

**UK-Portishead: software maintenance and repair services**  
**OJ S 86/2012 04/05/2012**  
**Contract award notice**  
**Services**

**Directive 2004/18/EC**

**Section I: Contracting authority**

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**I.1. Name and addresses**

Official name: Avon & Somerset Constabulary

Postal address: South West One Procurement, Police Headquarters, PO Box 37 Valley road

Town: Portishead

Postal code: BS20 8QJ

Country: United Kingdom

For the attention of: Mr Nick Jenkins

E-mail: [nick.jenkins@avonandsomerset.police.uk](mailto:nick.jenkins@avonandsomerset.police.uk)

Telephone: +44 1275816061

**Internet address(es):**

General address of the contracting authority: [www.avonandsomerset.police.uk](http://www.avonandsomerset.police.uk)

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

**I.3. Main activity**

Other: Police

**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**

Support and maintenance of guardian software.

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

Services

Service category No 7: Computer and related services

Main site or place of performance: Avon and Somerset Police HQ.

NUTS code UKK South West (England)

**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)**

Consolidation and extension of existing contracts for the support and maintenance of the Guardian software developed by Northgate information solutions.

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

72267000 Software maintenance and repair services

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

The procurement is covered by the Government Procurement Agreement: yes

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

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

Value: 204 000 GBP  
excluding VAT

## **Section IV: Procedure**

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### **IV.1. Type of procedure**

#### **IV.1.1. Type of procedure**

Negotiated without a call for competition

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

The Authority tendered in OJEC for the supply, installation, and maintenance of a Police crime and intelligence system. This tender resulted in a contract award in 2002 to Hayes Redfern for their "Guardian" system.

Hayes Redfern has subsequently been taken over by Northgate. Northgate therefore owns the intellectual property rights to Guardian. Northgate do not use intermediaries, nor allow any other company access to their source codes. Northgate are therefore the only company capable to provide ongoing support and maintenance of the system.

Over the life of the Guardian contract, various enhancements have been contracted for which have support payments attached to them. There is a total of 22 enhancements each with a separate due date for their maintenance agreements. As the main agreement for 24x7 maintenance of the crime and intelligence system is due to expire on 3.6.2012, the Authority consolidated all support payments into a signal contract starting on that date.

As the support and maintenance of the enhancements were not contemplated in the original OJEC tender, this requirement is being treated as a new award. The use of the negotiated procedure without publication of a contract notice in accordance with Article 31 paragraph (1) (b) is justified, as Northgate owns the IPR to the system.

### **IV.2. Award criteria**

#### **IV.2.1. Award criteria**

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

### **IV.3. Administrative information**

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

TO 193

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

##### **Voluntary ex ante transparency notice**

Notice number in the OJ S: [2012/S 78-128117](#) of 21.4.2012

## Section V: Award of contract

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Lot title:

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

1.5.2012

**V.2. Information about tenders**

Number of tenders received: 1

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

Official name: Northgate Information Solutions UK Limited

Postal address: Peoplebuilding 2 Peoplebuilding Estate Maylands Avenue Hemel Hempstead

HertfordshirePostal code: HP2 4NW

Country: United Kingdom

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

Total value of the procurement:

Value: 204 000 GBP

excluding VAT

**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**

**VI.3. Procedures for review**

**VI.3.1. Review body**

**VI.3.2. Review procedure**

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

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

3.5.2012