

Contract notice

Select Directive

Common notices

Section I: Contracting authority

I.1) Name and addresses (please identify all contracting authorities responsible for the procedure)

Official name:

NHS Mid and South Essex Integrated Care Board

Postal address:

Unit 10 Phoenix Court, Christopher Martin Road

Town:

Basildon

NUTS code:

UKH3

Postal code:

SS14 3HG

Country:

United Kingdom

E-mail:

amy.wilson@attain.co.uk

Main address: (URL)

<https://www.midandsouthessex.ics.nhs.uk/>

Name and addresses: (please repeat as many times as needed)

2

another address

Official name:

NHS Herts and West Essex Integrated Care Board

Postal address:

Charter House Parkway Welwyn Garden City

Town:

Hertfordshire

NUTS code:

UKH35

Postal code:

AL8 6JL

Country:

United Kingdom

E-mail:

amy.wilson@attain.co.uk

Main address: (URL)

<https://hertsandwestessex.icb.nhs.uk/>

another address

Official name:

NHS Suffolk and North East Essex Integrated Care Board

Postal address:

Aspen House Stephenson Road Severalls Business Park

Town:

Colchester
NUTS code:
UKH3
Postal code:
CO4 9QR
Country:
United Kingdom

E-mail:
amy.wilson@attain.co.uk
Main address: (URL)
<https://suffolkandnortheastsex.icb.nhs.uk>

I.2) Joint procurement
The contract involves joint procurement
☒

I.3) Communication
Select an option
The procurement documents are available for unrestricted and full direct access, free of charge, at
(URL)
<https://attain.bravosolution.co.uk/>
Additional information can be obtained from:
the abovementioned address

Tenders or requests to participate must be submitted
electronically via:
yes

(URL)
<https://attain.bravosolution.co.uk/>
Tenders or requests to participate must be submitted:
to the abovementioned address

I.4) Type of the contracting authority
Select an option:
Body governed by public law

I.5) Main activity
Select an option:
Health

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Value of the field:

Pan Essex Urgent Primary Medical Care PDPS re-opening (Round 3)

Reference number:

ACE-ACE-0687-2023-MSE

II.1.2) Main CPV code

Select an option:

85100000

II.1.3) Type of contract

Select an option:

Services

II.1.4) Short description

Value of the field:

The Authority are seeking to re-open the Pseudo Dynamic Purchasing System (PDPS) for the provision of Urgent (Parachute / Caretaking) Primary Medical Care Services in accordance with NHS England Standard General Medical Services Regulations and Alternative Provider Medical Services Directions and having full regard to the NHS England Primary Medical Care Policy and Guidance Manual (PGM). This PDPS was established on 18th November 2019.

Hereafter all references to the Authority incorporates these organisations: NHS Mid and South Essex Integrated Care Board (ICB), NHS Hertfordshire and West Essex ICB, NHS Suffolk and North East Essex ICB.

The Authority invites responses from suitably qualified and experienced Providers to apply to join the PDPS Approved Provider List.

Further information can be found at sections II.2.4 and VI.3.

II.1.5) Estimated total value

Value excluding VAT: (for framework agreements or dynamic purchasing systems - estimated total maximum value for the entire duration of the framework agreement or dynamic purchasing system)
57456000

Currency:

Pound sterling

II.1.6) Information about lots

This contract is divided into lots:

no

II.2) Description

II.2.2) Additional CPV code(s)

Select an option

85000000, 85100000, 85120000, 85121000, 85140000, 85323000

II.2.3) Place of performance

NUTS code:

UKH3, UKH35

Main site or place of performance:

Essex, including: North East Essex, West Essex, Mid Essex, Basildon & Brentwood, Thurrock, Southend-on-Sea and Castle Point and Rochford

II.2.4) Description of the procurement

(nature and quantity of works, supplies or services or indication of needs and requirements)

The Urgent (Parachute / Caretaking) Primary Medical Care Services under this PDPS fall within the light-touch regime (LTR - PCR 2015 Regulations 74-77). The PDPS in many respects looks and feel like a DPS set up under PCR 2015 Regulation 34, but the flexibility of the LTR will apply. None of the formal procedural rules have any direct application including the requirements of Regulation 34. The

Authority makes this distinction to avoid implying that they will follow, or be bound by, the full procurement regime under PCR 2015 for this procurement.

