

797480-2025 - Resultater

Danmark – Forsikring mod økonomisk tab – Tender for contract on directors and officers' liability insurance policy - primary layer

OJ S 232/2025 02/12/2025

**Bekendtgørelse om indgåede kontrakter eller koncessionstildeling – standardordningen
Tjenesteydelser**

1. Køber

1.1. Køber

Officielt navn: Finansiell Stabilitet

E-mail: Imp@fs.dk

Køberens retlige status: Offentligretligt organ

Den ordregivende myndigheds aktivitet: Økonomiske anliggender

2. Procedure

2.1. Procedure

Titel: Tender for contract on directors and officers' liability insurance policy - primary layer

Beskrivelse: This tender concerns a contract on directors and officers' liability insurance ("D&O insurance") covering a primary layer with worldwide coverage, with a minimum limit of liability of EUR 10,000,000 for each and every claim and in the annual aggregate.

Identifikator for proceduren: 42442b7d-5c3a-47db-9acc-b18a693cf1fc

Tidligere bekendtgørelse: 4a0827fb-4eeb-4251-9e6c-d71fac325b5f-01

Intern ID: 3300751

Udbudsprocedure: Offentligt udbud

Proceduren er en hasteprocedure: nej

Hovedpunkterne i proceduren: This tender concerns a contract on D&O insurance covering a primary layer with worldwide coverage, with a minimum limit of liability of EUR 10,000,000 for each and every claim and in the annual aggregate. The policy period is from 1 March 2026 to 28 February 2027, both days included. FS is planning to take out D&O insurance with an overall limit of liability up to EUR 90,000,000 for the period of 1 March 2026 to 28 February 2027, both days included. The D&O insurance will consist of a primary layer and up to 16 excess layers. The contract subject to this tender procedure is for the primary layer only. The excess layer contracts are subject to a separate tender procedure. A contract notice for the excess layer tender is expected to be published in November 2025. Overall, it is the intention to obtain quotes for the following layers: - 16. excess MEUR xs 85 - 15. excess MEUR 5 xs 80 - 14. excess MEUR 5 xs 75 - 13. excess MEUR 5 xs 70 - 12. excess MEUR 5 xs 65 - 11. excess MEUR 5 xs 60 - 10. excess MEUR 5 xs 55 - 9. excess MEUR 5 xs 50 - 8. excess MEUR 5 xs 45 - 7. excess MEUR 5 xs 40 - 6. excess MEUR 5 xs 35 - 5. excess MEUR 5 xs 30 - 4. excess MEUR 5 xs 25 - 3. excess MEUR 5 xs 20 - 2. excess MEUR 5 xs 15 - 1. excess MEUR 5 xs 10 - Primary layer MEUR 10 (15 or 20) It is a condition for participation in the tender procedure that the tenderer is not subject to any of the mandatory grounds for exclusion set out in Sections 134a, 135 and 136 of the Danish Public Procurement Act, see further below. As preliminary evidence thereof, the tenderer must submit a completed ESPD, see further details below regarding documentation. With regard to Section 134a of the Danish Public Procurement Act, it should be noted that participation is conditional upon the tenderer not being established in a country that is included on the EU list of non-cooperative tax

jurisdictions, and which has not acceded to the WTO's Government Procurement Agreement or other trade agreements obligating Denmark to open the public procurement market to tenderers from the relevant country. In part III.D of the ESPD, the tenderer must indicate whether it is subject to the exclusion ground set out in Section 134a. The tenderer may be an agent acting for an insurance company implying that the insurance company will eventually be party to the contract with FS and thus the final issuer of the insurance policy. In such case, it is the insurance company on whose behalf the offer is submitted that must complete the ESPD. The agent shall not complete an ESPD. The tenderer may be an association of undertakings, e.g. a consortium. In such case, each undertaking within the association must complete separate ESPD's providing information on the grounds for exclusions, which must be submitted as part of the offer.

