

**United Kingdom-Yeovil: Parts for aircraft, spacecraft and helicopters**

OJ S 9/2016 14/01/2016

**Contract award notice for contracts in the field of defence and security  
Supplies****Directive 2009/81/EC****Section I: Contracting authority/entity**

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**I.1. Name and addresses**

Official name: Ministry of Defence, Helicopters, Merlin Project Team

Postal address: Helicopters South, Building 100, AgustaWestland Site, Lysander Road

Town: Yeovil

Postal code: BA20 2YB

Country: United Kingdom

Contact person: Danielle Cornick

E-mail: [Danielle.Cornick100@mod.uk](mailto:Danielle.Cornick100@mod.uk)

Telephone: +44 1935703153

**I.2. Type of the contracting authority**

Ministry or any other national or federal authority, including their regional or local subdivisions

**I.3. Main activity**

Defence

**I.4. Contract award on behalf of other contracting authorities**

The contracting authority is purchasing on behalf of other contracting authorities: no

**Section II: Object of the contract**

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**II.1. Description****II.1.1. Title**

Rig Upgrade to support MLSP DAS Architecture.

**II.1.2. Type of contract and place of performance or delivery**

Supplies

NUTS code UKF3 Lincolnshire

**II.1.3. Information about framework agreement****II.1.4. Short description of the contract or purchase(s)**

Parts for aircraft, spacecraft and helicopters. Rig Upgrade to support Merlin Mk4/4A MLSP Defence Aid Suite Architecture at the Air Warfare Centre, RAF Waddington.

**II.1.5. CPV code(s)**

34730000 Parts for aircraft, spacecraft and helicopters

**II.2. Total value of the contract/lot****II.2.1. Total value of the contract/lot**

Value: 580 518 GBP

excluding VAT

## Section IV: Procedure

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### IV.1. Type of procedure

Negotiated without publication of a contract notice

Justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union

Directive 2009/81/EC

1) Justification for the choice of the negotiated procedure without publication of a call for competition in accordance with Article 28 of Directive 2009/81/EC

No tenders or no suitable tenders/requests to participate in response to: negotiated procedure with prior call for competition

The works, supplies or services can be provided only by a particular economic operator for the following reason: protection of exclusive rights, including intellectual property rights

The Merlin Project Team, part of the UK Ministry of Defence, has awarded a contract to Selex ES Ltd to upgrade the extant pan-platform ground based programming software to support an additional platform (Merlin MK4/4A). Selex ES Ltd will also be required under the contract to upgrade the Pre-Flight Messages test rig to represent the MK4/4A configuration, upgrade the system training documentation and delivery of a training event. It is considered that the contract can be placed using the negotiated procedure without prior publication of a contract notice pursuant to Article 28(1)(e) of Directive 2009/81/EC of the European Parliament and of the Council (Regulation 16 (1)(a)(ii) of the UK Defence and Security Public Contracts Regulations 2011) for reasons connected with the protection of exclusive rights. This is because Selex ES Ltd has exclusive intellectual property in the Mission Dependent Data Generator (MDGG) Pre Flight Message Generator (PFMG) software. The work required under the contract requires modifications to be made to the software which can only lawfully be carried out by Selex ES Ltd.

### IV.2. Award criteria

#### IV.2.1. Award criteria

Lowest price

#### IV.2.2. Information about electronic auction

An electronic auction has been used: no

### IV.3. Administrative information

#### IV.3.1. File reference number attributed by the contracting authority

HELSS/0038

#### IV.3.2. Previous publication concerning this procedure

no

## Section V: Award of contract

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Contract No: HELSS/0038

### V.1. Date of conclusion of the contract

7.1.2016

### V.2. Information about tenders

### V.3. Name and address of the contractor

Official name: Selex-ES Ltd  
Postal address: 300 Capability Green  
Town: Luton  
Postal code: LU1 3PG  
Country: United Kingdom  
E-mail: [neal.macbain@selex-es.r.mil.uk](mailto:neal.macbain@selex-es.r.mil.uk)

#### **V.4. Information on value of the contract/lot**

#### **V.5. Information about subcontracting**

The contract is likely to be subcontracted: no

### **Section VI: Complementary information**

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#### **VI.1. Information about European Union funds**

The procurement is related to a project and/or programme financed by European Union funds:  
no

#### **VI.2. Additional information**

Suppliers interested in working with the Ministry of Defence should register on the MOD Supplier Information Database (SID) Register, available at [www.contracts.mod.uk](http://www.contracts.mod.uk) The MOD SID is a database of active and potential suppliers available to all MOD and UK Defence procurement personnel, and is the main supplier database of MOD Procurement organisations. Please note: The registration and publication of a company profile on the MOD SID does not mean or imply that the supplier has in any way been vetted or approved by the MOD. Suppliers wishing to compete for advertised MOD contracts must respond to any specific call for competition by submitting a separate expression of interest in accordance with the instructions of the purchasing organisation.

From 2.4.2014 the Government is introducing its new Government Security Classifications Policy (GSC) to replace the current Government Protective Marking Scheme. A key aspect of this is the reduction in the number of security classifications used. All suppliers to the Department are encouraged to make themselves aware of the changes as it may impact on this Requirement. The link below to the Gov.uk website provides information on the new GSC.

<https://www.gov.uk/government/publications/government-security-classifications>

The Authority reserves the right to amend any condition related to security of information to reflect any changes in national law or government policy. If any contract documents are accompanied by instructions on safeguarding classified information (e.g. a Security Aspects Letter), the Authority reserves the right to amend the terms of these instructions to reflect any changes in national law or government policy, whether in respect of the applicable protective marking scheme, specific protective markings given, the aspects to which any protective marking applies, or otherwise.

Advertising Regime OJEU: This contract opportunity is published in the Official Journal of the European Union (OJEU), the MoD Defence Contracts Bulletin and [www.contracts.mod.uk](http://www.contracts.mod.uk) GO Reference: GO-2016112-DCB-7565193.

#### **VI.3. Procedures for review**

##### **VI.3.1. Review body**

Official name: Ministry of Defence, Helicopters, Merlin Project Team

##### **Body responsible for mediation procedures**

Official name: Ministry of Defence, Helicopters, Merlin Project Team

**VI.3.2. Review procedure**

**VI.3.3. Service from which information about the review procedure may be obtained**

Official name: Ministry of Defence, Helicopters, Merlin Project Team

**VI.4. Date of dispatch of this notice**

12.1.2016