

This notice in TED website: <https://ted.europa.eu/udl?uri=TED:NOTICE:410309-2020:TEXT:EN:HTML>

**United Kingdom-London: Medical equipments
2020/S 169-410309**

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 Health Solutions Team Ltd acting as agent of Supply Chain Coordination Ltd (SCCL)

National registration number: 10863064

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

Town: London

NUTS code: UKI4 Inner London – East

Postal code: SE1 6LH

Country: United Kingdom

Contact person: Alexandra Gothard

E-mail: Alexandra.Gothard@supplychain.nhs.uk

Telephone: +44 7929018002

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: <https://www.gov.uk/government/organisations/department-of-health>

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: <http://procurement.supplychain.nhs.uk/ISS/>

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:**
Oncology Ablation Devices, Consumables and Associated Equipment.
- II.1.2) **Main CPV code**
33100000 Medical equipments
- II.1.3) **Type of contract**
Supplies
- II.1.4) **Short description:**
NHS Supply Chain seeks to establish a non-exclusive Framework Agreement (FAG) for the supply of Oncology Ablation Devices, Consumables and Associated Equipment to the NHS Supply Chain customer base via the eDirect Route. Precise quantities are unknown. It is anticipated that initial expenditure will be in the region of GBP 42 720 000.00 in the first 24 months 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. The estimated value over the total framework agreement term (including any extension options (2 + 2 year term) is GBP 85 440 000.00.
- II.1.5) **Estimated total value**
Value excluding VAT: 85 440 000.00 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)**
33141320 Medical needles
33141641 Probes
31120000 Generators
33000000 Medical equipments, pharmaceuticals and personal care products
33100000 Medical equipments
33160000 Operating techniques
33165000 Cryosurgical and cryotherapy devices
33141326 Radiology procedural needles
33140000 Medical consumables
33141200 Catheters
31711140 Electrodes
33141240 Catheter accessories
- II.2.3) **Place of performance**
NUTS code: UK UNITED KINGDOM
Main site or place of performance:
Various locations in the UK.
- II.2.4) **Description of the procurement:**
The framework covers supply of oncology ablation devices, consumables and associated equipment. Products include but are not limited to: Microwave Ablation Probes, Cryotherapy Ablation Cryoprobes, Irreversible Electroporation Electrode, RadioFrequency Straight Electrodes and RadioFrequency Patient Return Electrode (Grounding Pad), RadioFrequency Umbrella Electrodes and RadioFrequency Patient Return Electrode, Electrochemotherapy Electrodes, Oesophageal Ablation Ablative spray Cryotherapy Passive Catheters

and Oesophageal Ablation Ablative Spray Cryotherapy and Cryo-Decompression tubes. Please refer to the Specification for further detail.

Precise quantities are unknown.

It is anticipated that the initial expenditure will be circa GBP 21 360 000 in the first year of this framework agreement (FAG), however this is approximate only and the values may vary depending on the requirements of those purchasing under the FAG.

II.2.5) Award criteria

Criteria below

Quality criterion - Name: Supply chain assessment / Weighting: 13 %

Quality criterion - Name: Sales, service and quality / Weighting: 27 %

Quality criterion - Name: Training and education / Weighting: 10 %

Price - Weighting: 50 %

II.2.6) Estimated value

Value excluding VAT: 85 440 000.00 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:

The framework agreement will have an initial term of 24 months with an option to extend incrementally for up to a total period of 48 months.

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

NHS Supply Chain anticipates appointing all applicants who have met the minimum requirements which are set out in these tender documents and whose total score meets or exceeds a hurdle of at least 50 % at tender evaluation stage.

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 II.2) of this contract notice for further details in respect of appointment to the individual lot across the framework agreement.

Appointment to the framework agreement will be made on a lot basis.

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. The

framework will be between the NHS Supply Chain and the Supplier. NHS Supply Chain seeks to establish a non-exclusive framework agreement for supply to the NHS Supply Chain customer base via the eDirect Route. 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.

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**

Minimum level(s) of standards possibly required:

Parent company or other guarantees may be required in certain circumstances. Further details will be in the tender documents.

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

Minimum level(s) of standards possibly required:

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.1.5) **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, modern slavery assessment 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**

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- IV.1.4) **Information about reduction of the number of solutions or tenders during negotiation or dialogue**
- IV.1.6) **Information about electronic auction**
An electronic auction will be used
Additional information about electronic auction:
Although an electronic auction will not be used to award all or part of the requirements of the framework agreement the use of eAuctions may be an option as part of any contracts awarded under the framework agreement.
- 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 244-599488](#)
- IV.2.2) **Time limit for receipt of tenders or requests to participate**
Date: 27/09/2020
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**
- IV.2.7) **Conditions for opening of tenders**
Date: 28/09/2020
Local time: 09:00

Section VI: Complementary information

- VI.1) **Information about recurrence**
This is a recurrent procurement: no
- 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.

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 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.

— Applicants are required to answer all mandatory grounds for exclusion and minimum requirements and GS1 and PEPPOL questions found in the 'Framework Questionnaire' 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.

— Applicants are required to upload the documents requested at lot level using the 'Supplier Lot Documents' button after selecting the relevant lot in the 'Lot Header' tab.

— 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.

Please refer to section III.1.1) for additional information.

VI.4) **Procedures for review**

VI.4.1) **Review body**

Official name: Not Applicable

Town: Not Applicable

Country: United Kingdom

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

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:**

27/08/2020