2.1.1. Formål

Kontraktens hovedformål: Tjenesteydelser

Primær klassifikation (cpv): 66515410 Forsikring mod økonomisk tab

2.1.2. Udførelsessted

Postadresse: Sankt Annæ Plads 13, 2. tv

By: København K

Postnummer: 1250

Landsdel (NUTS): Byen København (DK011)

Land: Danmark

2.1.3. Værdi

Anslået værdi eksklusiv moms: 0,00 DKK

2.1.4. Generelle oplysninger

Indkaldelse af tilbud er afsluttet

Yderligere oplysninger: Documentation: Prior to the award decision, the tenderer with whom FS intends to enter into the contract must provide FS with documentation for the information in the ESPD. Documentation regarding exclusion grounds: As documentation that neither the company nor any member of the management has been caught by the exclusion grounds in Section 135 of the Public Procurement Act within the last four years, an extract from the relevant register or similar document issued by a competent legal or administrative authority showing that neither the company nor any member of the management has been caught must be submitted. For Danish tenderers, the documentation can be in the form of a service certificate requested from the Danish Business Authority at the Authority's website https://virk.dk/myndigheder/stat/ERST/selvbetjening/Anmod_om_serviceattest/. The certificate must not be dated earlier than 12 months before the expiry of the offer submission deadline. The service certificate may function as documentation for both the company and the members of the management (both its Danish and non-Danish members). In connection with the request for the service certificate, the tenderer's management members will be asked to submit a consent declaration to the Danish Business Authority regarding the collection of criminal records for the individual, as well as a solemn declaration that the individual has not been convicted or accepted a fine for a number of specified matters. If all management members do this, no separate documentation needs to be submitted. If a management member does not submit a consent declaration or a solemn declaration, the service certificate will be issued with a remark, and separate documentation must be submitted to show that the individual is not subject to any grounds for exclusion. As a general rule, a copy of the individual's criminal record or an equivalent certificate issued by a competent national authority in the country where the individual is a citizen must be submitted. If the tenderer is not domiciled in Denmark,

the tenderer must follow the procedure set out in Section 153 of the Danish Public Procurement Act. This means that the documentation may consist of extracts from the relevant register, a certificate, or an equivalent document issued by a competent judicial or administrative authority. For tenderers domiciled in an EU or EEA country, e-Certis includes an overview of the relevant documentation in the tenderer's specific country. The EU/EEA-tenderer must provide the documentation listed in e-Certis, see more here: <https://ec.europa.eu/tools/ecertis/#/search>. If the country in which the tenderer is domiciled does not issue such certificates or documents, or if these do not cover all exclusion grounds mentioned in Section 135 of the Danish Public Procurement Act, they can be replaced by a declaration under oath. If declaration under oath is not a possibility in the country in question, a solemn declaration made before either a competent judicial or administrative authority, a notary, or a competent professional organisation can be given instead in accordance with Section 153 (2) of the Danish Public Procurement Act. It is noted that FS will accept documentation that is valid under the national law of the country in which it is issued, including with respect to the period of validity. If a period of validity is not determined by national law, FS will accept documentation that has been issued up to 12 months before the offer submission deadline.

Documentation for selection criteria: As documentation that the tenderer has a credit rating of at least A- (Standard & Poor's) or equivalent, the tenderer shall provide either an extract from the relevant register or a link to the website where information about the tenderer's credit rating may be found. If the tenderer is a consortium, documentation regarding financial capacity must be submitted for each participant in the consortium. Documentation regarding consortiums: If the tenderer is a consortium of companies and the consortium is awarded the contract, a signed consortium declaration must be submitted, in which the companies in the consortium declare that they are jointly and severally liable to FS for the performance of the contract. FS has prepared a template which the tenderer is encouraged to use (Annex 6).

Declaration of ownership: As documentation that the tenderer is not a Russian company or a Russian-controlled company, and does not use Russian or Russian-controlled support entities or subcontractors, the tenderer must submit a completed and signed version of the attached solemn declaration, cf. Appendix 5 of the tender documents.

