

This notice in TED website: <https://ted.europa.eu/udl?uri=TED:NOTICE:107593-2020:TEXT:EN:HTML>

**United Kingdom-London: Medical equipments
2020/S 045-107593**

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 DHL Supply Chain Ltd acting as agent of Supply Chain Coordination Ltd (SCCL)

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

Town: London

NUTS code: UKI4

Postal code: SE1 6LH

Country: United Kingdom

Contact person: Colette Clegg

E-mail: colette.clegg@supplychain.nhs.uk

Telephone: +44 1133854871

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: DHL Supply Chain Ltd

Postal address: Foxbridge Way

Town: Normanton

NUTS code: UKE4

Postal code: WF6 1TL

Country: United Kingdom

Contact person: Colette Clegg

E-mail: colette.clegg@supplychain.nhs.uk

Telephone: +44 1133854871

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/>

Tenders or requests to participate must be submitted to the abovementioned address

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:**

Robotic Medical Equipment and Associated Accessories

Reference number: FAG17283

II.1.2) **Main CPV code**

33100000

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 to the NHS Supply Chain customer base, of robotic medical equipment including associated accessories, consumables, and maintenance. This will include general (for example, minimally invasive), laparoscopic, orthopedic and spinal/neurological surgical robotic devices.

Applicants are advised that surgical robotic medical equipment shall be the focus of this tender exercise. This strategic approach to this tender aims to meet current customer (NHS) requirements and is to reflect current market capabilities.

It is anticipated that in the first 24 months of the framework agreement the value of purchases will be circa GBP 45 000 000.00 however this is approximate only. 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: 100 000 000.00 GBP

II.1.6) **Information about lots**

This contract is divided into lots: no

II.2) **Description**

II.2.1) **Title:**

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

33120000

33140000

33160000

33162000

33162100
33168000
33168100
33169000
33183000
33184100
50400000

II.2.3) Place of performance

NUTS code: UK

II.2.4) Description of the procurement:

Evaluation of tenders will be based upon: minimally invasive, orthopedic and spinal/neurological surgical robotic devices. Award shall be at Framework level. Please see tender documents for further evaluation methodology and award criteria details.

It is anticipated that in the first 24 months of the framework agreement the value of purchases will be circa GBP 45 000 000.00 however this is approximate only. The figures for the total estimated value are based on that initial expenditure and include a forecast for growth.

II.2.5) Award criteria

Criteria below

Quality criterion - Name: Supply / Weighting: 15

Quality criterion - Name: Support / Weighting: 20

Quality criterion - Name: Training / Weighting: 10

Quality criterion - Name: Warranty and repairs / Weighting: 25

Cost criterion - Name: Financial / Weighting: 30

II.2.6) Estimated value

Value excluding VAT: 100 000 000.00 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:

NHS Supply Chain shall have the option, at the end of the framework agreement's initial 24 month term, to extend it incrementally for up to a total further period of 24 months.

If NHS Supply Chain opts to extend the framework agreement at the end of its initial 24 month term it may take one or more of the following steps as part of the extension process:

(i) review and update the original specification; and/or

(ii) open the framework agreement up to new suppliers (in addition to originally appointed suppliers). Please see section 9.2 of the invitation to tender for full details.

Any customer using the framework agreement shall be entitled to obtain supplies using financing arrangements (e.g. a lease/rental agreement) made with either a third party financing organisation or the supplier/OEM (where the supplier/OEM offers supplies on a lease/rental basis). This means that, where a third party financing organisation is obtaining supplies to lease/rent to the relevant customer, that organisation may place an order

under the framework agreement for the relevant supplies on behalf of the customer. Please see section 3 of the invitation to tender (part entitled 'Framework Agreement Description') for full details of this; and, section III.1.1) of this contract notice for further details of organisations entitled to order supplies and/or services under the framework agreement.

Purchases made under the framework agreement shall be made principally via the direct route of supply (as defined in Schedule 4 of the framework agreement) but may also be made through the non-direct route of supply (also as defined in Schedule 4 of the framework agreement).

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

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 the invitation to tender document for further details in respect of appointment to the framework agreement. Award shall be at framework level.

Although there are no lots in respect of this tender, the system requirement dictates that applicants must tender for the one lot that appears within the NHS Supply Chain's procurement portal and applicants should refer to the invitation to tender for more information in respect of the process.

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.

This framework agreement will be between NHS Supply Chain and the supplier(s). NHS Supply Chain shall be entitled to order supplies and/or services from the supplier(s) under the framework agreement which NHS Supply Chain may then make available for purchase by:

- 1) Any NHS Trust;
- 2) Any other NHS entities;
- 3) Any private sector entity which is active in the United Kingdom Healthcare Sector (including, without limitation, providers of financial services to the United Kingdom Healthcare Sector, as envisaged at II.2.11 of this notice);
- 4) Any government department, government agency or other statutory body (for the avoidance of doubt including local authorities). However, the entities described at (1)-(4) inclusive will also be able to order supplies and/or services directly from the supplier(s) under the framework agreement.

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**

Selection criteria as stated in the procurement documents

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

Selection criteria as stated in the procurement documents

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 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: 15

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

IV.1.6) **Information about electronic auction**

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 097-233704](#)

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

Date: 30/03/2020

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

IV.2.7) **Conditions for opening of tenders**

Date: 31/03/2020

Local time: 09:00

Section VI: Complementary information

VI.1) **Information about recurrence**

This is a recurrent procurement: yes

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:**

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.

3) 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.

4) 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.

5) Header level requirements:

— applicants are required to read all framework header documents which can be accessed using the 'NHS Sheader 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.

6) 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;
 - 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: NHS Supply Chain
Town: Normanton
Country: United Kingdom

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

Official name: NHS Supply Chain
Town: Normanton
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:**

28/02/2020