

Denmark-Copenhagen: IT services: consulting, software development, Internet and support

OJ S 6/2023 09/01/2023

Contract notice

Services

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Danmarks Nationalbank
National registration number: 61092919
Postal address: Langelinie Allé 47
Town: København Ø
NUTS code: DK011 Byen København
Postal code: 2100
Country: Denmark
Contact person: DN - Jeanett Brurås
E-mail: jtb@nationalbanken.dk
Telephone: +45 33636069
Internet address(es):
Main address: <https://www.nationalbanken.dk/en>

I.3. Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: http://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=349399&B=KA
Additional information can be obtained from the abovementioned address
Tenders or requests to participate must be submitted electronically via: http://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=349399&B=KA
Tenders or requests to participate must be submitted to the abovementioned address

I.4. Type of the contracting authority

Body governed by public law

I.5. Main activity

Economic and financial affairs

Section II: Object

II.1. Scope of the procurement**II.1.1. Title**

Tender for a Framework Agreement on the delivery of TIBER-DK related services
Reference number: TS-213476

II.1.2. Main CPV code

72000000 IT services: consulting, software development, Internet and support

II.1.3. Type of contract

Services

II.1.4. Short description

Danmarks Nationalbank and the most important financial institutions have established a Danish intel-led red-team test program for the Danish financial sector. TIBER-DK stands for Threat Intelligence Based Ethical Red-teaming.

The tests will contribute to improve the ability to discover and react to hacker attacks which potentially can affect critical functions in the financial institutions.

TIBER-DK is based on a common European framework developed by the ECB.

This procurement seeks to establish a Framework Agreement with a primary and a secondary supplier of security testing with Tiber DK covering both Threat Intelligence reports and Red Team testing for a period of four years.

The tenderer shall be able to document at least one reference regarding an institution, which is a member of FSOR where the tenderer has delivered a TCT attested Targeted Threat Intelligence (TTI) report and Threat Intelligence Red Team Testing (RT) based on TIBER DK, cf. section III.1.3).

II.1.5. Estimated total value

Value excluding VAT: 5 000 000,00 DKK

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.2. Additional CPV code(s)

79417000 Safety consultancy services

II.2.3. Place of performance

NUTS code: DK011 Byen København

Main site or place of performance: København Ø

II.2.4. Description of the procurement

The TI provider shall provide Targeted Threat Intelligence (TTI) reports during the contract period. The TTI reports shall formulate threat scenarios to be mimicked by the Red Team Provider against the flags set in the Detailed Scope document to be provided by the White Team. The TTI report shall be shared with the Red teaming. The TTI report shall be based on the General Threat Landscape (GTL) report provided by the TIBER Cyber Team (TCT).

The Red Team shall provide Red Team Attack planning and execution in accordance with TIBER-DK. Based on the Red Teaming, the Red Team provider shall provide a Red Team Report and plan and facilitate Replay/Purple Teaming workshops as part of closing of the exercises.

The Threat Intelligence Based Ethical Red Team tests shall be conducted on Danmarks Nationalbank during the contract period. The tests shall be conducted in accordance with the Danish implementation of the TIBER framework: TIBER-DK, including the TIBER-DK General Implementation Guide, the TIBER-DK Operational Guide and underlying specific guides. In areas where no general or detailed TIBER-DK guidance exists, the TIBER-EU guidance – if any - shall be followed.

The Supplier shall ensure consultants with knowledge in Danish, as the TI reports and the cooperation with the Customer will be carried out in Danish.

The tenderer shall authorize the Contracting Authority as part of the procurement process to request confirmation on any declared successful conduct of previous TIBER engagement via the TCT (this procedure ensures the anonymity of the references given by the tenderer).

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

Value excluding VAT: 4 175 000,00 DKK

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

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

II.2.14. Additional information

Section III: Legal, economic, financial and technical information

III.1. Conditions for participation

III.1.3. Technical and professional ability

List and brief description of selection criteria:

The tenderer must submit the ESPD with the following information:

A list of up to the 5 most significant comparable services, see sections II.1.4) and II.2.4), that the tenderer has carried out in the latest 3 years before the expiry of the deadline for submission of tender.