Retsgrundlag:

Direktiv 2014/24/EU

5. Delkontrakt

5.1. Delkontrakt: LOT-0000

Titel: Tender for contract on directors and officers' liability insurance policy - primary layer

Beskrivelse: This tender concerns a contract on directors and officers' liability insurance ("D&O insurance") covering a primary layer with worldwide coverage, with a minimum limit of liability of EUR 10,000,000 for each and every claim and in the annual aggregate.

Intern ID: 3300751

5.1.1. Formål

Kontraktens hovedformål: Tjenesteydelser

Primær klassifikation (cpv): 66515410 Forsikring mod økonomisk tab

Valgmuligheder:

Beskrivelse af optioner: The tenderer has the option to offer the following: - An insurance policy for FS and FS subsidiaries with worldwide coverage and with a limit of liability of either EUR 15,000,000 or EUR 20,000,000 (primary layer). - Renewal of the policy period for up to 2 additional periods of 12 months each, following expiry of the initial period (for a total maximum duration of 36 months). Tenderers are encouraged to state a date prior to the expiry of the

policy period on which a new policy can be issued, should FS decide to exercise such option. - A renewal of the expiring cover for acts and omissions made by the directors and officers of Roskilde Bank and its subsidiaries from 1 September 2008, even though this former subsidiary was acquired on 10 August 2009. As stated above, 1 September 2008 is the date of first inception for the individual policy for Roskilde Bank. For this policy, there has been a one year run off cover which expired on 31 December 2010. It is voluntary for the tenderer whether to include an offer for one or more of these options. However, it is highly encouraged that the tenderer includes an offer for these options, and it will have a positive impact in the evaluation of the offer. It is underlined that if the tenderer decides to include an offer for one or more of the options, the tenderer will be bound by the offer, if FS decides to exercise the option.

5.1.2. Udførelsessted

Postadresse: Sankt Annæ Plads 13, 2. tv
By: København K
Postnummer: 1250
Landsdel (NUTS): Byen København (DK011)
Land: Danmark

5.1.3. Anslået varighed

Startdato: 01/03/2026
Varigheds slutdato: 28/02/2027

5.1.4. Fornyelse

Højeste antal fornyelser: 2
Yderligere oplysninger om fornyelser: The tenderer has the option to offer a renewal of the policy for up to 2 additional periods of 12 months each, following expiry of the initial policy period (for a total maximum duration of 36 months). Tenderers are encouraged to state a date prior to the expiry of the policy period on which a new policy can be issued, should Finansiel Stabilitet ("FS") decide to exercise such option.

5.1.5. Værdi

Anslået værdi eksklusiv moms: 0,00 DKK

5.1.6. Generelle oplysninger

Indkøbsprojekt, der ikke finansieres med EU-midler
Udbuddet er omfattet af aftalen om offentlige udbud (GPA): ja
Yderligere oplysninger: Documentation: Prior to the award decision, the tenderer with whom FS intends to enter into the contract must provide FS with documentation for the information in the ESPD. Documentation regarding exclusion grounds: As documentation that neither the company nor any member of the management has been caught by the exclusion grounds in Section 135 of the Public Procurement Act within the last four years, an extract from the relevant register or similar document issued by a competent legal or administrative authority showing that neither the company nor any member of the management has been caught must be submitted. For Danish tenderers, the documentation can be in the form of a service certificate requested from the Danish Business Authority at the Authority's website https://virk.dk/myndigheder/stat/ERST/selvbetjening/Anmod_om_serviceattest/. The certificate must not be dated earlier than 12 months before the expiry of the offer submission deadline. The service certificate may function as documentation for both the company and the members of the management (both its Danish and non-Danish members). In connection with the request for the service certificate, the tenderer's management members will be asked to submit a consent declaration to the Danish Business Authority regarding the collection of criminal records for the individual, as well as a solemn declaration that the individual has not been

