

This notice in TED website: <https://ted.europa.eu/udl?uri=TED:NOTICE:581475-2020:TEXT:EN:HTML>

**United Kingdom-Edinburgh: Surgical sutures  
2020/S 235-581475**

**Modification notice**

**Modification of a contract/concession during its term**

**Legal Basis:**

Directive 2014/24/EU

**Section I: Contracting authority/entity**

**I.1) Name and addresses**

Official name: The Common Services Agency (more commonly known as NHS National Services Scotland) ('NSS')

Postal address: Gyle Square (NSS Head Office), 1 South Gyle Crescent

Town: Edinburgh

NUTS code: UKM SCOTLAND

Postal code: EH12 9EB

Country: United Kingdom

Contact person: Paul Dishington

E-mail: [NSS.SSGovernance@nhs.scot](mailto:NSS.SSGovernance@nhs.scot)

Telephone: +44 1698794438

**Internet address(es):**

Main address: <http://www.nhsscotlandprocurement.scot.nhs.uk/>

Address of the buyer profile: [https://www.publiccontractsscotland.gov.uk/search/Search\\_AuthProfile.aspx?ID=AA11883](https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA11883)

**Section II: Object**

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

**II.1.1) Title:**

NP514/13 — Wound Closure Products

**II.1.2) Main CPV code**

33141121 Surgical sutures

**II.1.3) Type of contract**

Supplies

**II.2) Description**

**II.2.3) Place of performance**

NUTS code: UKM SCOTLAND

Main site or place of performance:

NHS Scotland.

**II.2.4) Description of the procurement at the time of conclusion of the contract:**

This contract covers sutures (absorbable and non-absorbable, external skin adhesives, skin staplers, skin extractors and additional wound/tissue closure products.

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

Duration in months: 36

II.2.13) **Information about European Union funds**

The procurement is related to a project and/or programme financed by European Union funds: no

**Section IV: Procedure**

IV.2) **Administrative information**

IV.2.1) **Contract award notice concerning this contract**

Notice number in the OJ S: [2013/S 116-197419](#)

**Section V: Award of contract/concession**

**Contract No:** NP514/13

**Title:**

NP514/13 — Wound Closure Products

V.2) **Award of contract/concession**

V.2.1) **Date of conclusion of the contract/concession award decision:**

18/05/2013

V.2.2) **Information about tenders**

The contract/concession has been awarded to a group of economic operators: yes

V.2.3) **Name and address of the contractor/concessionaire**

Official name: Advanced Medical Solutions

Postal address: Premier Park 33 Road One, Winsford Ind Est

Town: Cheshire

NUTS code: UK UNITED KINGDOM

Postal code: CW7 3RT

Country: United Kingdom

Telephone: +44 7807807995

The contractor/concessionaire is an SME: no

V.2.3) **Name and address of the contractor/concessionaire**

Official name: B. Braun Medical Ltd

Postal address: Thorncliffe Park

Town: Sheffield

NUTS code: UKE32 Sheffield

Postal code: S35 2PW

Country: United Kingdom

Telephone: +44 1142259132

Fax: +44 1142259111

The contractor/concessionaire is an SME: no

V.2.3) **Name and address of the contractor/concessionaire**

Official name: ConMed UK

Postal address: 73-74 Shrivenham Hundred Business

Town: Swindon

NUTS code: UKK14 Swindon

Postal code: SN6 8TY

Country: United Kingdom

Telephone: +44 1793787905

Fax: +44 1793784568

The contractor/concessionaire is an SME: no

V.2.3) **Name and address of the contractor/concessionaire**

Official name: Johnson and Johnson Medical Ltd  
Postal address: Pinewood Campus, Nine Mile Ride  
Town: Wokingham  
NUTS code: UKJ1 Berkshire, Buckinghamshire and Oxfordshire  
Postal code: RG40 3EW  
Country: United Kingdom  
Telephone: +44 1344864000  
Fax: +44 1344864002  
The contractor/concessionaire is an SME: no

