions for obtaining specifications and additional documents or descriptive document**

IV.3.4) **Time limit for receipt of tenders or requests to participate**

23.1.2017 - 15:00

IV.3.5) **Date of dispatch of invitations to tender or to participate to selected candidates**

IV.3.6) **Language(s) in which tenders or requests to participate may be drawn up**

English.

IV.3.7) **Minimum time frame during which the tenderer must maintain the tender**

in days: 180 (from the date stated for receipt of tender)

IV.3.8) **Conditions for opening of tenders**

Date: 24.1.2017 - 9:00

Place:

As in abovementioned I.1

Persons authorised to be present at the opening of tenders: yes

Additional information about authorised persons and opening procedure: 'Only the NHS Supply Chain contract owner or delegate'.

## **Section VI: Complementary information**

### **VI.1) Information about recurrence**

### **VI.2) Information about European Union funds**

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

'Applicants should refer to Annex B of this Contract Notice for further details in respect of appointment to the individual lines within the Lots across the Framework Agreement. Applicants may bid for one more than one or all of the Lots and Applicants should refer to the Invitation to Tender for more information in respect of this.

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/bulk buy initiatives.

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

NHS Supply Chain intends to enter into arrangements under which it will be entitled to purchase supplies and/or services which it will make available for purchase by

1) any NHS Trust;

2) any other NHS entity;

3) any government department agency or other statutory body (for the avoidance of doubt including local authorities); and/or 4) any private sector entity active in the UK healthcare sector. Only NHS Supply Chain can order from the Framework Agreement and enter into contracts under it.

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.'

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

#### **VI.4.1) Body responsible for appeal procedures**

Not applicable

#### **Body responsible for mediation procedures**

Not applicable

VI.4.2) **Lodging of appeals**

Precise information on deadline(s) for lodging appeals: 'Appeals to be lodged in accordance with the Public Contracts Regulations 2015 (as amended)'.

VI.4.3) **Service from which information about the lodging of appeals may be obtained**

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

19.12.2016