convicted or accepted a fine for a number of specified matters. If all management members do this, no separate documentation needs to be submitted. If a management member does not submit a consent declaration or a solemn declaration, the service certificate will be issued with a remark, and separate documentation must be submitted to show that the individual is not subject to any grounds for exclusion. As a general rule, a copy of the individual's criminal record or an equivalent certificate issued by a competent national authority in the country where the individual is a citizen must be submitted. If the tenderer is not domiciled in Denmark, the tenderer must follow the procedure set out in Section 153 of the Danish Public Procurement Act. This means that the documentation may consist of extracts from the relevant register, a certificate, or an equivalent document issued by a competent judicial or administrative authority. For tenderers domiciled in an EU or EEA country, e-Certis includes an overview of the relevant documentation in the tenderer's specific country. The EU/EEA-tenderer must provide the documentation listed in e-Certis, see more here: <https://ec.europa.eu/tools/ecertis/#/search>. If the country in which the tenderer is domiciled does not issue such certificates or documents, or if these do not cover all exclusion grounds mentioned in Section 135 of the Danish Public Procurement Act, they can be replaced by a declaration under oath. If declaration under oath is not a possibility in the country in question, a solemn declaration made before either a competent judicial or administrative authority, a notary, or a competent professional organisation can be given instead in accordance with Section 153 (2) of the Danish Public Procurement Act. It is noted that FS will accept documentation that is valid under the national law of the country in which it is issued, including with respect to the period of validity. If a period of validity is not determined by national law, FS will accept documentation that has been issued up to 12 months before the offer submission deadline.

Documentation for selection criteria: As documentation that the tenderer has a credit rating of at least A- (Standard & Poor's) or equivalent, the tenderer shall provide either an extract from the relevant register or a link to the website where information about the tenderer's credit rating may be found. If the tenderer is a consortium, documentation regarding financial capacity must be submitted for each participant in the consortium. Documentation regarding consortiums: If the tenderer is a consortium of companies and the consortium is awarded the contract, a signed consortium declaration must be submitted, in which the companies in the consortium declare that they are jointly and severally liable to FS for the performance of the contract. FS has prepared a template which the tenderer is encouraged to use (Annex 6).

Declaration of ownership: As documentation that the tenderer is not a Russian company or a Russian-controlled company, and does not use Russian or Russian-controlled support entities or subcontractors, the tenderer must submit a completed and signed version of the attached solemn declaration, cf. Appendix 5 of the tender documents.

5.1.10. Tildelingskriterier

Kriterium:

Type: Pris

Navn: Premium

Beskrivelse: The contract will be awarded to the most economically advantageous offer based on the criterion "best ratio between price and quality" on the basis of the following sub-criteria:
- Premium - 40 % - Coverage - 60 % For the sub-criteria "Premium", the tenderer must state the premium quote offered for a D&O insurance with a limit of liability of EUR 10,000,000 for each and every claim and in annual aggregate.

Kategori for tildelingskriteriet vægt: Vægtning (pointantal, præcis)

Tildelingskriterium talværdi: 40

Kriterium:

Type: Kvalitet

Navn: Coverage

Beskrivelse: The contract will be awarded to the most economically advantageous offer based on the criterion "best ratio between price and quality" on the basis of the following sub-criteria:

- Premium - 40 % - Coverage - 60 % For the sub-criteria "Coverage", the tenderer must meet the minimum requirements regarding terms and conditions (Appendix 2) and it will have a positive impact on the evaluation of an offer if that offer exceeds the minimum requirements. The "Coverage" subcriteria is divided into the following sub-criteria: - Retroactive cover for Roskilde Bank (5%): The voluntary quote for retroactive cover for the management of Roskilde Bank is considered valuable. It will have a positive impact on the evaluation of an offer if that offer includes cover for acts and omissions by the insured directors and officers of Roskilde Bank during the period from 1 September 2008 to 10 August 2009. - Credit Strength Rating clause (5%): It will have a positive impact on the evaluation of an offer if that offer includes a clause providing a right for the policyholder to cancel the policy and obtain return of pro rata premium if the credit rating of the insurer drops below A- (Standard & Poor's) or equivalent. - Higher sub-limits (5%): It will have a positive influence on the evaluation of an offer if the quote contained in said offer contains sublimits that exceed the minimum requirements in Appendix 2. - Option for automatic renewal of the policy for 12 months (15%): It will have a positive impact on the evaluation if the offer includes an option for automatic renewal of the policy for 12 months after the expiry of the initial policy period. - Option for automatic renewal of additional 12 months (10%): It will have a positive impact on the evaluation if the offer includes an option for renewal of the policy for an additional 12 months after the expiry of the initial 12 months extension of the policy period. - Option for a primary layer coverage on EUR 15,000,000 (10%): It will have a positive impact on the evaluation if the offer includes a worldwide coverage with a limit of liability of EUR 15,000,000 for each and every claim and in the annual aggregate. - Option for a primary layer coverage on EUR 20,000,000 (10%): It will have a positive impact on the evaluation if the offer includes a worldwide coverage with a limit of liability of EUR 20,000,000 for each and every claim and in the annual aggregate.

