

Denmark-Ballerup: Repair, maintenance and associated services related to aircraft, railways, roads and marine equipment

OJ S 2/2015 03/01/2015

Contract award notice for contracts in the field of defence and security**Services****Directive 2009/81/EC****Section I: Contracting authority/entity**

I.1. Name and addresses

Official name: Danish Defence Acquisition and Logistics Organisation (DALO)

Postal address: Lautrupbjerg 1-5

Town: Ballerup

Postal code: 2750

Country: Denmark

For the attention of: Morten Jacobsen

E-mail: fmt-ja19@mil.dk**Internet address(es):**General address of the contracting authority/entity: <http://forsvaret.dk/fmt>**I.2. Type of the contracting authority**

Ministry or any other national or federal authority, including their regional or local subdivisions

I.3. Main activity

Defence

I.4. Contract award on behalf of other contracting authorities

The contracting authority is purchasing on behalf of other contracting authorities: no

Section II: Object of the contract

II.1. Description**II.1.1. Title**

Side Scan Sonar work.

II.1.2. Type of contract and place of performance or delivery

Services

NUTS code

II.1.3. Information about framework agreement**II.1.4. Short description of the contract or purchase(s)**

DALO has acquired software support and repair/resupplying of certain parts on the Danish Defence Side Scan Sonar system, which is delivered by Thales FR TUS. Consequently, DALO has awarded 3 contracts to Thales FR TUS regarding these services.

II.1.5. CPV code(s)

50200000 Repair, maintenance and associated services related to aircraft, railways, roads and marine equipment, 50600000 Repair and maintenance services of security and defence materials, 38113000 Sonars

II.2. Total value of the contract/lot

II.2.1. Total value of the contract/lot

Section IV: Procedure

IV.1. Type of procedure

Negotiated without publication of a contract notice

Justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union

Directive 2009/81/EC

1) Justification for the choice of the negotiated procedure without publication of a call for competition in accordance with Article 28 of Directive 2009/81/EC

The works, supplies or services can be provided only by a particular economic operator for the following reason: protection of exclusive rights, including intellectual property rights
The works mentioned under section II.1.4) require the rights to make changes in the source codes and require complex technical documentation. Thales Underwater Systems has exclusive rights to this information and on this basis, it is DALO's assessment that only Thales Underwater Systems was able to perform the works. Consequently, the contract could only be awarded to Thales Underwater Systems, cf. 2009/81/EC article 28 (1) e).

IV.2. Award criteria

IV.2.1. Award criteria

IV.2.2. Information about electronic auction

An electronic auction has been used: no

IV.3. Administrative information

IV.3.1. File reference number attributed by the contracting authority

IV.3.2. Previous publication concerning this procedure

Voluntary ex ante transparency notice

Notice number in the OJ S: [2014/S 133-239371](#) of 15.7.2014

Section V: Award of contract

Lot title: Technical support

V.1. Date of conclusion of the contract

20.5.2014

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: Thales Underwater Systems S.A.S

Postal address: Site Amiral Henry Nomy-Route de Sainte Anne du Portzic CS 43814

Town: Brest Cedex 3

Postal code: 29238

Country: France

V.4. Information on value of the contract/lot

V.5. Information about subcontracting

The contract is likely to be subcontracted: no

Lot title: Software support

V.1. Date of conclusion of the contract

3.6.2014

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: Thales Underwater Systems S.A.S

Postal address: Site Amiral Henry Nomy-Route de Sainte Anne du Portzic CS 43814

Town: Brest Cedex 3

Postal code: 29238

Country: France

V.4. Information on value of the contract/lot

V.5. Information about subcontracting

The contract is likely to be subcontracted: no

Lot title: Doppler log

V.1. Date of conclusion of the contract

29.7.2014

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: Thales Underwater Systems S.A.S

Postal address: Site Amiral Henry Nomy-Route de Sainte Anne du Portzic CS 43814

Town: Brest Cedex 3

Postal code: 29238

Country: France

V.4. Information on value of the contract/lot

V.5. Information about subcontracting

The contract is likely to be subcontracted: no

Lot title: Acoustic modules

V.1. Date of conclusion of the contract

29.7.2014

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: Thales Underwater Systems S.A.S

Postal address: Site Amiral Henry Nomy-Route de Sainte Anne du Portzic CS 43814

Town: Brest Cedex 3

Postal code: 29238

Country: France

V.4. Information on value of the contract/lot

V.5. Information about subcontracting

Lot title: Acoustic modules

V.1. Date of conclusion of the contract

29.7.2014

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: Thales Underwater Systems S.A.S

Postal address: Site Amiral Henry Nomy-Route de Sainte Anne du Portzic CS 43814

Town: Brest Cedex 3

Postal code: 29238

Country: France

V.4. Information on value of the contract/lot

V.5. Information about subcontracting

Lot title: Acoustic modules

V.1. Date of conclusion of the contract

29.7.2014

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: Thales Underwater Systems S.A.S

Postal address: Site Amiral Henry Nomy-Route de Sainte Anne du Portzic CS 43814

Town: Brest Cedex 3

Postal code: 29238

Country: France

V.4. Information on value of the contract/lot

V.5. Information about subcontracting

Lot title: Technical support

V.1. Date of conclusion of the contract

17.11.2014

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: Thales Underwater Systems S.A.S

Postal address: Site Amiral Henry Nomy-Route de Sainte Anne du Portzic CS 43814

Town: Brest Cedex 3

Postal code: 29238

Country: France

V.4. Information on value of the contract/lot

V.5. Information about subcontracting

Section VI: Complementary information

VI.1. Information about European Union funds

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

VI.2. Additional information

VI.3. Procedures for review

VI.3.1. Review body

Official name: Klagenævnet for udbud (The Compliant Board for Public Procurement)

Postal address: Dahlerups Pakhus, Langelinje Allé 17

Town: København Ø

Postal code: 2100

Country: Denmark

E-mail: klfu@erst.dk

Telephone: +45 35291000

Internet address: <http://erhvervsstyrelsen.dk/klagenaevnet-for-udbud>

VI.3.2. Review procedure

Precise information on deadline(s) for review procedures: Complaints must be filed with The Complaints Board for Public Procurement within 45 calendar days after the contracting authority has published a contract award notice in the Official Journal of the European Union (with effect from the day following the publication date).

However, if the tender concerns a framework agreement complaints must be filed with The Complaints Board for Public Procurement within 6 months after the Contracting Authority has sent notification to the candidates/tenderers involved that the Contracting Authority has entered into the framework agreement if the notification included a short account of the relevant reasons for the decision.

The complainant must inform the contracting authority of the appeal in writing at the latest simultaneously with the lodge of the complaint to The Complaints Board for Public Procurement. The complainant shall state whether the complaint has been lodged in the stand-still period. If the appeal has not been lodged in the stand-still period, the appellant must also state whether it is requested that the appeal is granted delaying effect.

VI.3.3. Service from which information about the review procedure may be obtained

Official name: Konkurrence- og forbrugerstyrelsen

Postal address: Carl Jacobsens Vej 35

Town: Valby

Postal code: 2500

Country: Denmark

E-mail: kfst@kfst.dk

Telephone: +45 41715000

Internet address: www.kfst.dk

VI.4. Date of dispatch of this notice

2.1.2015