

United Kingdom-Bristol: Pharmaceutical products

OJ S 132/2013 10/07/2013

Contract notice

Supplies

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: Medical & General Supplies Team, DE&S

Postal address: NH4, ELM2B, MoD Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

For the attention of: Richard Rambridge

E-mail: descommodities-mgs-comrcl-1b@mod.uk

Telephone: +44 3067983544

Fax: +44 1179138907

Additional information can be obtained from:

the abovementioned address

Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from:

the abovementioned address

Tenders or requests to participate must be submitted: the abovementioned address**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 attributed to the contract by the contracting authority**

Enabling Contract for the supply of Medical Pharmaceutical products, provision of dispensing facility and Home Care service.

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

Supplies

Purchase

NUTS code UK United Kingdom

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

The procurement involves the establishment of a framework agreement

II.1.4. Information about framework agreement

Framework agreement with a single operator

Duration of the framework agreement

Duration in years: 4

Estimated total value of purchases for the entire duration of the framework agreement

Estimated value excluding VAT:

Range: between 40 000 000 and 79 546 000 GBP

II.1.5. Short description of the contract or purchase(s)

Pharmaceutical products. Pharmaceutical articles. Medicinal products for the alimentary tract and metabolism. Medicinal products for the blood, blood-forming organs and the cardiovascular system. Medicinal products for dermatology and the musculoskeletal system. Medicinal products for the genitourinary system and sex hormones. Systemic hormonal preparations, excl. sex hormones. General anti-infectives for systemic use, vaccines, antineoplastic and immunodulating agents. Medicinal products for the nervous system. Medicinal products for the respiratory system. Medical solutions. Other therapeutic products. Diagnostic agents. All other non-therapeutic products. Reagents and contrast media. Medical preparations excluding dental consumables. Clinical products. Stomatology devices. Disposable non-chemical medical consumables and haematological consumables. Gas-therapy and respiratory devices. Clinical chemistry system. Sun protection products. Medical and General Supplies Team (MedGS) has a requirement for a four year enabling contract for the supply, delivery and dispensing of Medical Pharmaceutical products, together with the provision of a 'Home Care' service to include stoma & ostomy products and provision of pre-packed over labelling & break down of bulk packs service.

Expressions of interest are to be submitted with the following evidence:

- 1) Copies of their most recent audited annual accounts.
- 2) Please provide a statement that they are willing or able to trade electronically using the Defence Electronics Commerce Service (DECS) Purchase to Payment (P2P) business process.
- 3) Please provide a statement that all medical products are sourced from companies holding appropriate Quality Standards (i.e. they are to be registered as part of the DH Manufacturing Registration Scheme (MRS), or carry the appropriate CE marks, or hold EN2900 1/2, EN6400 1/2, BS EN1 ISO 9002:2000 or equivalent.

Note: The Authority may use this information to down select a Tender panel for the requirement, therefore suppliers may not be considered where they do not provide the information requested above when expressing interest in the requirement.

Qualifications: Should there be sufficient economic operators expressing an interest in this requirement, the Authority reserves the right to issue a Pre-Qualification Questionnaire (PQQ). If a PQQ is used the PQQ criteria can be found at IV.1.2.

II.1.6. CPV code(s)

33600000 Pharmaceutical products, 33680000 Pharmaceutical articles, 33610000 Medicinal products for the alimentary tract and metabolism, 33620000 Medicinal products for the blood, blood-forming organs and the cardiovascular system, 33630000 Medicinal products for dermatology and the musculo-skeletal system, 33641000 Medicinal products for the genitourinary system and sex hormones, 33642000 Systemic hormonal preparations, excl. sex hormones, 33650000 General anti-infectives for systemic use, vaccines, antineoplastic and immunodulating agents, 33661000 Medicinal products for the nervous system, 33670000 Medicinal products for the respiratory system, 33692000 Medical solutions, 33693000 Other therapeutic products, 33694000 Diagnostic agents, 33695000 All other non-therapeutic products, 33696000 Reagents and contrast media, 33697000 Medical preparations excluding

dental consumables, 33698000 Clinical products, 33126000 Stomatology devices, 33141000 Disposable non-chemical medical consumables and haematological consumables, 33157000 Gas-therapy and respiratory devices, 33159000 Clinical chemistry system, 33711510 Sun protection products

II.1.7. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: yes

II.1.8. Lots

This contract is divided into lots: no

II.1.9. Information about variants

Variants will be accepted: no

II.2. Scope of the procurement

II.2.1. Total quantity or scope

No guarantee can be given for the number of products likely to be ordered, although an annual estimated quantity will be provided in the Invitation to Tender.