This PDPS will be in place for a five-year term commencing 1st December 2019, with an option to extend for a further 12 months. It covers circumstances that may arise that require the Authority to put in place an Urgent Primary Medical Care Services contract where, due to the time limitations, the Authority opts not to undertake an individual procurement process. (This is sometimes also referred to as a Primary Medical Care 'Parachute' or 'Caretaking' service or 'Emergency Cover'). Bidders should therefore note that this PDPS places no obligation on the Authority to procure Services during the term of this PDPS. Individual circumstances may include: unforeseen or short notice circumstances, such as; the unexpected death of a single-handed Provider, or the failure to comply with a contractual breach notice or Care Quality Commission (CQC) essential standards, a termination notice issued by existing Provider or partnership dissolution, or a failed procurement process leading to urgent requirement as result of contract expiry.

This Contract Notice communicates the Authority's intention to commence Round 3 of the procurement process to re-open the established PDPS. Potential Bidders can request to participate by completing a Selection Questionnaire to demonstrate how they meet the stated minimum selection criteria. In addition, Potential Bidders who wish to join the PDPS must provide information about their proposed ability to provide Urgent Primary Medical Care Services, in relation to a number of 'Categories' of information. The Authority will use this information to inform a Filtering Process during any Call-Off procedure. Bidders must score a minimum of 40% of the total available weighted quality marks in order for their Bid to be considered any further. On any question, a score of 0 will be considered a Fail and the bid may be rejected.

The tender documents issued by Authority for specific Call-Off Contracts under this PDPS will fully confirm the specific terms and conditions applicable for the provision of Services. Call-Off Contracts will be awarded by either Direct Award or Further Competition via an Invitation to Tender issued by the Authority. Providing that a Potential Bidder on the Approved Provider List has been identified as eligible to bid for a particular Call-Off Contract via the PDPS Filtering Process, and they continue to meet the minimum selection criteria, they will be able to bid for the Call-Off Contract.

Each individual ITT for a Call-Off Contract will include the detailed Service Specification and any required service elements relating to such Call-Off Contract. The Procurement documentation includes the relevant terms and conditions that may be utilised by the parties for subsequent call-offs under the PDPS (albeit the Authority is permitted to incorporate their own preferred forms subject to their ongoing compliance with any relevant restrictions).

The PDPS in itself is therefore not a contract; contracts are only formed when Services are called-off under the PDPS.

Further details on the Filtering Process and the Call-Off Procedure can be found the procurement documentation pack available.

Further information also provided in section VI.3.

II.2.5) Award criteria

Select an option:

Price is not the only award criterion and all criteria are stated only in the procurement documents

Name Weighting

Name Weighting

II.2.6) Estimated value

Value excluding VAT: (for framework agreements or dynamic purchasing systems - estimated total maximum value for the entire duration of this lot)

57456000.00

Currency:

Pound sterling

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

Select an option:

Duration in months or Duration in days

Duration in months or Duration in days:

Duration in months

60

This contract is subject to renewal

yes

Description of renewals:

Annually, namely the 1st working day of the month of April. This date may be subject to change.

II.2.9) Information about the limits on the number of candidates to be invited

II.2.10) Information about variants

Variants will be accepted

no

II.2.11) Information about options

Options

yes

Description of options:

The Authority reserves the right to extend the PDPS for an additional 12 month period at the Authority's sole discretion.

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

Value of the field:

See VI.3) 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:

In accordance with Regulations 56 to 58 of The Public Contracts Regulations 2015 (as amended The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020) and as set out in the qualification envelope which is available with the procurement documents.

III.1.2) Economic and financial standing

List and brief description of selection criteria:

In accordance with Regulations 56 to 58 of The Public Contracts Regulations 2015 (as amended The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020) and as set out in the qualification envelope which is available with the procurement documents.

III.1.3) Technical and professional ability

List and brief description of selection criteria:

In accordance with Regulations 56 to 58 of The Public Contracts Regulations 2015 (as amended The Public Procurement (Amendment etc.) (EU Exit) Regulations 2020) and as set out in the qualification envelope which is available with the procurement documents.

III.1.5) Information about reserved contracts

III.2) Conditions related to the contract

III.2.1) Information about a particular profession (only for service contracts)

III.2.2) Contract performance conditions

Value of the field:

See the form of Contract supplied with the procurement documents.

