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**United Kingdom-Normanton: Medical consumables
2016/S 170-306356**

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
Contact point(s): NUTS Code UKE4
For the attention of: Sophie Newbitt
WF6 1TL Normanton
United Kingdom
Telephone: +44 7714043290
E-mail: sophie.newbitt@supplychain.nhs.uk
Fax: +44 1924328744

Internet address(es):

General address of the contracting authority: Electronic access to information; <http://procurement.supplychain.nhs.uk/ISS/>

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:

'Negative Pressure Wound Therapy'.

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**

Framework agreement with several operators

Number of participants to the framework agreement envisaged: 20

Duration of the framework agreement

Duration in months: 12

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

Estimated value excluding VAT:

Range: between 62 600 000 and 66 800 000 GBP

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

The requirement is to create a comprehensive Framework Agreement for Negative Pressure Wound Therapy to supply NHS Supply Chain depots via the Stock /Blue Diamond routes and to NHS Supply Chain customers via the Direct/E-Direct routes (and any other routes referred to in the procurement documents) products and re-agents to cover the following uses:

— Therapeutic techniques using vacuum dressings to promote healing in acute or chronic wounds.

This Framework Agreement will be for an initial period of 12 months with the option (to be exercised at NHS Supply Chain's sole discretion) to extend it in incremental stages for up to a total period of 48 months.

NHS Supply Chain reserves the right to appoint more Suppliers to the Framework Agreement in the event that more than 20 reach the minimum score for appointment which is set out in the ITT.

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

33140000, 42122410

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:**

'This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that in the 12 months of the Framework Agreement the value of purchases will be in the range of between 15 650 000 GBP and 16 700 000 GBP however this is approximate only. The figures below for the total estimated value are based on that initial expenditure and include a forecast in growth.

The estimated value of the purchases throughout the term (including the extension option described at section II.2).

.1) of the framework agreement will be in the range of between 62 600 000 GBP and 66 800 000 GBP. The actual value of the framework agreement may be less than or exceed the estimated value dependent upon the

requirements of those bodies eligible to purchase from the framework throughout the duration. These values are approximate only and are based on the most recent historical usage information with a forecasted level of growth. The values provided are for guidance only and are not a guarantee of business'.

Estimated value excluding VAT:

Range: between 62 600 000 and 66 800 000 GBP

II.2.2) **Information about options**

Options: yes

Description of these options: 'NHS Supply Chain will have the option (to be exercised at its sole discretion) under the terms of the Framework Agreement to extend the term of the Framework Agreement for up to a maximum of 36 months in addition to the initial 12 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: 12 (from the award of the contract)

Information about lots

Lot No: 1

Lot title: Negative Pressure Wound Therapy Pumps and Consumables

1) **Short description**

Negative Pressure Wound Therapy products including the pumps and associated consumables.

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

33140000, 42122410

3) **Quantity or scope**

This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that in the first year of the Framework Agreement the value of purchases will be in the region of between 5 650 000 GBP and 6 200 000 GBP however this is approximate only. The figures below for the total estimated value are based on that initial expenditure.

In addition to including the first year values above the estimated value over the total Framework Agreement term is between 22 600 000 GBP and 24 800 000 GBP.

For the purpose of evaluation the Stock price will be used.

Estimated value excluding VAT:

Range: between 22 600 000 and 24 800 000 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: Negative Pressure Wound Therapy Pump Rental Services

1) **Short description**

Negative Pressure Wound Therapy Pump Rental.

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

33140000, 42122410

3) **Quantity or scope**

'This is an estimate only as precise quantities of likely purchases are unknown. It is anticipated that in the first year of the Framework Agreement the value of purchases will be in the region of between 10 000 000 GBP and

10 500 000 GBP however this is approximate only. The figures below for the total estimated value are based on that initial expenditure.

In addition to including the first year values above the estimated value over the total Framework Agreement term is between 40 000 000 GBP and 42 000 000 GBP.

For the purpose of evaluation the Direct price will be used.

The successful Applicant(s) will be required to report all direct sales via the Framework Agreement and pay a direct management fee to NHS Supply Chain of 1 % of the value of each order (excluding VAT at the applicable rate).

NHS Supply Chain anticipates that Applicants whose total overall score meets or exceeds the threshold of 50 % when rounded off (either up or down) to the nearest whole number will be awarded to the Framework Agreement for that product line. Please refer to the ITT document for further information on the evaluation process. More than one Applicant may be appointed across each of the product lines'.

Estimated value excluding VAT:

Range: between 40 000 000 and 42 000 000 GBP

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

5) **Additional information about lots**

'NUTS Code UK

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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 the tender documents'.

III.1.3) **Legal form to be taken by the group of economic operators to whom the contract is to be awarded:**

'NHS Supply Chain reserves the right to require groupings of Applicants to take a particular form or to require one Applicant to undertake primary legal liability or to require that each Applicant 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

Tasks to complete on system:

Header level

1. Read Framework Header documents. These are the documents provided by NHS Supply Chain that must be read by all Applicants. Access these by clicking on the “NHS SC header documents” button found in the “Select framework” tab.
2. Upload Header documents. These are the documents the Applicant must provide as instructed by NHS Supply Chain. Access these by clicking on “supplier header documents” button found in the “Select framework” tab.

Lot level.

Lot header selection. In the “Lot header” tab the Applicant can select the Lot(s) they wish to respond to.

- a. Select the “Lot line information” button to view the Lot detail to determine whether the Applicant wishes to respond to this Lot.
- b. Select the “Express intent” button after the required Lot has been highlighted to be able to respond to the Lot. Note: this expression of intent does not place an obligation on the Applicant to respond the action unlocks the ability to respond.

3. Complete price offers per line for the Lot. Complete the required fields for the lines the Applicant wants to include in the bid using the “Lot line detail” tab.

4. Answer the Non-Financial Lot questions. The questions are found in the “Lot evaluation” tab.

5. The “Lot questionnaire” tab has no requirement for completion in this tender.

— 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**

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: ‘Although an electronic auction will not be used to award all or part of the requirement of the Framework Agreement one or more eAuctions may be used (at NHS Supply Chain’s sole discretion) to award and part or all of any call off contracts awarded under the terms of 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: [2015/S 030-050150](#) of 12.2.2015

Other previous publications

Notice number in the OJEU: [2016/S 035-055883](#) of 16.2.2016

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**

3.10.2016 - 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: 200 (from the date stated for receipt of tender)

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

Date: 4.10.2016 - 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

'Applicants should refer to section 10 of the Invitation to Tender for details of the scoring process to be used to evaluate the Applicants.

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

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 anticipates appointing Applicants whose total overall score meets or exceeds the threshold of 50 % when rounded off (either up or down) to the nearest whole number will be awarded to the Framework Agreement for that product line. Please refer to the ITT document for further information on the evaluation process. More than one Applicant may be appointed across each of the product Lines.

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. For Direct Contract Products 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.

Non-Direct Contract Products.

Lot 1 — Negative Pressure Wound Therapy Pumps and Consumables.

Direct Control Products.

Lot 2 — Negative Pressure Wound Therapy Pump Rental Services.

NHS Supply Chain is not liable for any costs (including any third party costs fees or expenses) incurred by those expressing an interest in participating or tendering for this framework.

Electronic ordering will be used and electronic invoicing will be accepted and electronic payment will be used. Tender responses and all supporting documentation for the Framework Agreement 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 incurred by those expressing an interest in 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:**

31.8.2016