

**Denmark-Ballerup: Earthmoving and excavating machinery, and associated parts**

OJ S 7/2015 10/01/2015

Contract notice

Supplies

Directive 2004/18/EC

**Section I: Contracting authority**

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**I.1. Name and addresses**

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

Postal address: Lautrupbjerg 1

Town: Ballerup

Postal code: 2750

Country: Denmark

For the attention of: Jesper Enemark

E-mail: [fmt-id-s219@mil.dk](mailto:fmt-id-s219@mil.dk)

Telephone: +45 72572241

**Internet address(es):**Electronic access to information: <http://permalink.mercell.com/48487187.aspx>Electronic submission of tenders and requests to participate: <http://permalink.mercell.com/48487187.aspx>**Additional information can be obtained from:**

Official name: Mercell Danmark A/S

Postal address: Østre Stationsvej 33, Vestfløjen

Town: Odense C

Postal code: 5000

Country: Denmark

E-mail: [support.dk@mercell.com](mailto:support.dk@mercell.com)Internet address: <http://permalink.mercell.com/48487187.aspx>**Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from:**

Official name: Mercell Danmark A/S

Postal address: Østre Stationsvej 33, Vestfløjen

Town: Odense C

Postal code: 5000

Country: Denmark

E-mail: [support.dk@mercell.com](mailto:support.dk@mercell.com)Internet address: <http://permalink.mercell.com/48487187.aspx>**Tenders or requests to participate must be submitted:** Official name: Mercell Danmark A/S

Postal address: Østre Stationsvej 33, Vestfløjen

Town: Odense C

Postal code: 5000

Country: Denmark

E-mail: [support.dk@mercell.com](mailto:support.dk@mercell.com)Internet address: <http://permalink.mercell.com/48487187.aspx>**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**

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### **II.1. Description**

#### **II.1.1. Title attributed to the contract by the contracting authority**

Wheel loader backhoes — Arctic Commando.

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

Supplies

Purchase

Main site or place of performance: Lager Danmark/Skrydstrup.

NUTS code DK0 Danmark

#### **II.1.3. Information about a framework agreement or a dynamic purchasing system**

The procurement involves the establishment of a framework agreement

#### **II.1.4. Information about framework agreement**

Framework agreement with a single operator

##### **Duration of the framework agreement**

Duration in years: 4

##### **Estimated total value of purchases for the entire duration of the framework agreement**

Estimated value excluding VAT:

Range: between 5 000 000 and 8 000 000 DKK

#### **II.1.5. Short description of the contract or purchase(s)**

The contract concerns a framework agreement for acquisition of wheel loader backhoes (WLB) for use by Arctic Command in Greenland. The initial planned purchase concerns 4 - 7 WLB, including spare parts and training of personnel. The WLBs will be used for clearing away ice and snow, excavating earth and rocks and for moving various objects. The WLBs will operate on Danish Defence establishments in Greenland, in severe climatic conditions with low temperatures.

#### **II.1.6. CPV code(s)**

43200000 Earthmoving and excavating machinery, and associated parts, 43250000 Front-end shovel loaders

#### **II.1.7. Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: yes

#### **II.1.8. Lots**

This contract is divided into lots: no

#### **II.1.9. Information about variants**

Variants will be accepted: no

### **II.2. Scope of the procurement**

#### **II.2.1.**

### **Total quantity or scope**

The framework agreement concerns the acquisition of approximately 4 - 7 wheel loader backhoes, including spare parts and training of personnel.

### **II.2.2. Information about options**

Options: no

### **II.2.3. Information about renewals**

This contract is subject to renewal: no

### **II.3. Duration of the contract or time limit for completion**

Start 1.4.2015. Completion 30.3.2019

## **Section III: Legal, economic, financial and technical information**

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### **III.1. Conditions related to the contract**

#### **III.1.1. Deposits and guarantees required**

If prepayments are made, an on-demand guarantee from a recognized financial institution must be presented. The financial institution has to be approved by DALO.

#### **III.1.2. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them**

Reference is made to the tender documents with regard to the payment terms. Invoicing must be done in accordance with the at any time applicable Danish legislation on public payments. At present this is the Danish consolidation act. no. 798 of June 2007 which demands that invoicing must be done electronically. Exact terms will be stated in the contract.

#### **III.1.3. Legal form to be taken by the group of economic operators to whom the contract is to be awarded**

No special legal form is required. If the order is awarded to a group of suppliers (e.g. a consortium) the participants are required to undertake joint and several liabilities and to appoint one supplier to represent the group.

#### **III.1.4. Contract performance conditions**

The performance of the contract is subject to particular conditions: no

### **III.2. Conditions for participation**

#### **III.2.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions: When submitting the bids the tenderes must submit a solemn declaration stating to which degree the tenderer has fulfilled its obligations relating to the payment of direct and indirect taxes and social security contributions in accordance with the legal provisions of the country in which the candidate is established and in Denmark in accordance with Consolidation Act no. 336 of 13. May 1997 regarding public payments. A form that the tenderers can use will be submitted with the tender material.