Kategori for tildelingskriteriet vægt: Vægtning (pointantal, præcis)

Tildelingskriterium talværdi: 60

5.1.15. Teknikker

Rammeaftale:

Ingen rammeaftale

Oplysninger om det dynamiske indkøbssystem:

Intet dynamisk indkøbssystem

5.1.16. Yderligere oplysninger, mægling og gennemgang

Organisation med ansvar for klager: Klagenævnet for Udbud

Oplysninger om klagefrister: A complaint following FS' award decision must be submitted to the Danish Complaints Board for Public Procurement within 45 calendar days from the day following the date on which the contracting authority has published a contract award notice in the Official Journal of the European Union, cf. section 7(2)(1) of Consolidated Act No. 593 on the Complaints Board for Public Procurement of 2 June 2016 (the Complaints Board Act). At the latest simultaneously with submitting a complaint to the Complaints Board for Public Procurement, the complainant must notify the contracting authority in writing that a complaint has been submitted to the Complaints Board for Public Procurement and whether the complaint has been submitted during the standstill period, cf. section 6(4) of the Complaints Board Act. If the complaint is not submitted during the standstill period, the complainant must state whether suspensive effect is requested, cf. section 6(4) and section 12(1) of the Complaints Board Act.

Organisation, der leverer yderligere oplysninger om klageprocedurerne: Konkurrence- og Forbrugerstyrelsen
Organisation, hvis budget anvendes til at betale for kontrakten: Finansiel Stabilitet
Organisation, der udfører betalingen: Finansiel Stabilitet
Organisation, der underskriver kontrakten: Finansiel Stabilitet

6. Resultater

Værdien af alle kontrakter tildelt i denne bekendtgørelse: 0,00 DKK

6.1. Resultat delkontrakt-ID: LOT-0000

Status for udvælgelse af vinder: Der er udvalgt mindst én vinder.

6.1.2. Oplysninger om vinderne

Vinder:

Officielt navn: Zurich Danmark, Branch of Zurich Insurance Europe AG, Germany

Tilbud:

Tilbud – Identifikator: Tender for contract on directors and officers' liability insurance policy - primary layer - Zurich Danmark, Branch of Zurich Insurance Europe AG, Germany

ID for delkontrakt eller gruppe af delkontrakter: LOT-0000

Værdien af tilbuddet: 0,00 DKK

Tilbuddet blev rangordnet: nej

Tilbuddet er et alternativt tilbud: nej

Underentreprise: Nej

Kontraktoplysninger:

Identifikator for kontrakten: Tender for contract on directors and officers' liability insurance policy - primary layer - Zurich Danmark, Branch of Zurich Insurance Europe AG, Germany

Titel: Directors, officers and company liability insurance policy

Datoen for udvælgelsen af det vindende tilbud: 13/11/2025

Dato for indgåelse af kontrakten: 26/11/2025

Organisation, der underskriver kontrakten: Finansiel Stabilitet

6.1.4. Statistiske oplysninger

Resumé af de klager som køberen har modtaget:

Antal klager: 0

Modtagne tilbud og ansøgninger om deltagelse:

Type modtagne indgivelser: Tilbud

Antal modtagne tilbud og ansøgninger om deltagelse: 2

Udvalg af tilbud:

Værdien af det antagelige tilbud med den laveste værdi: 0,00 DKK

Værdien af det antagelige tilbud med den højeste værdi: 0,00 DKK

8. Organisationer

8.1. ORG-0001

Officielt navn: Finansiel Stabilitet

Registreringsnummer: 30515145

Postadresse: Sankt Annæ Plads 13, 2. tv.

