



Ministry
of Defence



DE&S Secretariat (LD & SE)

DESSEC-PolSecLE-JSC-
WPNS@mod.uk
Defence Equipment & Support
Maple 0a # 2043
MOD Abbey Wood
Bristol BS34 8JH



1 February 2018 Our Reference: FOI2017/12942

Thank you for your email dated 16 December 2017. You asked:

In 2015, the MoD awarded Leidos a ~£6.8bn prime contract called Logistics Commodities and Services (Transformation) (LCS(T)). I would like to request a copy of the Final Tender Assessment Panel report that would have determined the Leidos tender as the most economically advantageous.

I am treating your email as a request for information in accordance with the Freedom of Information Act 2000 (FOIA). A search for the information has now been completed within the Ministry of Defence (MOD), and I can confirm that information in scope of your request is held.

In our letter to you dated 5 January 2018, I advised that we considered that the information fell within the scope of the following qualified exemption: Section 43 (Commercial Interests). As such, it would be necessary for us to decide whether, in all the circumstances of the case, the public interest in maintaining the exemption outweighed the public interest in disclosure.

We have now completed this work and concluded that the information we considered is not within scope of your request and consequently Section 43 does not apply. A Final Tender Assessment Panel report for the award of the Leidos contract is not held by the MOD as, due to the size and scope of this procurement process, there is no one document held by the MOD that would satisfy the scope of your request.

Section 16 of the FOIA requires a public authority to offer advice and assistance on how to refine a request. In this regard, the following information may be helpful.

The LCS(T) procurement process was conducted using the Negotiated Procedure in accordance with the Defence and Security Public Contract Regulations (DSPCR) 2011. Invitations to Negotiate were issued in December 2013 and set out to Bidders a detailed process for how the Negotiated Procedure would be conducted. Invitations to Submit Final Tender were issued in July 2014.

The Evaluation and scoring of the Bids was carried out by members of the LCS(T) project team comprising Lead Evaluators and Evaluators with input from a large number of Subject Matter Experts as required including external Legal and Financial Advisors. A number of consensus panels were also held to ensure integration between Service Delivery/Technical and Commercial and to capture and moderate assessments across the various parts of the Bids.

In December 2014, each bidder was invited to submit a Best and Final Offer (BAFO). These BAFOs were scrutinised by the Evaluation Coordination Group over a number of meetings and a recommendation for contract award then made by that Group to the Source Selection Board (SSB). This recommendation was accepted by the SSB, and the MOD Investment Approvals Committee, and a contract was subsequently awarded to Team Leidos in April 2015.

If you wish to complain about the handling of your request, or the content of this response, you can request an independent internal review by contacting the Information Rights Compliance team, Ground Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIO-FOI-IR@mod.uk). Please note that any request for an internal review should be made within 40 working days of the date of this response.

If you remain dissatisfied following an internal review, you may raise your complaint directly to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not normally investigate your case until the MOD internal review process has been completed. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website at <https://ico.org.uk/>.

Yours Sincerely,


DE&S Secretariat