

United Kingdom-Bristol: Repair and maintenance services of helicopters
OJ S 77/2015 21/04/2015
Contract award notice
Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: Ministry of Defence, Helicopters
Postal address: Chinook PT, Yew 1A, #1147, MOD Abbey Wood
Town: Bristol
Postal code: BS34 8JH
Country: United Kingdom
For the attention of: Nathan Gibson
E-mail: deshels-comrcl-ios-6@mod.uk
Telephone: +44 3067983211

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

II.1. Description

II.1.1. Title

Chinook Through Life Customer Support (TLCS) Contract.

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

Services
Service category No 1: Maintenance and repair services
NUTS code UKJ31 Portsmouth

II.1.3. Information about a framework agreement or a dynamic purchasing system (DPS)

II.1.4. Short description of the contract or purchase(s)

Repair and maintenance services of helicopters. Repair and maintenance services of helicopters. The Authority has a requirement to maintain continuity of a through life customer support service to the MOD owned Chinook aircraft. This requires the maintenance of an agreed number of aircraft, with associated technical and logistics support (including on-aircraft maintenance and off-aircraft component work) to enable the Front Line Commands (FLC) to achieve their funded flying task. The fleet of aircraft is operated by Joint Helicopter Command within Land Command. The continuing requirement also includes provision of supply chain management service, technical support services, modification services, and provision of

management services and information. The Project Team may place further Over and Above tasking where it requires Boeing's expertise and access to relevant proprietary rights and data.

II.1.5. CPV code(s)

50212000 Repair and maintenance services of helicopters

II.1.6. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: no

II.2. Total value of the contract/lot

II.2.1. Total value of the contract/lot

Value: 420 000 000 GBP
excluding VAT

Section IV: Procedure

IV.1. Type of procedure

IV.1.1. Type of procedure

Award of a contract without prior publication of a call for competition in the Official Journal of the European Union in the cases listed below

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

Directive 2004/18/EC

1) Justification for the choice of the negotiated procedure without prior publication of a contract notice in the OJEU in accordance with Directive 2004/18/EC

The works, supplies or services can be provided only by a particular economic operator for the following reason:

technical,

protection of exclusive rights, including intellectual property rights

2) Other justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union

The procurement falls outside the scope of application of the directive.

The Secretary of State for Defence (the Authority) through the Chinook Project Team intends to amend a contract with The Boeing Company (Boeing) for the delivery of through life customer support to the UK Chinook aircraft fleet ('the services'). The amendments introduce revised pricing for the services provided. The Authority considers that the contract can be amended without a new procurement procedure on the basis that the contract provides in clear and unequivocal price revision clauses the scope and nature of the possible amendments and the conditions under which they can be used. Whilst the amendments are being introduced 12 months earlier than set out in the contract both this fact and the operation of the revised pricing provisions generally do not alter the overall nature of the contract. This notice is therefore being published for the sake of transparency. Even if a new procurement procedure were required, it is considered that the amendment to this 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 (Regulation 16(1)(a)(ii) of the UK Defence and Security Public Contract Regulations 2011). This is for technical reasons and reasons connected to exclusive rights. Boeing holds exclusive rights as the Original Equipment Manufacturer and Design Authority in information required to undertake the services to the Authority. It is also considered that technical reasons are applicable. Boeing has specific know-how, tools and equipment required for provision of many of the services that only Boeing has

at its disposal. Furthermore Boeing is the Design Authority for the Chinook aircraft and is the only provider capable of qualifying and certifying the interoperability and safety requirements of the services to ensure airworthiness and issuing the Safety Case, the Certificate of Design and Aircraft Type Records.

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

CHC/087

IV.3.2. Previous publication concerning this procedure

Voluntary ex ante transparency notice

Notice number in the OJ S: [2014/S 241-424863](#) of 9.12.2014

Section V: Award of contract

Contract No: CHC/087

Lot title: Chinook Through Life Customer Support (TLCS)

V.1. Date of conclusion of the contract

19.12.2014

V.2. Information about tenders

Number of tenders received: 1

Number of tenders received by electronic means: 0

V.3. Name and address of the contractor

Official name: Boeing Defence UK Limited

Postal address: Bravo November House, Vector Aerospace, Fareham Road

Town: Gosport

Postal code: PO13 0AA

Country: United Kingdom

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

Initial estimated total value of the contract/lot:

Value: 420 000 000 GBP

excluding VAT

Total value of the procurement:

Value: 420 000 000 GBP

excluding VAT

V.5. Information about subcontracting

The contract is likely to be subcontracted: yes

Value or proportion likely to be subcontracted to third parties:

Not known

Section VI: Complementary information

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 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 GO Reference: GO-2015416-DCB-6526338.

VI.3. Procedures for review

VI.3.1. Review body

Official name: Ministry of Defence, Helicopters
Postal address: Chinook PT, Yew 1A, #1147, MOD Abbey Wood
Town: Bristol
Postal code: BS34 8JH
Country: United Kingdom
E-mail: deshels-comrcl-ios-6@mod.uk
Telephone: +44 3067983211

Body responsible for mediation procedures

Official name: Ministry of Defence, Helicopters
Postal address: Chinook PT, Yew 1A, #1147, MOD Abbey Wood
Town: Bristol
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Country: United Kingdom
E-mail: deshels-comrcl-ios-6@mod.uk
Telephone: +44 3067983211

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

Postal address: Chinook PT, Yew 1a, #1147, MOD Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

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Telephone: +44 3067983211

VI.4. Date of dispatch of this notice

16.4.2015