

**United Kingdom-Rayleigh: Health services**  
**OJ S 173/2019 09/09/2019**  
**Contract notice**  
**Services**

**Legal Basis:**

Directive 2014/24/EU

**Section I: Contracting authority**

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**I.1. Name and addresses**

Official name: NHS Castle Point and Rochford Clinical Commissioning Group  
National registration number: E38000030  
Postal address: Pearl House, 12 Castle Rd  
Town: Rayleigh  
NUTS code: UKH3 Essex  
Postal code: SS6 7QF  
Country: United Kingdom  
Contact person: Amy Wilson  
E-mail: [amy.wilson@attain.co.uk](mailto:amy.wilson@attain.co.uk)  
**Internet address(es):**  
Main address: <https://attain.bravosolution.co.uk>

**I.1. Name and addresses**

Official name: NHS North East Essex Clinical Commissioning Group  
Postal address: Aspen House Stephenson Road  
Town: Colchester  
NUTS code: UKH3 Essex  
Postal code: CO4 9QR  
Country: United Kingdom  
E-mail: [amy.wilson@attain.co.uk](mailto:amy.wilson@attain.co.uk)  
**Internet address(es):**  
Main address: <https://www.neessexccg.nhs.uk/>

**I.1. Name and addresses**

Official name: NHS Mid Essex Clinical Commissioning Group  
Postal address: Wren House, Hedgerows Business Park, Colchester Road  
Town: Chelmsford  
NUTS code: UKH3 Essex  
Postal code: CM2 5PF  
Country: United Kingdom  
E-mail: [amy.wilson@attain.co.uk](mailto:amy.wilson@attain.co.uk)  
**Internet address(es):**  
Main address: <https://midessexccg.nhs.uk/>

**I.1. Name and addresses**

Official name: NHS West Essex Clinical Commissioning Group  
Postal address: Building 4 Spencer Close St Margarets Hospital  
Town: Epping  
NUTS code: UKH35 West Essex

Postal code: CM16 6TN  
Country: United Kingdom  
E-mail: [amy.wilson@attain.co.uk](mailto:amy.wilson@attain.co.uk)  
**Internet address(es):**  
Main address: <https://westessexccg.nhs.uk/>

#### **I.1. Name and addresses**

Official name: NHS Basildon and Brentwood Clinical Commissioning Group  
Postal address: Christopher Martin Road  
Town: Basildon  
NUTS code: UKH3 Essex  
Postal code: SS14 3EZ  
Country: United Kingdom  
E-mail: [amy.wilson@attain.co.uk](mailto:amy.wilson@attain.co.uk)  
**Internet address(es):**  
Main address: <https://basildonandbrentwoodccg.nhs.uk/>

#### **I.1. Name and addresses**

Official name: NHS Thurrock Clinical Commissioning Group  
Postal address: Civic Offices 2nd Floor New Road  
Town: Grays  
NUTS code: UKH3 Essex  
Postal code: RM17 6SL  
Country: United Kingdom  
E-mail: [amy.wilson@attain.co.uk](mailto:amy.wilson@attain.co.uk)  
**Internet address(es):**  
Main address: <http://thurrockccg.nhs.uk/>

#### **I.1. Name and addresses**

Official name: NHS Southend Clinical Commissioning Group  
Postal address: Victoria Avenue  
Town: Southend-on-Sea  
NUTS code: UKH3 Essex  
Postal code: SS2 6ER  
Country: United Kingdom  
E-mail: [amy.wilson@attain.co.uk](mailto:amy.wilson@attain.co.uk)  
**Internet address(es):**  
Main address: <https://southendccg.nhs.uk/>

#### **I.2. Information about joint procurement**

The contract involves joint procurement

#### **I.3. Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://attain.bravosolution.co.uk>

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: <https://attain.bravosolution.co.uk>

Tenders or requests to participate must be submitted to the abovementioned address

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

Body governed by public law

## **I.5. Main activity**

Health

## **Section II: Object**

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

#### **II.1.1. Title**

Urgent Primary Medical Care Provision Pseudo Dynamic Purchasing System in Essex  
Reference number: ACE-0343-2019-ALC

#### **II.1.2. Main CPV code**

85100000 Health services

#### **II.1.3. Type of contract**

Services

#### **II.1.4. Short description**

The contracting authorities are seeking to establish a pseudo dynamic purchasing system (PDPS) for the provision of urgent (parachute/caretaking) primary medical care services in accordance with NHS England Standard General Medical Services Regulations and alternative provider medical services directions and having full regard to the NHS England Primary Medical Care Policy and Guidance Manual (PGM). Hereafter all references to the contracting authorities will incorporate these organisations:

- Basildon and Brentwood Clinical Commissioning Group,
- Castle Point and Rochford Clinical Commissioning Group,
- Mid Essex Clinical Commissioning Group,
- North East Essex Clinical Commissioning Group,
- Southend Clinical Commissioning Group,
- Thurrock Clinical Commissioning Group,
- West Essex Clinical Commissioning Group.

