

United Kingdom-Yeovil: Health and social work services

OJ S 141/2013 23/07/2013

Contract notice

Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: NHS Somerset Clinical Commissioning Group

Postal address: Wynford House, Lufton Way

Town: Yeovil

Postal code: BA22 8HR

Country: United Kingdom

Contact person: SW Commissioning Support Unit

For the attention of: Garry Mitchell - Senior Category Manager

E-mail: garry.mitchell@nhs.net

Telephone: +44 1392405261

Internet address(es):

General address of the contracting authority: <https://tactica-live.advanced365.com/login.asp>

Address of the buyer profile: <https://tactica-live.advanced365.com/login.asp>

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

Body governed by public law

I.3. Main activity

Health

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

Elective Orthopaedic Outpatient Services at Bridgwater Community Hospital.

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

Services

Service category No 25: Health and social services

Main site or place of performance: Bridgwater Community Hospital.

NUTS code UKK23 Somerset

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

The notice involves a public contract

II.1.4. Information about framework agreement

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

Somerset Partnership NHS Foundation Trust is currently in the process of constructing a new Community Hospital for the population of Bridgwater. Somerset Clinical Commissioning Group (CCG) is seeking to appoint a suitably qualified and experienced healthcare service provider for the delivery of elective orthopaedic outpatients at the new Bridgwater site and subsequent surgery within a suitable location.

The successful bidder will perform the elective orthopaedic outpatient clinics from Bridgwater Community Hospital in line with the current musculoskeletal pathway working in conjunction with the Orthopaedic Assessment Service in Somerset (OASIS) service. For further information regarding the OASIS (West) service, please follow this link. Orthopaedic Assessment Service The Successful bidder will lease clinic space from Somerset Partnership NHS Foundation Trust who will own the new community Hospital facilities and provide the infrastructure for outpatient clinics.

The aim of the procurement is to acquire sustainable, evidence based high quality, value for money provision of elective orthopaedic care for NHS patients. The service will:

- support local waiting times
- achieve targets and activity plans
- provide patient choice and diversity
- promote affordable innovative service models
- provide assurances to commissioners in terms of performance and service delivery

The provider will be required to treat patients referred from the OASIS service, providing an integrated care pathway to include outpatients, diagnostics and surgery as either a day case or inpatient for a range of elective orthopaedic surgery. This will look to deliver:

- outpatient appointments closer to home
- a reduction in waiting times for Bridgwater patients, permeating across the county
- increased choice and create a sustainable capacity
- wider patient choice within the locality
- continued links to OASIS (West) with a view to establishing a more streamlined cohesive service for the patients on the elective orthopaedic pathway

The potential providers will be asked to provide a population-based approach to elective orthopaedic outpatients.

The volume of activity for the successful applicant will be dependent on patient choice.

Successful bidders will be required to provide their own surgical facilities to complete the patient pathway which may involve further partnerships with organisations with appropriate facilities. Further discussions around surgical provision will be developed through the ITN process.

It is the commissioner's intention to work closely with bidders through a 2 stage Invitation to Negotiate process.

II.1.6. CPV code(s)

85000000 Health and social work services, 85110000 Hospital and related services, 85111000 Hospital services, 85323000 Community health services

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: yes

II.2. Scope of the procurement

II.2.1. Total quantity or scope

Somerset Clinical Commissioning Group (CCG) is seeking to appoint a suitably qualified and experienced healthcare service provider for the delivery of elective orthopaedic outpatients at the new Bridgwater site and subsequent surgery within a suitable location.

Estimated value excluding VAT:

Range: between 200 000 and 2 000 000 GBP

II.2.2. Information about options

II.2.3. Information about renewals

This contract is subject to renewal: yes

Number of possible renewals: 2

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

Duration in months: 36 (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

Parent company and other guarantees may be required in certain circumstances see the invitation to tender for further details

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

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

Joint and severable liability

III.1.4. Contract performance conditions

The performance of the contract is subject to particular conditions: no

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: Any supplier may be disqualified who does not respond to the following in the requisite manner:

- 1) Suppliers are required to express an interest in the OJEU process and complete PQQ documents (where applicable) via the Trusts eSourcing system TACTICA - which is accessed at <https://tactica-live.advanced365.com> - please make sure that you are registered to avoid any future delays.
- 2) Information and formalities necessary for evaluating if requirements are met:
 - (a) Is bankrupt or is being wound up, where his affairs are being administered by the court, where he has entered into an arrangement with creditors, where he has suspended business activities or is in any analogous situation arising from a similar procedure under national laws

and regulations;

- (b) Is the subject of proceedings for a declaration of bankruptcy, for an order for compulsory winding up or administration by the court or of an arrangement with creditors or of any other similar proceedings under national laws and regulations;
- (c) Has been convicted by a judgment which has the force of res judicata in accordance with the legal provisions of the country of any offence concerning his professional conduct;
- (d) Has been guilty of grave professional misconduct proven by any means which the contracting authorities can demonstrate;
- (e) Has not fulfilled obligations relating to the payment of social security contributions in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority;
- (f) Has not fulfilled obligations relating to the payment of taxes in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority;
- (g) Is guilty of serious misrepresentation in supplying the information required under this Section or has not supplied such information;
- (h) Has been the subject of a conviction for participation in a criminal organisation, as defined in Article 2(1) of Council Joint Action 98/733/JHA;
- (i) Has been the subject of a conviction for corruption, as defined in Article 3 of the Council Act of 26.5.1972 and Article 3(1) of Council Joint Action 98/742/JHA3 respectively;
- (j) Has been the subject of a conviction for fraud within the meaning of Article 1 of the Convention relating to the protection of the financial interests of the European Communities;
- (k) Has been the subject of a conviction for money laundering, as defined in Article 1 of Council Directive 91/308/EEC of 10.6.1991 on prevention of the use of the financial system for the purpose of money laundering.

