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**United Kingdom-Normanton: Microscopes
2016/S 159-288147**

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
NHS Supply Chain, Foxbridge Way
For the attention of: Jenny Moulton, NUTS Code UKE4
WF6 1TL Normanton
United Kingdom
Telephone: +44 7714041353
E-mail: jenny.moulton@supplychain.nhs.uk
Fax: +44 1924328744

Internet address(es):

General address of the contracting authority: 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:

'Operating (Theatre and Outpatient) Microscopes and Associated Accessories'.

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 the 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**

Framework agreement with several operators

Number of participants to the framework agreement envisaged: 98

Duration of the framework agreement

Duration in years: 2

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

Estimated value excluding VAT: 32 000 000 GBP

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

NHS Supply Chain seeks to establish a non-exclusive Framework Agreement for the supply to the NHS Supply Chain customer base via the direct route of operating (theatre and outpatient) microscopes and associated accessories that are for use predominantly within National Health Service (Trust) Operating Theatre and Outpatient departments.

The types of microscopes that may be supplied under the terms of the Framework Agreement and that are for use in the said Operating Theatre and Outpatient departments are:

Theatre Microscopes:

- Ear Nose Throat (ENT);
- Ophthalmic;
- Neurological; and
- Plastics and Maxillofacial.

Outpatient Microscopes:

- ENT;
- Dental; and
- Colposcope.

Applicants must be able to supply the Microscope equipment as detailed in the evaluated product lines (see section 2.18 of the Invitation to Tender document) in order to formally respond to this tender. This means that any potential Applicant will be unable to submit a tender if they are only able to supply microscope-related consumable items only.

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)**

38510000, 33124100, 33124130, 33197000, 38515000, 38518000, 38515200, 38519000, 38519300, 38600000, 38634000, 38651000, 38651600, 48100000, 48180000, 50340000, 50344000, 72212180

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**

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

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

'This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that in the 1st 24 months of the Framework Agreement the value of purchases will be in the region of 16 000 000 GBP. However this is approximate only. The figures below for the total estimated value are based on that initial expenditure.'

Estimated value excluding VAT: 32 000 000 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: Theatre Microscopes

1) **Short description**

The scope of the requirement in respect of this Lot is Ear Nose and Throat (ENT), Ophthalmic, Neurological, Plastics and Maxillofacial Theatre Microscopes, including all associated options and accessories.

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

38510000, 33124100, 33124130, 33197000, 38515000, 38515200, 38518000, 38519000, 38519300, 38600000, 38634000, 38651000, 38651600, 48100000, 48180000, 50340000, 50344000, 72212180

3) **Quantity or scope**

'This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that in the 1st 24 months of the Framework Agreement the value of purchases for this Lot will be in the region of 14 000 000 GBP however this is approximate only. The figures below for the total estimated value are based on that initial expenditure.'

Appointment within this Lot will be made on a line-by-line basis.

NHS Supply Chain anticipates appointing all Applicants who meet the minimum requirements which are set out in these tender documents and whose total score meets or exceeds a hurdle of at least 40 % when rounded up or down (as the case may be) from 4 decimal places at tender evaluation stage to the relevant line within Lot 1 of the Framework Agreement.

Applicants should note that they may therefore be appointed for 1 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: 28 000 000 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: Outpatient Microscopes

1) **Short description**

The scope of the requirement for this Lot is Ear Nose and Throat (ENT), Dental and Colposcopes Outpatient Microscopes, including all associated options and accessories.

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

38510000, 33124100, 33124130, 33197000, 38515000, 38515200, 38518000, 38519000, 38519300, 38600000, 38634000, 38651000, 38651600, 48100000, 48180000, 50340000, 50344000, 72212180

3) **Quantity or scope**

'This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that in the 1st 24 months of the Framework Agreement the value of purchases for this Lot will be in the region of 2 000 000 GBP however this is approximate only. The figures below for the total estimated value are based on that initial expenditure.

Appointment within this Lot will be made on a line-by-line basis.

NHS Supply Chain anticipates appointing all Applicants who meet the minimum requirements which are set out in these tender documents and whose total score meets or exceeds a hurdle of at least 50 % when rounded up or down (as the case may be) from 4 decimal places at tender evaluation stage to the relevant line within Lot 2 of the Framework Agreement.

Applicants should note that they may therefore be appointed for 1 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: 4 000 000 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 1 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 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.

Please see section 6 of the Invitation to Tender document for further information about how to submit your tender response’.

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**

The most economically advantageous tender in terms of the criteria stated in the specifications, in the invitation to tender or to negotiate or in the descriptive document

IV.2.2) Information about electronic auction

An electronic auction will be used: yes

Additional information about electronic auction:

IV.3) Administrative information

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

"FAG000016333"

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

Prior information notice

Notice number in the OJEU: [2016/S 048-079403](#) of 9.3.2016

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

Time limit for receipt of requests for documents or for accessing documents: 14.9.2016 - 15:00

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

14.9.2016 - 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: 120 (from the date stated for receipt of tender)

IV.3.8) Conditions for opening of tenders

Date: 15.9.2016 - 9:00

Place:

As in above mentioned 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

'Please note that the maximum number of suppliers as set out in II.1.4) is an estimate only. Applicants should refer to the Invitation to Tender for details of the scoring process to be used to assess the Suppliers to be appointed to the Framework Agreement.

NHS Supply Chain reserves the right to appoint more suppliers to the Framework Agreement in the event that more than 98 Applicants reach the minimum score for appointment which is set out in the Invitation to Tender. Applicants should refer to Annex B of this Contract Notice for further details in respect of appointment to the individual lots across the Framework Agreement. Applicants may bid for 1 more than 1 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.

The Framework Agreement will be between NHS Supply Chain acting as an agent of the NHS Business Services Authority and the Applicant however any NHS Trust; other NHS entities; any private sector entity which is active in the United Kingdom Healthcare Sector; any government department government agency or other statutory body (for the avoidance of doubt including local authorities); or any primary secondary tertiary vocational or higher educational establishment (and those purchasing on their behalf) including for example nursery schools primary schools middle or high schools secondary schools academies free schools pupil referral units (PRUs) further education colleges and universities will be able to enter into a direct contract with the Supplier for any of the supplies and/or services under the Framework.

The Supplier will be required to report to and pay a direct contract management fee to NHS Supply Chain as detailed in the tender documents.

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:**

15.8.2016