#### **III.2.2. Economic and financial ability**

List and brief description of conditions: The 3 latest annual reports or a declaration stating the annual turnover for the last 3 financial years available, insofar information on such turnovers is available. The three latest published annual reports or a declaration stating the candidate's solvency ratio (calculated by dividing the candidate's equity with the candidate's total assets

(equity/total assets x 100) at the end of the preceding 3 financial years. Reference is made to section VI.3 with regard to the candidate's possibility of relying on the capacity of other entities. Minimum level(s) of standards possibly required: The tenderer shall have had an annual turnover of at least 1 500 000 EUR in each of the preceding 3 financial years (if the turnover is not stated in said currency, DALO will calculate the turnover based on the official Exchange rate on the date the Contract Notice was published).

Regarding the solvency ratio, the tenderer shall have had a solvency ratio of at least 10, for each of the preceding 3 financial years.

### **III.2.3. Technical and professional ability**

List and brief description of conditions:

A list of the most important similar deliveries carried out over the past 3 years regarding similar deliveries. The list should preferably include: — A description of each delivery, including when it was carried out — The size and value of the deliveries — The recipients of the deliveries (specific names/countries need not necessarily be included) — Whether the delivered wheel loader backhoes have been used in Arctic conditions. Reference is made to section VI.3 with regard to the candidate's possibility of relying on the capacity of other entities.

Minimum level(s) of standards possibly required:

The tenderer shall demonstrate that during the past 3 years, deliveries of at least 15 Wheel loader backhoes have been concluded.

### **III.2.4. Information about reserved contracts**

#### **III.3. Conditions specific to services contracts**

##### **III.3.1. Information about a particular profession**

##### **III.3.2. Information about staff responsible for the performance of the contract**

## **Section IV: Procedure**

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### **IV.1. Type of procedure**

#### **IV.1.1. Type of procedure**

Open

#### **IV.1.2. Information about the limits on the number of candidates to be invited**

#### **IV.1.3. Information about reduction of the number of solutions or tenders during negotiation or dialogue**

### **IV.2. Award criteria**

#### **IV.2.1. Award criteria**

Lowest price

#### **IV.2.2. Information about electronic auction**

An electronic auction will be 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**

no

**IV.3.3. Conditions for obtaining specifications and additional documents or descriptive document**

Payable documents: no

**IV.3.4. Time limit for receipt of tenders or requests to participate**

10.3.2015 - 12:00

**IV.3.5. Estimated date of dispatch of invitations to tender or to participate to selected candidates**

**IV.3.6. Languages in which tenders or requests to participate may be submitted**

Danish. English.

Other: Supporting documents may be submitted in other languages.

**IV.3.7. Minimum time frame during which the tenderer must maintain the tender**

**IV.3.8. Conditions for opening of tenders**

Persons authorised to be present at the opening of tenders: no

**Section VI: Complementary information**

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**VI.1. Information about recurrence**

This is a recurrent procurement: no

**VI.2. Information about European Union funds**

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

**VI.3. Additional information**

Re. Section III.2) According to directive 2004/18, art. 47(2) and art. 48(3) and directive 2009 /81, art. 41(2) and 42(2), a candidate may rely on the economic, financial and/or technical capacity of other entities, regardless of the legal nature of the links with the entities. If a candidate wants to rely on other entities and wishes that the capacity of other entities is included when establishing the suitability of the candidate, the candidate must prove that the other entities will and shall put the relevant resources at the disposal of the candidate. For instance this is fulfilled if the candidate submits a co-operation agreement clearly stating that the candidate has the relevant resources at its disposal (conversely, it is not sufficient to submit a declaration stating that the candidate is entitled to sell products on behalf of another entity if the candidate wishes to rely on the capacity of this other entity).

When submitting contact details the candidates are encouraged to submit as much information as possible and preferable also the e-mail address of the candidate's contact person.

**VI.4. Procedures for review**

**VI.4.1. Review body**

Official name: Klagenævnet for Udbud

Postal address: Dahlerups Pakhus, Langelinie Allé 17

Town: København Ø

Postal code: 2100

Country: Denmark

E-mail: [kifu@erst.dk](mailto:kifu@erst.dk)

Telephone: +45 35291000  
Fax: +45 33307799  
Internet address: [www.klfu.dk](http://www.klfu.dk)

**VI.4.2. Review procedure**

**VI.4.3. 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](mailto:kfst@kfst.dk)  
Telephone: +45 41715000  
Fax: +45 41715100  
Internet address: [www.kfst.dk](http://www.kfst.dk)

**VI.5. Date of dispatch of this notice**

8.1.2015