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

Select an option:

Restricted procedure

IV.1.3) Information about a framework agreement or a dynamic purchasing system

The procurement involves the setting up of a dynamic purchasing system



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

IV.1.5) Information about negotiation (only for competitive procedures with negotiation)

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:

no

IV.2) Administrative information

IV.2.1) Previous publication concerning this procedure (One of the following: Prior information notice; Notice on a buyer profile)

Notice number in the OJ S:

2022/S 000-003072

IV.2.2) Time limit for receipt of expressions of interest

Date: (dd/mm/yyyy)

12/06/2023

Local time: (hh:mm)

12:00

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

Date: (dd/mm/yyyy)

01/05/2023

IV.2.4) Languages in which tenders or requests to participate may be submitted

IV.2.6) Minimum time frame during which the tenderer must maintain the tender

or Duration in months



(from the date stated for receipt of tender):

6

IV.2.7) Conditions for opening of tenders

Section VI: Complementary information

VI.1) Information about recurrence

This is a recurrent procurement:

yes

Estimated timing for further notices to be published

1st April 2024

VI.2) Information about electronic workflows

VI.3) Additional information

Value of the field:

Upon establishment of the PDPS, Potential Bidders wishing to apply to enter for the first time, or to re-apply may do so on an annual basis.

The Authority aims to re-open the PDPS each year on the first working day in April. The subsequent remaining opening dates are: This round - 01/05/23, and 01/04/2024. These dates may be subject to change from time to time. Potential bidders can apply to be added to the PDPS within the published annual timescales, until such time it is terminated. Closing dates for future rounds are: This round, 12/06/23, and noon 13/05/2024. These dates may be subject to change from time. Potential Bidders can apply to be added to the PDPS within the published annual timescales, until such time it is terminated.

For this round, the closing date for submitting completed Selection Questionnaires is 12:00 noon on 12th June 2023.

The Authority intends to allow Bidders who are successfully appointed to the PDPS during any of the Rounds to update the information they have provided in their PDPS SQ response annually, requests for which must be made by 30th September of each year. Please see Document 4 - 'PDPS Call Off Procedure' for further details on the Update Process.

It should be noted that the dates are expected dates at the time of issuing this PDPS SQ Process

Overview and may be subject to change.

During any Call-Off Procedure, Bidders will be required consider the implications and codes of practice relating to TUPE implications for staff. The Authority will endeavour to facilitate the transfer of data where relevant and lawful. Bidders are will be required to make their own assessment of whether TUPE applies and the consequences of TUPE.

During any Call-Off Procedure, Bidders will be expected to work closely with incumbent Providers and the Authority to secure legal access to any premises that may be made available for them for delivery of such services under any Call-Off Contract.

The Services within this PDPS procurement fall within Section 7 of the Public Contract Regulations 2015 (the "Regulations"). Neither the inclusion of the Bidder at Qualification Stage nor the use of the terms Process Overview, Selection Questionnaire, or Invitation to Tender nor any other indication shall be taken to mean that the Authority intends to hold themselves bound by any of the Regulations save those applicable to Public Contracts for social and other specific services listed in Schedule 3 of the Regulations (the "Light Touch" Regime).

Disclaimer: The Authority shall not be responsible for any costs or expenses incurred by respondents to this procurement in preparing and/or submitting such responses.

To access the procurement documentation, please go to the Attain eProcurement Portal (Bravo powered by Jaggaer) at: <https://attain.bravosolution.co.uk>

Click on 'Register here' and follow the on-screen instructions. You can access the SQ: 'sq_87 - Urgent Primary Medical Care PDPS re-opening (Round 3) for Essex ICBs' by clicking on the link called 'View current opportunities' on the Home Page. Please note that the tender will not be accepted by any means other than through the Attain e-Procurement Portal.

Should you require any information regarding this PDPS in between rounds please contact the email address available in this Contract Notice.

VI.4) Procedures for review

VI.4.1) Review body

Official name:

High Court of Justice of England and Wales

Town:

London

Postal code:

WC2A 2LL

Internet address: (URL)

<https://castlepointandrochfordccg.nhs.uk/>

VI.4.2) Body responsible for mediation procedures

VI.4.3) Review procedure

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

Official name:

NHS Mid and South Essex Integrated Care Board

Postal address:

Unit 10 Phoenix Court, Christopher Martin Road

Town:

Basilson

Postal code:

SS14 3HG

Country:

United Kingdom

E-mail:

amy.wilson@attain.co.uk

Internet address: (URL)

<https://www.midandsouthessex.ics.nhs.uk/>

VI.5) Date of dispatch of this notice