Only references relating to services carried out at the time of submission of tender will be given importance in the evaluation of whether the minimum requirements regarding technical and professional capacity have been complied with, see below. Hence, in the case of an ongoing task, only the part of the services already performed at the time of submission of tender will be included in the evaluation of the reference.

Each reference is requested to include a brief description of the deliveries made. The description of the delivery should include a clear description of the services set out in sections II.1.4) and II.2.4) to which the delivery related and the tenderer's role(s) in the performance of the delivery. The reference is furthermore requested to include the financial value of the delivery (amount), the date of delivery and the name of the customer (recipient).

When indicating the date of the delivery, the tenderer is requested to indicate the date of commencement and finalisation of the delivery. If this is not possible, for example if the tasks were performed on a continuous basis under a framework agreement, the tenderer is asked to indicate how the date is specified.

No more than 5 references may be stated, irrespective of whether the tenderer is a single operator, whether the tenderer relies on the technical capacity of other entities, or is a group of operators (e.g. a consortium). Where more than five references are stated, only the most

recent five references will be taken into account. Any additional references will be disregarded. If it is not possible to decide which references are the most recent five references, the references will be selected by drawing lots.

If the tenderer relies on the professional experience of other entities for the performance of specific parts of the services comprised by the framework agreement, see section II.2.4), such specific parts of the services under the framework agreement must be performed by the entity on which the tenderer relies.

The ESPD serves as provisional documentation that the tenderer fulfils the minimum suitability requirements in respect of technical and professional ability, see section III.1.3).

Before the award decision is made, the tenderer to whom the contracting entity intends to award the framework agreement must submit documentation that the information stated in the ESPD is accurate.

No additional documentation of technical and professional capacity will be required from the tenderer. However, the contracting entity reserves the right to contact the Danish Tiber Cyber Team (TCT) in Danmarks Nationalbank, to ensure that the reference has in fact an attestation from the Danish Authority (TCT).

Minimum level(s) of standards possibly required:

As a minimum requirement, the tenderer shall document at least one reference regarding an institution, which is a member of FSOR where the tenderer has delivered a TCT (Tiber-DK Cyber Team at Danmarks Nationalbank) attested Targeted Threat Intelligence (TTI) report and Threat Intelligence Red Team Testing (RT) based on TIBER DK.

The tenderer can document the references for TTI and RT to the same institution (one reference) or the tenderer can document the TTI and the RT on separate references (two references).

III.2. Conditions related to the contract

III.2.2. Contract performance conditions

The framework agreement has incorporated the corporate social responsibility considerations, as appropriate, as laid down in the conventions on the basis of which the principles of the UN Global Compact are worded and as laid down in the OECD Guidelines for Multinational Enterprises.

The framework agreement lays down requirements on compliance with the law on processing of personal data

The framework agreement contains requirements that relevant staff handling tasks in connection with the performance of the framework agreement must be able to pass security clearance.

If the framework agreement is awarded to a group of operators (such as a consortium), the participants of the group must undertake joint and several liability and appoint a joint representative.

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Open procedure

IV.1.3. Information about a framework agreement or a dynamic purchasing system

The procurement involves the establishment of a framework agreement

Framework agreement with several operators Envisaged maximum number of participants to the framework agreement: 2

IV.1.8. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: yes

IV.2. Administrative information

IV.2.2. Time limit for receipt of tenders or requests to participate

Date: 09/02/2023 Local time: 12:00

IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates

IV.2.4. Languages in which tenders or requests to participate may be submitted

English

IV.2.6. Minimum time frame during which the tenderer must maintain the tender

Duration in months: 3 (from the date stated for receipt of tender)

IV.2.7. Conditions for opening of tenders

Date: 09/02/2023 Local time: 12:00

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: yes

Estimated timing for further notices to be published:

Primo 2026

VI.2. Information about electronic workflows

Electronic ordering will be used

Electronic invoicing will be accepted

VI.3. Additional information

Participation in the tendering procedure may only take place by electronic means via the electronic tendering system used by the contracting entity, see the address set out in section I. 3).

The tenderer must together with its tender submit an ESPD as preliminary documentation of the circumstances set out in section 148(1), paras 1-3 of the Danish Public Procurement Act (udbudsløven).

There is an information meeting held on Friday 13 January 2023, at 14:00 local time, see more in the document "additional information about the contract notice".