Estimated value excluding VAT:

Range: between 40 000 000 and 79 546 000 GBP

II.2.2. Information about options

Options: no

II.2.3. Information about renewals

This contract is subject to renewal: no

II.3. Duration of the contract or time limit for completion

Duration in months: 48 (from the award of the contract)

Section III: Legal, economic, financial and technical information

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

Before accepting a tender, the Authority may require that a bank guarantee or parent company guarantee or other guarantees of performance be provided.

III.1.2. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them

Suppliers, when expressing an interest, are to confirm that they are willing and able to trade electronically using the Defence Electronic Commerce Service (DECS) Purchase to Payment (P2P) business process. Further information is available from: www.d2btrade.com

III.1.3. Legal form to be taken by the group of economic operators to whom the contract is to be awarded

If a group of economic operators submits a bid, the group must nominate a lead organisation to deal with the Authority. The Authority shall require the group to form a legal entity before entering into the Contract.

III.1.4. Contract performance conditions

The performance of the contract is subject to particular conditions: yes

Description of particular conditions: Please note that the requirement to which this notice relates comes under Logistic Commodities and Services (LCS), formed 1.8.2011. LCS is determining the future strategy for all commodities and services within its remit and may in the future place a contract for the supply of services which may include the provision of articles (or services) which are covered by this notice. In this event the Authority may satisfy its requirement from the LCS service contract and no further orders will be placed against any framework arising from this notice. Alternatively, the Authority may appoint a Managing Agent to operate the framework/contract arising from this notice; novate the Agreement to a Managing Agent or third party; or assign the benefit of the Agreement to a Managing Agent. Further details will be provided in the tender documentation. The contract shall be subject to MoD standard Terms and Conditions.

III.2. Conditions for participation

III.2.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions: The Authority will apply all the offences listed in Article 45(1) of Directive 2004/18/EC (implemented as Regulation 23(1) of the Public Contract Regulations (PCR) 2006 in the UK) and all of the professional misconducts listed at Article 45 (2) of Directive 2004/18/EC (see also Regulation 23(2) in the PCR 2006) to the decision of whether a Candidate is eligible to be invited to tender.

A full list of the Regulation 23(1) and 23(2) criteria are at <http://www.contracts.mod.uk/delta/project/reasonsForExclusion.html#dspr>

Candidates will be required to sign a declaration confirming whether they do or do not have any of the listed criteria as part of the pre-qualification process. For candidates who are registered overseas, you will need to declare if you have any offences/misconduct under your own countries laws, where these laws are equivalent to the Regulation 23 lists.

Candidates who have been convicted of any of the offences under Article 45(1) are ineligible and will not be selected to bid, unless there are overriding requirements in the general interest for doing so.

Candidates who are guilty of any of the offences, circumstances or misconduct under Article 45 (2) may be excluded from being selected to bid at the discretion of the Authority.

III.2.2. Economic and financial ability

List and brief description of conditions: (a) Appropriate statements from banks or, where appropriate, evidence of relevant professional risk indemnity insurance.

(b) The presentation of balance-sheets or extracts from the balance-sheets, where publication of the balance-sheet is required under the law of the country in which the economic operator is established.

(c) A statement of the undertaking's overall turnover and, where appropriate, of turnover in the area covered by the contract for a maximum of the last three financial years available, depending on the date on which the undertaking was set up or the economic operator started trading, as far as the information on these turnovers is available.

Minimum level(s) of standards possibly required: An assessment will be undertaken by CAAS on your financial status. An overall pass/fail assessment will be made after considering areas such as turnover, profit, net assets, liquidity, debt v equity and capacity. Financial Risk Management companies, such as Company Watch and associated credit scoring, will be utilised as part of this process.

A low turnover compared to annual contract value will not automatically exclude the Potential Provider from being selected to tender. If the annual contract value is greater than 40% of the Potential Provider's annual turnover, the Potential Provider should:

- 1) Provide any additional information showing it has sufficient economic and financial resources to deliver the requirement; and
- 2) State whether the Potential Provider is willing to provide the Authority with a bank guarantee or parent company guarantee or other guarantees of performance.