Bidders who have been convicted of a Bribery Act 2010 offence under section 1 (offences relating to bribing another person) or section 6 (bribery of foreign public officials) will be excluded.

In addition to the Provisions of Freedom of Information Act, Bidders will have due regard to the Trusts obligations on Transparency which are set out in more detail at

www.businesslink.gov.uk/transparency/procurement and all offers will be submitted on the basis that the contract when awarded may be published in full in accordance with H M Government Transparency Guidance.

The Trust will also be utilising the NHS supplier information database (SID4Health) to manage and assess general pre-qualification information in the form of a profile. As well as responding to the tender via TACTICA, candidates are requested to provide or update their profile on the SID4gov as follows:

- a) candidates should register on SID4gov at <http://sid4gov.cabinetoffice.gov.uk> by clicking on the Register Organisation tab and select the Supplier button .
- b) to continue with the registration process Suppliers must have a current DUNS Number. If a Supplier does not have a DUNS Number there is a link to the D&B UK website to request a DUNS Supplier Number.
- c) Suppliers who already have a published profile on SID4gov must confirm that information is up to date ;i) candidates should ensure all relevant sections of their NHS SID4gov profile are completed to demonstrate their ability to meet the short listing criteria applicable to this contract. PLEASE NOTE ALL RESPONSES TO OJEU SHOULD BE MADE THROUGH TACTICA

eSOURCING SYSTEM - REGISTRATION IS REQUIRED ON SID4GOV TO UPDATE OR PROVIDE COMPANY PROFILES ONLY

III.2.2. Economic and financial ability

List and brief description of conditions: As per III.2.1. above

III.2.3. Technical and professional ability

List and brief description of conditions:

As per III.2.1. above

III.2.4. Information about reserved contracts

III.3. Conditions specific to services contracts

III.3.1. Information about a particular profession

Execution of the service is reserved to a particular profession: no

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

Obligation to indicate the names and professional qualifications of the staff assigned to performing the contract: no

Section IV: Procedure

IV.1. Type of procedure

IV.1.1. Type of procedure

Negotiated

Some candidates have already been selected (if appropriate under certain types of negotiated procedures) no

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

Envisaged minimum number 3: and Maximum number 10

Objective criteria for choosing the limited number of candidates: The criteria will be set down within the PQQ.

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

Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated yes

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: no

IV.3. Administrative information

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

RFT3280

IV.3.2. Previous publication concerning this procedure

no

IV.3.3.

Conditions for obtaining specifications and additional documents or descriptive document

Payable documents: no

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

19.8.2013 - 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

The contract will be for a 3 year period with an option to extend for two further periods, each of 12 months duration.

This is a procurement for services specified in part B of schedule 3 of the Public Contracts Regulations 2006 ('Part B services'). Accordingly, and notwithstanding the advertising of this procurement exercise in the Official Journal, the Public Contracts Regulations 2006 (as amended) (the 'Regulations') only apply in part. The procurement exercise will be conducted in accordance with the information contained in the tender documentation.

The Authority has voluntarily advertised this procurement exercise in the Official Journal, solely in order to reach as wide an audience as possible. The Authority has been constrained by the forms used by the Publications Office to describe the procurement procedure as 'Negotiated Procedure' but the Authority does not bind itself to conduct the procurement process in accordance with the Negotiated Procedure, as described in the Regulations, nor to abide by any other part of the Regulations which does not expressly apply to procurements for part B services. Neither a reference during or after this procurement process to the Regulations or the use of language or terminology common to the Regulations shall require the Authority to conduct a full procurement in accordance with the Regulations. This notice is being placed for advertising purposes only.

To receive more information about this tender, including any amendments and/or clarifications and to request any clarifications and/or to respond to this tender, you must register your interest to this tender on the following site: <https://tactica-live.advanced365.com>

This is the only route through which NHS Somerset Clinical Commissioning Group will conduct communications with Potential Bidders, and accept completed Pre-Qualification Questionnaires.

Full project information will only be available within the Tatica portal and the CCG's web site, when the procurement process is formally launched.

VI.4. Procedures for review

VI.4.1. Review body

VI.4.2. Review procedure

Precise information on deadline(s) for review procedures: Somerset CCG will allow a minimum 10 calendar day standstill period between notifying the award decision and awarding the contract. Unsuccessful tenderers and applicants are entitled to receive reasons for the decision, including the characteristics and relative advantages of the winning bid and the reasons why the tenderer/applicant was unsuccessful. Should additional information be required it should be requested of the addressee in section I.1. Aggrieved parties who have been harmed or are at risk of harm by breach of the procurement rules have the right to take action in the High Court (England and Wales). Any such action is subject to strict time limits and must be brought in accordance with the Public Contracts Regulations 2006 as amended by the Public Contracts (Amendment) Regulations 2009 and the Public Procurement (Miscellaneous Amendments) Regulations 2011.

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

VI.5. Date of dispatch of this notice

19.7.2013