

## **BASIS OF THE CALL FOR THE PRELIMINARY CONSULTATION TO THE MARKET FOR ACCESS TO URGENT ULTRASOUND AS A FUNDAMENTAL PART OF COMPREHENSIVE AND CONTINUOUS ASSISTANCE TO THE CITIZEN**

### **GENERAL OBJECTIVE OF THE PRELIMINARY MARKET CONSULTATION**

The Navarra Health Service - Osasunbidea, hereinafter SNS-O, is an autonomous body that assumes responsibility for managing the public health services of Navarra. It acts under the guidelines and strategic objectives of the Department of Health, to which it is attached, and must be accountable for its results in terms of efficiency, effectiveness, safety and satisfaction of citizens and patients.

Given the shortage of radiologists, Tele-radiology is becoming a fundamental technology to continue providing quality radiological care to Navarrese patients. Currently, it is widely implemented in the SNS-O to perform remote reports such as, for example, a computed tomography, magnetic resonance imaging or an x-ray.

In its desire to be able to guarantee patient care in a continuous and specialized manner, reducing travel and in a safer manner, facilitating management processes in the corresponding centers, and maintaining the resolution capacity of emergency services, the SNS-O it is proposed to start the tender for an urgent diagnosis program using remote ultrasound at the Reina Sofía hospitals in Tudela and García Orcoyen hospitals in Estella.

Before starting the tender, the SNS-O wants to explore the sector to obtain advanced information on viable alternatives for improvement to access to urgent ultrasound as a fundamental part of comprehensive and continuous assistance to citizens, assisted remotely in the public hospitals of Navarra and therefore, open a dialogue with all those operators who can provide a total or partial solution to the problem raised. Therefore, it is committed to a Preliminary Market Consultation process.

Article 48 of Foral Law 2/2018, of April 13, on Public Contracts, which is subsequently modified with Foral Law 17/2021, of October 21, describes the Preliminary Market Consultations regime. According to this article, contracting authorities can carry out preliminary market consultations (hereinafter, CPM) in order to prepare the possible contract and inform economic operators about their plans and the requirements that will be required to participate in the eventual

contract. award procedure, as well as the rest of the aspects that must be taken into account in a process of this type.

The objectives of this Preliminary Market Consultation (CPM) are:

- Inform about the requirements that will be demanded in the bidding process, to achieve the broadest participation of interested operators.
- Provide an overview of the purchase objectives.
- Develop and implement an integrated system for diagnosis using urgent ultrasound.
- Know the quality and technical characteristics of the solutions available on the market.
- Allow interested parties to make comments and suggestions that are considered by the contracting body in preparing the tender.

Therefore, this Preliminary Market Consultation is addressed to any company interested in the bidding procedure that the SNS-O initiates and, with special emphasis, to all those that are closely linked in the field of solutions and services necessary for a Comprehensive support for diagnosis through urgent remote-assisted ultrasound in public hospitals in Navarra.

This Preliminary Consultation, in addition to informing about a possible future tender, is carried out to find out the possible solutions that the market can offer to this challenge and establish a dialogue with operators interested in providing solutions to the stated need. Also, to determine your degree of specialization and experience in this area.

Likewise, the consultation seeks to know what technical and technological developments should necessarily be carried out in all aspects of the project, the appropriate instruments for the participation of companies in an innovative process such as the current one, the variables to be taken into consideration. regarding the analysis of activity and continuous improvement and the technical requirements, economic amounts and feasible deadlines regarding the activities to be carried out within the framework of comprehensive support.

## **1. ANNOUNCEMENT**

Prior to a possible Public Purchase of Innovation or other subsequent bidding procedure, in relation to comprehensive support for diagnosis through urgent remote-assisted ultrasound in the public hospitals of Navarra, the SNS-O considers it of interest to collect, through this CPM process, information from economic operators, social agents and knowledge agents, to know the state of the technology and identify and specify the characteristics of the possible

innovative solutions that best adapt to the challenge requirements set out in Annex 1 .

The proposals presented in this consultation will serve to evaluate market capabilities and define functional specifications that involve innovation and are feasible to be launched through an eventual Public Purchase of Innovation and another subsequent bidding procedure.

The information related to it is found on the Navarra Contracting Portal, within the “Preliminary Market Consultations” section, and on the website enabled: <https://www.navarrabiomed.es/es/cpmecografia>

## CONVENING ENTITY OF THE CPM

The Navarrese Health Service-Osasunbidea (SNS-O) is an autonomous body that assumes responsibility for managing the public health services of Navarra. It acts under the guidelines and strategic objectives of the Department of Health, to which it is attached.

## 2. PARTICIPANTS

The SNS-O invites any commercial company and/or natural or legal person that has the interest and capacity to develop an innovative solution to the challenge that is the subject of this consultation to participate, openly, in this consultation for a subsequent launch of a process.

The presentation of several proposals by the same natural or legal person will be accepted, either individually or jointly with others. In the event that a proposal is made jointly, it must be indicated in the proposal form itself, selecting a single representative of the same to complete the fields of the form and for the purposes of dialogue with the proposers.