III.2.3. Technical and professional ability

List and brief description of conditions:

- (b) A list of the principal deliveries effected or the main services provided in the past three years, with the sums, dates and recipients, whether public or private, involved. Evidence of delivery and services provided shall be given: - where the recipient was a contracting authority, in the form of certificates issued or countersigned by the competent authority, - where the recipient was a private purchaser, by the purchaser's certification or, failing this, simply by a declaration by the economic operator.
- (c) An indication of the technicians or technical bodies involved, whether or not belonging directly to the economic operator's undertaking, especially those responsible for quality control and, in the case of public works contracts, those upon whom the contractor can call in order to carry out the work
- (j) An indication of the proportion of the contract which the services provider intends possibly to subcontract.
- (k) With regard to the products to be supplied: (i) samples, descriptions and/or photographs, the authenticity of which must be certified if the contracting authority so requests; (ii) certificates drawn up by official quality control institutes or agencies of recognised competence attesting the conformity of products clearly identified by references to specifications or standards.

To be provided in the Pre-Qualification Questionnaire (PQQ).

III.2.4. Information about reserved contracts

III.3. Conditions specific to services contracts

III.3.1. Information about a particular profession

III.3.2. Information about staff responsible for the performance of the contract

Section IV: Procedure

IV.1. Type of procedure

IV.1.1. Type of procedure

Restricted

IV.1.2. Information about the limits on the number of candidates to be invited

Envisaged minimum number 3: and Maximum number 6

Objective criteria for choosing the limited number of candidates: Interested suppliers may be invited to apply for a Pre-Qualification Questionnaire (PQQ) by the Authority following their expression of interest in response to this Contract Notice. Potential suppliers would be required to send the Authority a completed PQQ providing information that allows the Authority to evaluate the supplier's capacities and capabilities against the selection criteria set out in Sections III.2.1), III.2.2) and III.2.3) of this Contract Notice.

The Authority will use the PQQ response to create a list of suppliers who are eligible to participate under Section III.2.1) of this Contract Notice; and who fulfill any minimum capacity levels under Sections III.2.2) and III.2.3) of this Contract Notice. Full details of the method for

choosing the tenderers will be set out in the PQQ.

Applicants responses to the PQQ for the following criteria will be marked Pass/Fail:

Organisation and Contact details, grounds for mandatory rejection, grounds for discretionary rejection, economic and financial standing, Quality certification.

Applicants responses to the PQQ for the following criteria will be scored:

Capability, Supply Chain Management, Performance Management.

IV.1.3. Information about reduction of the number of solutions or tenders during negotiation or dialogue

IV.2. Award criteria

IV.2.1. Award criteria

The most economically advantageous tender in terms of Price is not the only award criterion and all criteria are stated only in the procurement documents

IV.2.2. Information about electronic auction

An electronic auction will be used: yes

Additional information about electronic auction: Yes. A Reverse Auction, conducted using electronic means, may be used as part of the procurement process for this requirement.

Specific relevant information on Reverse Auction usage will be given in the Invitation to Tender.

IV.3. Administrative information

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

MEDGS/00214

IV.3.2. Previous publication concerning this procedure

no

IV.3.3. Conditions for obtaining specifications and additional documents or descriptive document

IV.3.4. Time limit for receipt of tenders or requests to participate

5.8.2013 - 12:00

IV.3.5. Estimated date of dispatch of invitations to tender or to participate to selected candidates

IV.3.6. Languages in which tenders or requests to participate may be submitted

English.

IV.3.7. Minimum time frame during which the tenderer must maintain the tender

IV.3.8. Conditions for opening of tenders

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.2. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:

no

VI.3. 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.

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-201375-DCB-4933773

VI.4. Procedures for review

VI.4.1. Review body

Official name: Medical & General Supplies Team, DE&S

Postal address: NH4, Elm 2B, #4226, MoD Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

Body responsible for mediation procedures

Official name: Medical & General Supplies Team

Postal address: Elm 2B, #4226, MoD Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

VI.4.2. Review procedure

VI.4.3. Service from which information about the review procedure may be obtained

Official name: Medical & General Supplies Team, DE&S

VI.5. Date of dispatch of this notice

5.7.2013