Supply Chain Coordination Limited

[redacted]

Equinox House
City Link
Nottingham
Nottinghamshire
NG2 4LA

Email: FOI@supplychain.nhs.uk
www.supplychain.nhs.uk

14 March 2022

Dear [redacted]

RE: SCCL-FOI-2022-102

Thank you for your FOI requests requesting information on National Pricing Discounts that are offered under Wound Closure Framework for Advanced Medical Solutions, Johnson & Johnson, Medtronic, Chemence Medical, B Braun and Baxter Healthcare.

Information seeked to include:

- % discount offered at each Pricing Band across Sutures / Haemostats and Tissue Adhesives.
- Market share / value or volume commitment requirements for each band.
- Any other discount offered (e,g Time commitment, multiple LOT commitment, total value spend)

Your request has been handled as a request for information under the Freedom of Information Act 2000.

SCCL can confirm it does hold this information, however after careful consideration, SCCL has refrained from sharing the detail of National Pricing Discounts it has with suppliers as this information is exempt from disclosure under Section 43(2) (Commercial Interests) of the FOI Act.

It is acknowledged that the statutory exemption provided by section 43 of the FOIA requires SCCL to consider the public interest for and against disclosure of the requested information.

Accordingly, we have considered the public interest arguments for and against disclosure of information to which the exemption provided by section 43 of the FOIA applies.

In conclusion, notwithstanding the strong public interest in public authorities ensuring accountability and transparency, the following public interest factors apply in the case of the requested information covered by section 43 of the FOIA:

1. SCCL and its third-party contracting bodies (category providers) have legitimate commercial interests in ensuring that the terms by which they are able to operate (including the way they contract) are optimal, particularly in the current economic climate.

2. To release a copy of this data would:
   a. damage commercial relations between SCCL and its category providers
   b. adversely impact on SCCL's ability to manage its relationship with its category providers and NHS trusts
   c. adversely impact on SCCL's ability to achieve best value solutions with its suppliers, who may be constrained in offering those solutions should they be at risk of disclosure under FOIA

It is not in the public interest to prejudice SCCL or its category providers commercial interests at the expense of disclosure which is likely to damage commercial relations and adversely impact on our ability to manage our relationships and any future tenders

If you require any further information or would like to re-consider your request please do not hesitate to contact the FOI team, quoting the above ref number.

Yours sincerely,

FOI Team

Supply Chain Coordination Limited
Management Function of NHS Supply Chain