Participation in this preliminary consultation process will not prevent the presentation of the participating entities in the subsequent bidding, given the informative nature of the proposals presented in this consultation procedure.

## 3. CLAUSE TIME FORECAST AND ESTIMATED BUDGET OF THE CONTRACT

It is tentatively expected that the tender will be published during the second half of 2024.

As a guide only, it is indicated that the contracting body assesses the possibility that the future contract may have a duration of up to 5 years. But one of the aspects that the preliminary market consultation needs to ask operators about is what the most appropriate period should be for the execution of the services

described in the consultation. And this information could guide the deadline set in the subsequent tender.

Likewise, the object of the preliminary market consultation is to ask market operators what the most appropriate budget should be for the execution of the services described in the consultation. Again, only as a guide, it is indicated that the contracting body assesses the possibility that the future contract may have a maximum budget of 1 million euros, VAT excluded (anticipated annual budget: €200,000, VAT excluded), evaluating However, proposals for a larger budget do adequately justify the relevance of making a larger investment.

However, there is interest on the part of the contracting body to detect possible solutions to the challenge posed, which are as economical as possible for the sake of efficiency in public spending.

## **4. CONSULTATION PROCEDURE**

### **4.1. SUBMISSION OF PROPOSALS**

Participants must send their proposals by completing the participation form (Annex 2) published on the Navarra contracting portal and on the consultation website (section 1), as well as by preparing a proposal document. that describes the innovative solutions in response to the challenge posed, described in Annex 1. Said document must be a single file in PDF format whose extension must not exceed 30 pages in A4 format, numbered, including the cover and index.

The maximum size allowed for the file to be attached of the solution proposal will be 20 Mb.

The information that participating companies attach to the participation form (Annex 2) may be totally or partially confidential. The content of the sections marked with an asterisk (\*) in Annex 2 may be reproduced in whole or in part in the final report of the results of the Preliminary Market Consultation.

The SNS-O will store the contact data of the participants in the procedure in order to establish a communication channel with the proposers during the CPM process.

To ensure the transparency of the process, the availability of the greatest possible information and the effective exchange of experiences and opinions, participants will expressly state their agreement for the SNS-O to maintain accessible and updated the necessary information, in whole or in part, about their proposals. of solution, without prejudice to that which has been identified as confidential.

The SNS-O will respect the documentation, information and in general the aspects that the participants have defined as confidential, both in the form and in the attachments, which must be expressly indicated. However, it will not be admissible for them to make a generic declaration or declare that all documents

or all information are confidential. This character affects, in particular, technical or commercial secrets and confidential aspects of the solutions.

To send any doubts that participants may have, with a view to preparing the proposals, a pdf form is enabled that can be downloaded from the consultation website (section 1). The answers to these doubts will be collected in the “Questions and Answers” document that will be available and will be updated periodically on the Navarra Contracting Portal.

The question period will be open until April 2, 2024, and the deadline for publishing answers until April 5, 2024.

In order to guarantee transparency and equal opportunities among participants in a possible subsequent contracting procedure that may be called, the SNS-O will publish the relevant information of the proposals, not designated as confidential, by the proponents under the Report document. Conclusions of the CPM of the project.

The SNS-O is not obliged to finance or accept the proposals presented in this call. The costs derived from participation in the call will be borne by the interested parties.

#### **4.2. SUBMISSION DEADLINE**

The deadline for submitting proposals will begin the day after publication of this call in the Navarra Contracting Profile.

Proposals will be sent to the following email address: [service.obras@navarra.es](mailto:service.obras@navarra.es).

The deadline for sending proposals will end on April 8, 2024, at 11:59 p.m.

This period may be extended if circumstances require it, which will be communicated to the participants in the consultation through the email address provided and will be made public on the Navarra Contracting Portal.

#### **4.3. CONSULTATION DEVELOPMENT**

The SNS-O may, based on the proposals received, ask the participants for clarifications and demonstrations on them (DEMOS). These clarifications may be made through interviews and face-to-face meetings, leaving a written record of what was discussed therein and guaranteeing confidentiality.

The SNS-O may also publish updates to the challenge of this call. You will be able, therefore, to add new challenges or reformulate the published challenge as a result of the evolution of the CPM process itself.

Likewise, during the development of the consultation, information regarding its progress may be published.

Likewise, information sessions, meetings with participants and any other communication and dissemination actions that are deemed appropriate may be held, once the proposals are received. Specifically, a first launch information day will be organized on March 13 at 8:30 a.m. Information about it will be published on the website <https://www.navarrabiomed.es/es/cpmecografia> and on the **contracting portal of the Navarrese Health Service-Osasunbidea.**

Without prejudice to the use of other complementary channels, all updated information about the consultation will be available on the afore mentioned website.

These updates will be communicated to everyone who has participated in the consultation up to that point via the email address provided when submitting the solution proposal.