The contracting authorities invite responses from suitably qualified and experienced providers to apply to join the PDPS approved provider list.

#### **II.1.5. Estimated total value**

Value excluding VAT: 57 456 000,00 GBP

#### **II.1.6. Information about lots**

This contract is divided into lots: no

### **II.2. Description**

#### **II.2.2. Additional CPV code(s)**

85000000 Health and social work services, 85100000 Health services, 85120000 Medical practice and related services, 85121000 Medical practice services, 85140000 Miscellaneous health services, 85323000 Community health services

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

NUTS code: UKH3 Essex

Main site or place of performance: Essex, including: North East Essex, West Essex, Mid Essex, Basildon and Brentwood, Thurrock, Southend-on-Sea and Castle Point and Rochford.

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

The urgent (parachute/caretaking) primary medical care services will be created by establishing a pseudo dynamic purchasing system (PDPS) to procure these services which fall within the light-touch regime (LTR — PCR 2015 Regulations 74-77). The Pseudo DPS will in many respects look and feel like a DPS set up under PCR 2015 Regulation 34, but the flexibility of the LTR will apply. None of the formal procedural rules have any direct application including the requirements of Regulation 34. The contracting authorities make this distinction to avoid implying that they will follow, or be bound by, the full procurement regime under PCR 2015 for this procurement.

This PDPS will be in place for a 5-year term commencing 1.12.2019, with an option to extend for a further 12 months. It covers circumstances that may arise that require any of the named contracting authorities to put in place an urgent primary medical care services contract where, due to the time limitations, the contracting authority opts not to undertake an individual procurement process. (This is sometimes also referred to as a primary medical care 'Parachute' or 'Caretaking' service or 'Emergency Cover'). Bidders should therefore note that this PDPS places no obligation on the contracting authorities to procure services during the term of this PDPS.

Individual circumstances may include: unforeseen or short notice circumstances, such as; the unexpected death of a single-handed Provider, or the failure to comply with a contractual breach notice or Care Quality Commission (CQC) essential standards, a termination notice issued by existing provider or partnership dissolution, or a failed procurement process leading to urgent requirement as result of contract expiry.

This contract notice communicates the contracting authorities' intention to commence Stage 1 of the procurement process to establish a PDPS. Potential bidders can request to participate by completing a qualification questionnaire to demonstrate how they meet the stated minimum selection criteria. In addition, potential bidders who wish to join the PDPS must provide information about their proposed ability to provide urgent primary medical care services, in relation to a number of 'Categories' of information. The contracting authorities will use this information to inform a filtering process during any call-off procedure. Bidders must score a minimum of 40 % of the total available weighted quality marks in order for their bid to be considered any further. On any question, a score of 0 will be considered a fail and the bid may be rejected.

The tender documents issued by contracting authorities for specific call-offs under this PDPS will fully confirm the specific terms and conditions applicable for the provision of services. Call-off contracts will be awarded by further competition via an invitation to tender issued by any of the participating contracting authorities. Providing that a potential bidder on the approved provider list has been identified as eligible to bid for a particular call-off contract via the PDPS filtering process, and they continue to meet the minimum selection criteria, they will be able to bid for the call-off contract.

Each individual ITT for a call-off contract will include the detailed service specification and any required service elements relating to such call-off contract. The procurement documentation includes the relevant terms and conditions that may be utilised by the parties for subsequent call-offs under the PDPS (albeit contracting authorities are permitted to incorporate their own preferred forms subject to their ongoing compliance with the any relevant restrictions).

The PDPS in itself is therefore not a contract; contracts are only formed when services are called-off under the PDPS.

Further details on the filtering process and the call-off procedure can be found the procurement documentation pack available upon expression of interest in this procurement.

## **II.2.5.**

### **Award criteria**

Price is not the only award criterion and all criteria are stated only in the procurement documents

#### **II.2.6. Estimated value**

Value excluding VAT: 57 456 000,00 GBP

#### **II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 60

This contract is subject to renewal: yes

Description of renewals:

Annually, on the anniversary of the commencement of the PDPS, namely the 1st working day of the month of December. This date may be subject to change.

#### **II.2.10. Information about variants**

Variants will be accepted: no

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

Options: yes

Description of options:

The contracting authorities reserve the right to extend the PDPS for an additional 12 month period at the contracting authorities sole discretion.

