

**United Kingdom-Bristol: Military vehicles and associated parts**  
**OJ S 61/2019 27/03/2019**  
**Contract award notice**  
**Supplies**

**Legal Basis:**

Directive 2014/24/EU

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**Section I: Contracting authority**

**I.1. Name and addresses**

Official name: Ministry of Defence, Land Equipment, Other

National registration number: Defence Equipment and Support

Postal address: Cedar 1A #3157, Abbey Wood

Town: Bristol

NUTS code: UKK1 Gloucestershire, Wiltshire and Bristol/Bath area

Postal code: BS34 8JH

Country: United Kingdom

Contact person: Emilia Davies

E-mail: [emilia.davies134@mod.gov.uk](mailto:emilia.davies134@mod.gov.uk)

Telephone: +44 3067933312

**Internet address(es):**

Main address: <https://www.gov.uk/government/organisations/defence-equipment-and-support>

**I.4. Type of the contracting authority**

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

**I.5. Main activity**

Defence

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**Section II: Object**

**II.1. Scope of the procurement**

**II.1.1. Title**

Procurement of Winterised Track for CR2, Warrior and CVR(T)

**II.1.2. Main CPV code**

35400000 Military vehicles and associated parts

**II.1.3. Type of contract**

Supplies

**II.1.4. Short description**

To supply winterised track for CR2 platforms, warrior and CVR(T).

**II.1.6. Information about lots**

This contract is divided into lots: no

**II.1.7. Total value of the procurement**

Value excluding VAT: 516 431,00 GBP

## **II.2. Description**

### **II.2.3. Place of performance**

NUTS code: UKC1 Tees Valley and Durham

Main site or place of performance: Tees Valley and Durham.

### **II.2.4. Description of the procurement**

Procurement of winterised track for CR2, warrior and CVT(T).

### **II.2.5. Award criteria**

Price

### **II.2.11. Information about options**

Options: yes

Description of options:

1 option year for procurement of same quantity of winterised track.

### **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**

## **Section IV: Procedure**

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### **IV.1. Description**

#### **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

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
  - absence of competition for technical reasons

Explanation:

The vehicle support team, part of the Ministry of Defence, intends to place a supply contract with Cook Defence Systems Ltd ("the Contractor") for the Procurement of Challenger 2, Warrior and Combat Vehicle Reconnaissance (Tracked) (CVR(T)) winterised track for 1 year with a further 1 year option at an estimated total value of up to 600 000,00 GBP per year exclusive of VAT (1 200 000,00 GBP including the option year).

It is considered that 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) for technical reasons because the procurement of winterised track from another contractor would result in unacceptable safety and operational risk. The winterised track is safety critical and if not built to the approved build standard/specification would cause operational and maintenance issues with the potential for loss of control of the platforms.

Only the contractor, as the Original Equipment Manufacturer (OEM) for the winterised track, has access to the design and technical information, expertise, knowledge and know-how necessary to provide the required goods. A third party would not be able to carry out this work without access to the necessary design and technical information which is required to produce the goods to the correct technical specification, in terms of quality, performance and safety.

The winterised track being procured under this contract is deemed to be safety critical to the operation of the platform and so must be produced to the correct specification, held only by Cook Defence Systems Ltd. This information is not available to the Authority as it is owned by the contractor in their role as the original equipment manufacturer and the Authority does not have the necessary rights to that information to provide to any third party.

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

#### **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: [2018/S 247-571765](#)

##### **IV.2.8. Information about termination of dynamic purchasing system**

##### **IV.2.9. Information about termination of call for competition in the form of a prior information notice**

### **Section V: Award of contract**

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**Contract No:** 700002449

A contract/lot is awarded: yes

#### **V.2. Award of contract**

##### **V.2.1. Date of conclusion of the contract**

20/03/2019

##### **V.2.2. Information about tenders**

Number of tenders received: 1

Number of tenders received from SMEs: 1

Number of tenders received from tenderers from other EU Member States: 1

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 1

The contract has been awarded to a group of economic operators: no

##### **V.2.3. Name and address of the contractor**

Official name: Cooks Defence System Ltd

Postal address: Bond Isle Way, Stanhope

Town: County Durham

NUTS code: UKC1 Tees Valley and Durham

Country: United Kingdom

The contractor is an SME: yes

##### **V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 516 431,00 GBP

##### **V.2.5. Information about subcontracting**

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

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### **VI.3. Additional information**

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. The link below to the Gov.uk website provides information on the government security classification.

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

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-2019326-DCB-14591762

### **VI.4. Procedures for review**

#### **VI.4.1. Review body**

Official name: Land Equipment, Vehicle Support

Town: Bristol

Country: United Kingdom

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

Official name: Ministry of Defence, Land Equipment, Other

Postal address: Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

Telephone: +44 1179132548

### **VI.5. Date of dispatch of this notice**

26/03/2019