In this procedure, the tenderer may rely on the technical capacity of other operators to fulfil the suitability requirements stated in section III.1.3). The operator(s) making its/their technical capacity available to the candidate must sign a letter of commitment, see further in the tender specifications. The form is enclosed as an attachment to the tender specifications.

The tenderer will be excluded from participation in the tender procedure if the tenderer is subject to the compulsory grounds for exclusion set out in sections 134 a, 135 and 136 of the Danish Public Procurement Act, unless the tenderer has submitted sufficient documentation of its reliability in accordance with section 138 of the Danish Public Procurement Act.

Before the award decision is made, the tenderer to whom the contracting entity intends to award the framework agreement must provide documentation of the information submitted in

the ESPD pursuant to sections 151-152, cf. section 153 of the Danish Public Procurement Act. As an alternative to the documentation mentioned in sections 153-155, 157 and 158 of the Danish Public Procurement Act, the tenderer may submit to the contracting entity a certificate of registration in an official list of approved economic operators, see section 156 of the Danish Public Procurement Act, issued by the competent authority. The contracting entity only accepts certificates of registration in an official list from tenderers established in the country holding the official list.

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Further information:

See the document "Additional information about the contract notice" in relation to estimated and maximum value of the framework agreement.

The contracting entity may use the procedure of section 159(5) of the Danish Public Procurement Act in the event that applications or tenders do not comply with the formal requirements of the procurement documents.

See also the document "Additional information about the contract notice" which contains additional information regarding this section. The document is accessible via the electronic tendering system at the address set out in section I.3).

VI.4. Procedures for review

VI.4.1. Review body

Official name: Klagenævnet for Udbud

Postal address: Nævnenes Hus, Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

E-mail: klfu@naevneneshus.dk

Telephone: +45 72405600

Internet address: <https://kfu.naevneneshus.dk/>

VI.4.2. Body responsible for mediation procedures

Official name: There is no such body

Town: København

Country: Denmark

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Pursuant to the Danish Act on the Complaints Board for Public Procurement, etc. (lov om Klagenævnet for Udbud m.v.) (the Act is available (in Danish) at www.retsinformation.dk), the following deadlines apply to the lodging of complaints:

Complaints for not having been selected must be submitted to the Danish Complaints Board for Public Procurement before the expiry of 20 calendar days, see section 7(1) of the Act, from the day after submission of notification to the candidates concerned of the identity of the successful tenderer where the notification is accompanied by an explanation of the grounds for the decision in accordance with section 2(1), para (1) of the Act and section 171(2) of the Danish Public Procurement Act.

In other situations, complaints of award procedures, see section 7(2) of the Act, must be lodged with the Danish Complaints Board for Public Procurement before the expiry of:

1) 45 calendar days after the contracting entity has published a notice in the Official Journal of the European Union that the contracting entity has entered into a contract. The deadline is calculated from the day after the day when the notice was published.

2) 30 calendar days calculated from the day after the day when the contracting entity has notified the candidates concerned that a contract based on a framework agreement with reopening of competition or a dynamic purchasing system has been entered into where the notification has included an explanation of the relevant grounds for the decision.

3) 6 months after the contracting entity entered into a framework agreement calculated from the day after the day when the contracting entity notified the candidates and tenderers concerned, see section 2(2) of the Act and section 171(4) of the Danish Public Procurement Act.

4) 20 calendar days calculated from the day after the contracting entity has submitted notification of its decision, see section 185(2) of the Danish Public Procurement Act. Not later than at the time of lodging a complaint with the Danish Complaints Board for Public Procurement, the complainant must notify the contracting entity in writing that a complaint has been lodged with the Danish Complaints Board for Public Procurement and whether the appeal was lodged during the standstill period, see section 6(4) of the Act. In cases where the complaint was not lodged within the standstill period, the complainant must furthermore indicate whether a suspensory effect of the complaint has been requested, see section 12(1) of the Act.

The e-mail address of the Complaints Board for Public Procurement is set out in section VI.4.1. The Complaints Board's own complaints procedure is available at <https://naevneneshus.dk/start-din-klage/klagenaevnet-for-udbud/vejledning/>

VI.4.4. 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: <http://www.kfst.dk>

VI.5. Date of dispatch of this notice

04/01/2023