By: København K

Postnummer: 1250

Landsdel (NUTS): Byen København (DK011)

Land: Danmark
Enhed: Laura Munk Petersen
E-mail: Imp@fs.dk
Telefon: +45 61300994
Internetadresse: <https://fs.dk/>
Køberprofil: <https://eu.eu-supply.com/ctm/company/companyinformation/index/580589>

Denne organisations roller:

Køber
Organisation, der underskriver kontrakten
Organisation, hvis budget anvendes til at betale for kontrakten
Organisation, der udfører betalingen

8.1. ORG-0002

Officielt navn: Klagenævnet for Udbud
Registreringsnummer: 37795526
Postadresse: Toldboden 2
By: Viborg
Postnummer: 8800
Landsdel (NUTS): Vestjylland (DK041)
Land: Danmark
E-mail: klfu@naevneneshus.dk
Telefon: +45 72405600
Internetadresse: <https://naevneneshus.dk/start-din-klage/klagenaevnet-for-udbud/>

Denne organisations roller:

Organisation med ansvar for klager

8.1. ORG-0003

Officielt navn: Konkurrence- og Forbrugerstyrelsen
Registreringsnummer: 10294819
Postadresse: Carl Jacobsens Vej 35
By: Valby
Postnummer: 2500
Landsdel (NUTS): Byen København (DK011)
Land: Danmark
E-mail: kfst@kfst.dk
Telefon: +45 41715000
Internetadresse: <https://kfst.dk/>

Denne organisations roller:

Organisation, der leverer yderligere oplysninger om klageprocedurerne

8.1. ORG-0004

Officielt navn: Zurich Danmark, Branch of Zurich Insurance Europe AG, Germany
Den økonomiske operatørs størrelse: Stor virksomhed
Registreringsnummer: 31184606
Postadresse: Store Kongensgade 68, 1. sal
By: Copenhagen K
Postnummer: 1264
Landsdel (NUTS): Byen København (DK011)
Land: Danmark
Enhed: Philip Nørregaard Juhl
E-mail: p.norregaardjuhl@zurich.com

Telefon: +45 31414940

Internetadresse: <https://www.zurich.com/zie>

Denne organisations roller:

Tilbudsgiver

Vinder af disse delkontrakter: LOT-0000

8.1. ORG-0005

Officielt navn: Mercell Holding ASA

Registreringsnummer: 980921565

Postadresse: Askekroken 11

By: Oslo

Postnummer: 0277

Landsdel (NUTS): Oslo (NO081)

Land: Norge

Enhed: eSender

E-mail: publication@mercell.com

Telefon: +47 21018800

Fax: +47 21018801

Internetadresse: <http://mercell.com/>

Denne organisations roller:

TED eSender

Oplysninger om bekendtgørelsen

Bekendtgørelsens ID: f43747ae-a55b-48dd-85d3-f0cba599e550 - 01

Formulartype: Resultater

Bekendtgørelsestype: Bekendtgørelse om indgåede kontrakter eller koncessionstildeling – standardordningen

Bekendtgørelsesundertype: 29

Afsendelsesdato for bekendtgørelsen: 01/12/2025 11:42:52 (UTC+00:00) vesteuropæisk tid, GMT

Dato for afsendelse af bekendtgørelsen (eSender): 01/12/2025 11:42:52 (UTC+00:00) vesteuropæisk tid, GMT

Bekendtgørelsens officielle sprog: engelsk

Bekendtgørelsesnummer: 797480-2025

EUT-S-nummer: 232/2025

Offentliggørelsesdato: 02/12/2025