#### **4.4. CONSULTATION RESULT**

Once the consultation is completed, a final report of conclusions will be prepared in which the result of the consultation will be summarized, indicating the proposals made by each operator, the clarifications requested and those received where appropriate, in addition to the next actions that will be carried out to that interested persons can prepare the appropriate offers in sufficient time. From this, the SNS-O may define the technical and functional characteristics and requirements that will be used to prepare the corresponding contracting procedure.

The list of entities participating in the consultation will appear in this report. This report will form part of the eventual contracting files that may arise from it.

This document will be included in the contracting file and will be subject to the same publicity requirements as the specifications and will be published in all cases on the Navarra Contracting Portal.

In no case may the contracting body reveal to the participants in this process the solutions proposed by the other participants, these being only known in their entirety by the contracting body.

#### **4.5. LANGUAGE**

The official language of this preliminary market consultation will be Spanish and English

Communication with bidders during the consultation procedure to answer questions they raise will be carried out in Spanish and English.

## **5. APPLICATION OF THE PRINCIPLES OF TRANSPARENCY, EQUAL TREATMENT AND NON-DISCRIMINATION OR FALSEMENT OF COMPETITION**

Participation in this CPM will be governed by the principles of transparency, equal treatment and non-discrimination, without having the effect of restricting or limiting competition, or granting exclusive advantages or rights.

Participation in this consultation will not grant any right or preference regarding the award of the contract that may be held subsequently.

## **6. TECHNICAL SUPPORT**

The SNS-O may rely on other entities that it considers appropriate for the correct execution and resolution of doubts and issues that arise during the CPM.

For the analysis of the different proposals presented, a Technical Committee may be appointed made up of personnel from the proposing body and/or from other Administrations that are considered of interest. This Committee may seek the opinion of external experts with voice, but without vote in the deliberations.

In the final report of conclusions, all those people and entities that have provided technical support to the promoter will appear by name.

## **7. RIGHTS OF EXPLOITATION OF INTELLECTUAL AND INDUSTRIAL PROPERTY**

Likewise, it must be indicated whether the solutions and technical specifications communicated during the CPM process are fully or partially subject to patent or other intellectual or industrial property rights, as well as whether third-party technological licenses have been used for the development of the solution. .

Pre-existing Intellectual/Industrial Property Rights will be understood as any patents, trademarks, knowledge, information, and experience, which have been acquired and/or developed by their owner independently or prior to the execution of the challenges posed in this Consultation. Explicitly, participation in the consultations will not grant any right over pre-existing Intellectual/Industrial property.

The use of the content of the solution proposals is limited exclusively to its possible inclusion in the functional or technical specifications of a possible subsequent contracting procedure.

## 8. PROTECTION OF PERSONAL DATA AND CONFIDENTIALITY

The SNS-O will store the contact data of the participants in the procedure in order to establish a communication channel with the proposers during the CPM process.

To ensure the transparency of the process, the availability of the greatest possible information and the effective exchange of experiences and opinions, participants will expressly state their agreement for the SNS-O to maintain accessible and updated the necessary information, in whole or in part, about their proposals. of solution, without prejudice to that which has been identified as confidential.

The SNS-O will respect the documentation, information and in general the aspects that the participants have defined as confidential, both in the form and in the attachments, which must be expressly indicated. However, it will not be admissible for them to make a generic declaration or declare that all documents or all information are confidential. This character affects, in particular, technical or commercial secrets and confidential aspects of the solutions.

The following data protection clause will appear in the forms that must be completed for the presentation of proposals:

“The person responsible for the processing of your personal data provided in the presentation of proposals is the SNS-O. The purpose for which your data will be processed is the management of the preliminary consultation process in the scope of the preparation of the contracting file derived from the CPM procedure. The legitimacy to carry out said treatment is based on the exercise of public powers conferred on the person responsible for the treatment and/or compliance with a legal obligation applicable to the person responsible for the treatment, included among others in article 54 of the Foral Law of Public Contracts. Your data will not be communicated to other entities. The rights it holds consist of: access, rectification, deletion, and other rights as indicated in the expanded information. Additionally, you can consult with the data protection delegate of the Administration of the Foral Community of Navarra through the Delegated Data Protection Unit of the Government of Navarra attached to the General Directorate of the Presidency and Open Government at the electronic address: [dpd@navarra.es](mailto:dpd@navarra.es)

By sending the forms, you accept the processing of the personal data sent as you have been informed.”

In summary, in the possible future tender, in relation to access to urgent ultrasound as a fundamental part of the comprehensive and continuous



assistance to the citizen in the public hospitals of Navarra, the SNS-O wants to go beyond the current model and evaluate new systems that allow us to continue improving care for SNS-O patients, contributing to the efficiency and equity of the system.

All of the above is explained so that potential interested parties understand as much as possible what is sought and can respond, in the best possible way, to the forms.

## **9. PUBLIC PROCUREMENT**

With the contributions made by the participants in the consultation that have been decided to be considered, the SNS-O will carry out the necessary actions to continue with the contracting procedure.

Operators who have not participated in this CPM may attend this procedure.