

UK-Bristol: ammunition
OJ S 222/2012 17/11/2012
Contract award notice
Supplies

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: Defence General Munitions Project Team, DE&S
Postal address: Fir 1b #4115, MOD Abbey Wood
Town: Bristol
Postal code: BS34 8JH
Country: United Kingdom
Contact person: DESWpnsDGM-Comrcl2
For the attention of: R Vivian
E-mail: DESWpnsDGM-ComrclMultiuser@mod.uk
Telephone: +44 3067983949

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

DGM/1702.

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

Supplies
NUTS code UKK11 Bristol, City of

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)

Ammunition. The DGM project team, part of UK Ministry of Defence, intends to award a 3 year contract with a 2 year option to extend for the supply of specialist munitions from Edgar Brothers the exclusive UK agent for Black Hills.

II.1.5. CPV code(s)

35330000 Ammunition

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: 1 030 220 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

The DGM project team, part of the UK Ministry of Defence, intends to award a 3 year contract with a 2 year option to extend for the supply of specialist munitions from Edgar Brothers the exclusive UK agent for Black Hills. It is considered that this contract can be placed using the negotiated procedure without prior publication pursuant to Articles 28(1)(c) and 28(1)(e) of Directive 2009/81/EC (Regulations 16(1)(a)(ii) and 16(1)(a)(iii) of the Defence and Security Public Contracts Regulations 2011). This is because the original drawings, associated confidential manufacturing data, projectile design, propellant and underlying technical know-how required belong to Black Hills. There is also a need for interoperability with other nations. The introduction of new rounds would need to be supported by a completely new Safety Case to provide the necessary confidence that the integrity of the rounds have not been compromised. This process would cause an untenable gap in current operational capability together with a disproportionate impact on time and cost. This requirement provides direct support for military operations in Afghanistan. In addition, the rounds are proprietary to Black Hills who is the original equipment manufacturer and holder of the intellectual property rights. No licences have been granted to any party, including the MoD, to obtain the drawings, specifications and/or other intellectual property necessary to carry out the design or manufacture on these items.

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

DGM/1702

IV.3.2. Previous publication concerning this procedure

Voluntary ex ante transparency notice

Section V: Award of contract

Contract No: DGM/1702

V.1. Date of conclusion of the contract

1.11.2012

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: Edgar Brothers Police & Military Division

Postal address: Heather Close, Lyme Green Business Park

Town: Macclesfield

Postal code: SK11 0LR

Country: United Kingdom

Telephone: +44 1625430330

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

V.5. Information about subcontracting

The contract is likely to be subcontracted: no

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.

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-20121112-DCB-4380513.

VI.3. Procedures for review

VI.3.1. Review body

Official name: Defence General Munitions Project Team, DE&S

Postal address: Fir 1b #4115, MOD Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

E-mail: DESWpnsDGM-ComrcIMultiuser@mod.uk

Telephone: +44 3067983949

Body responsible for mediation procedures

Official name: Defence General Munitions Project Team, DE&S

VI.3.2. Review procedure

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

Official name: Defence General Munitions Project Team, DE&S

VI.4. Date of dispatch of this notice

12.11.2012