V.2.3) **Name and address of the contractor/concessionaire**

Official name: Medtronic Ltd  
Postal address: Building 9, Croxley Park  
Town: Watford  
NUTS code: UK UNITED KINGDOM  
Postal code: WD18 8WW  
Country: United Kingdom  
Telephone: +44 1923202577  
The contractor/concessionaire is an SME: no

V.2.3) **Name and address of the contractor/concessionaire**

Official name: Peters Surgical  
Postal address: 42 rue Benoît Frachon, Z.I Les Vignes  
Town: Bobigny  
NUTS code: FR FRANCE  
Postal code: 93013  
Country: France  
Telephone: +33 148106262  
The contractor/concessionaire is an SME: no

V.2.3) **Name and address of the contractor/concessionaire**

Official name: Teleflex  
Postal address: TFX Group Ltd T/A Teleflex Medical Grosvenor House, Horseshoe Crescent  
Town: Old Town Beaconsfield  
NUTS code: UK UNITED KINGDOM  
Postal code: HP9 1 LJ  
Country: United Kingdom  
Telephone: +44 7984460285  
The contractor/concessionaire is an SME: no

V.2.3) **Name and address of the contractor/concessionaire**

Official name: Vygon (UK) Ltd  
Postal address: The Pierre Simonet Building, V Park, Gateway North  
Town: Latham Road, Swindon  
NUTS code: UKK14 Swindon  
Postal code: Wiltshire  
Country: United Kingdom  
Telephone: +44 1793748800  
The contractor/concessionaire is an SME: no

V.2.4) **Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)**

Total value of the procurement: 22 500 000.00 GBP

**Section VI: Complementary information**

VI.3) **Additional information:**

Due to the current and developing situation regarding Covid-19, the priorities for NSS and NHS Scotland have changed in response to the pandemic. Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee. Due to the recent Covid-19 pandemic, planned tender of this framework couldn't be fulfilled with original timescales. Diversion of staff required to deal with unforeseen circumstances to support with Covid-19 activity.

(SC Ref:631395)

VI.4) **Procedures for review**

VI.4.1) **Review body**

Official name: Sheriff Court House

Postal address: 27 Chambers Street

Town: Edinburgh

Postal code: EH1 1LB

Country: United Kingdom

E-mail: [edinburgh@scotcourts.gov.uk](mailto:edinburgh@scotcourts.gov.uk)

Telephone: +44 1312252525

VI.4.3) **Review procedure**

Precise information on deadline(s) for review procedures:

Economic operators should approach the contracting authority in the first instance. However, the only formal remedy is to apply to the courts:

An economic operator that suffers, or is at risk of suffering, loss or damage attributable to a breach of duty under the Public Contracts (Scotland) Regulations 2015 or the Procurement Reform (Scotland) Act 2014, may bring proceedings in the Sheriff Court or the Court of Session.

VI.5) **Date of dispatch of this notice:**

27/11/2020

**Section VII: Modifications to the contract/concession**

VII.1) **Description of the procurement after the modifications**

VII.1.1) **Main CPV code**

33141121 Surgical sutures

VII.1.2) **Additional CPV code(s)**

VII.1.3) **Place of performance**

NUTS code: UKM SCOTLAND

Main site or place of performance:

NHS Scotland.

VII.1.4) **Description of the procurement:**

This contract covers sutures (absorbable and non-absorbable, external skin adhesives, skin staplers, skin extractors and additional wound/tissue closure products.