#### **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**

To access the procurement documentation, please go to the BravoSolution eProcurement Portal at: <https://attain.bravosolution.co.uk>

Click on 'Register here' and follow the on-screen instructions. You can access the QQ: 'sq\_37 — urgent primary medical care PDPS qualification questionnaire' by clicking on the link called 'View current opportunities' on the Home Page.

### **Section III: Legal, economic, financial and technical information**

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#### **III.1. Conditions for participation**

##### **III.1.2. Economic and financial standing**

Selection criteria as stated in the procurement documents

##### **III.1.3. Technical and professional ability**

Selection criteria as stated in the procurement documents

### **Section IV: Procedure**

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

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

Restricted procedure

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

The procurement involves the establishment of a framework agreement

Framework agreement with several operatorsThe procurement involves the setting up of a dynamic purchasing system

**IV.1.8. Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: no

**IV.2. Administrative information**

**IV.2.2. Time limit for receipt of tenders or requests to participate**

Date: 30/09/2024 Local time: 12:00

**IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates**

**IV.2.4. Languages in which tenders or requests to participate may be submitted**

English

**IV.2.6. Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 12 (from the date stated for receipt of tender)

**Section VI: Complementary information**

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**VI.1. Information about recurrence**

This is a recurrent procurement: yes

Estimated timing for further notices to be published:

Annually, on the anniversary of the commencement of the PDPS, namely the 1st working day of the month of December.

**VI.3. Additional information**

Upon establishment of the PDPS, Potential Bidders wishing to apply to enter for the first time, or to re-apply may do so on an annual basis. The contracting authorities intend to re-open the PDPS each year on the first working day in December. The subsequent opening dates are therefore: 2.12.2020, 1.12.2021, 1.12.2022, 1.12.2023, and if extended 2.12.2024.

Potential bidders can apply to be added to the PDPS within the published annual timescales, until such time it is terminated.

For this round, the closing date for submitting completed qualification questionnaires is 12:00 noon on 30.9.2019.

Closing dates for future rounds are: noon at 15.1.2021, noon 17.1.2022, noon 16.1.2023, noon 15.1.2024, and if extended noon 15.1.2025.

The contracting authorities also intend to allow PDPS providers to update the information they have provided in their qualification questionnaire annually, requests for which must be made by 30th September of each year. Please see Document 5 for further details on the update process.

It should be noted that these dates are expected dates at the time of issuing this contract notice and may be subject to change.

This PDPS is being created for Essex CCG's at point of issue, however, at some point in the future and during the term the contracting authorities reserve the right to open the PDPS up to Central Eastern including NHS Bedfordshire CCG, NHS Luton CCG and NHS Milton Keynes CCG. At such time a decision is made this contract notice and relevant procurement documentation will be updated accordingly.

During any call-off procedure, bidders will be required consider the implications and codes of practice relating to TUPE implications for staff. The contracting authority will endeavour to

facilitate the transfer of data where relevant and lawful. Bidders are will be required to make their own assessment of whether TUPE applies and the consequences of TUPE.

During any call-off procedure, Bidders will be expected to work closely with incumbent providers and/or commissioners to secure legal access to any premises that may be made available for them for delivery of such services under any call-off contract.

The services within this PDPS procurement fall within Section 7 of the Public Contract Regulations 2015 (the 'Regulations'). Neither the inclusion of the bidder at qualification stage nor the use of the terms memorandum of information, qualification questionnaire, or invitation to tender nor any other indication shall be taken to mean that the contracting authorities intend to hold themselves bound by any of the regulations save those applicable to public contracts for social and other specific services listed in schedule 3 of the Regulations (the 'Light Touch Regime').

Disclaimer: the contracting authorities shall not be responsible for any costs or expenses incurred by respondents to this procurement in preparing and/or submitting such responses.

To access the procurement documentation, please go to the BravoSolution eProcurement Portal at: <https://attain.bravosolution.co.uk>

Click on 'Register here' and follow the on-screen instructions. You can access the QQ: 'sq\_37 — urgent primary medical care PDPS qualification questionnaire' by clicking on the link called 'View current opportunities' on the Home Page. Please note that the tender will not be accepted by any means other than through the Bravo e-Procurement Portal.

Should you require any information regarding this PDPS in between rounds please contact the email address available in this contract notice.

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

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

Official name: NHS Castle Point and Rochford CCG

Postal address: Pearl House, 12 Castle Rd

Town: Rayleigh

Postal code: SS6 7QF

Country: United Kingdom

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

05/09/2019