VII.1.5) **Duration of the contract, framework agreement, dynamic purchasing system or concession**

Duration in months: 2

VII.1.6) **Information on value of the contract/lot/concession (excluding VAT)**

Total value of the contract/lot/concession: 760 597.00 GBP

VII.1.7) **Name and address of the contractor/concessionaire**

Official name: Advanced Medical Solutions  
Postal address: Premier Park 33 Road One, Winsford Ind Est  
Town: Cheshire  
NUTS code: UK UNITED KINGDOM  
Postal code: CW7 3RT  
Country: United Kingdom  
Telephone: +44 7807807995  
The contractor/concessionaire is an SME: no

VII.1.7) **Name and address of the contractor/concessionaire**

Official name: B. Braun Medical Ltd  
Postal address: Thorncliffe Park  
Town: Sheffield  
NUTS code: UKE32 Sheffield  
Postal code: S35 2PW  
Country: United Kingdom  
Telephone: +44 1142259132  
Fax: +44 1142259111  
The contractor/concessionaire is an SME: no

VII.1.7) **Name and address of the contractor/concessionaire**

Official name: ConMed UK  
Postal address: 73-74 Shrivenham Hundred Business, Swindon  
Town: Swindon  
NUTS code: UKK14 Swindon  
Postal code: SN6 8TY  
Country: United Kingdom  
Telephone: +44 1793787905  
Fax: +44 1793784568  
The contractor/concessionaire is an SME: no

VII.1.7) **Name and address of the contractor/concessionaire**

Official name: Covidien UK Commercial Ltd  
Postal address: 4500 Parkway, Whiteley, Fareham, Hampshire  
Town: Gosport  
NUTS code: UK UNITED KINGDOM  
Postal code: PO15 7NY  
Country: United Kingdom  
Telephone: +44 1329224321  
Fax: +444 1329224284  
The contractor/concessionaire is an SME: no

VII.1.7) **Name and address of the contractor/concessionaire**

Official name: Peters Surgical  
Postal address: 42 rue Benoît Frachon, Z.I Les Vignes  
Town: Bobigny  
NUTS code: FR FRANCE  
Postal code: 93013  
Country: France  
The contractor/concessionaire is an SME: no

VII.1.7) **Name and address of the contractor/concessionaire**

Official name: Teleflex  
Postal address: Grovenor House, Horseshoe Crescent, Old Town  
Town: Beaconsfield  
NUTS code: UKJ1 Berkshire, Buckinghamshire and Oxfordshire  
Postal code: HP9 1LJ  
Country: United Kingdom  
Fax: +44 1494524650  
The contractor/concessionaire is an SME: no

VII.1.7) **Name and address of the contractor/concessionaire**

Official name: Vygon (UK) Ltd  
Postal address: The Pierre Simonet Building, V Park, Gateway North, Latham Road  
Town: Swindon  
NUTS code: UK UNITED KINGDOM  
Postal code: SN25 4DL  
Country: United Kingdom  
Telephone: +44 1793748800  
Fax: +44 1793748899  
The contractor/concessionaire is an SME: no

VII.2) **Information about modifications**

VII.2.1) **Description of the modifications**

Nature and extent of the modifications (with indication of possible earlier changes to the contract):  
The contract will exist in its current form but extended for 2 months due to current Covid-19 pandemic.

VII.2.2) **Reasons for modification**

Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee (Art. 43(1)(c) of Directive 2014/23/EU, Art. 72(1)(c) of Directive 2014/24/EU, Art. 89(1)(c) of Directive 2014/25/EU)

Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

Due to the current and developing situation regarding Covid-19, the priorities for NSS and NHS Scotland have changed in response to the pandemic. Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee. Due to the recent Covid-19 pandemic, planned tender of this framework couldn't be fulfilled with original timescales. Diversion of staff required to deal with unforeseen circumstances to support with Covid-19 activity.

VII.2.3) **Increase in price**

Updated total contract value before the modifications (taking into account possible earlier contract modifications and price adaptations and, in the case of Directive 2014/23/EU, average inflation in the Member State concerned)  
Value excluding VAT: 22 500 000.00 GBP

Total contract value after the modifications  
Value excluding VAT: 23 260 000.00 GBP