

Germany-Frankfurt am Main: Provision of Audit and Investigative Services (Lots 1-3)

OJ S 9/2024 12/01/2024

**Contract award notice
Services****Legal Basis:**

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: European Central Bank
National registration number: PRO-008295
Postal address: Sonnemannstrasse 22
Town: Frankfurt am Main
NUTS code: DE712 Frankfurt am Main, Kreisfreie Stadt
Postal code: 60314
Country: Germany
Contact person: Ms Uta Elbers-Kesten
E-mail: procurement@ecb.europa.eu
Telephone: +49 69/13440
Fax: +49 69/13447110
Internet address(es):
Main address: <http://www.ecb.europa.eu>

I.4. Type of the contracting authority

European institution/agency or international organisation

I.5. Main activity

Economic and financial affairs

Section II: Object

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

Provision of Audit and Investigative Services (Lots 1-3)
Reference number: PRO-008295

II.1.2. Main CPV code

79000000 Business services: law, marketing, consulting, recruitment, printing and security

II.1.3. Type of contract

Services

II.1.4. Short description

Provision of audit and investigative services, namely general process audits (Lot 1) and provision of investigative services, collecting and assessing facts on possible breaches of professional duties under, in particular, the ECB's Ethics Framework (legal assessment (Lot 2) and technical assessment (Lot 3)).

II.1.6. Information about lots

This contract is divided into lots: yes

II.1.7. Total value of the procurement

Value excluding VAT: 1 800 000,00 EUR

II.2. Description

II.2.1. Title

General Process Audits (Lot 1)

Lot No: 1

II.2.2. Additional CPV code(s)

79200000 Accounting, auditing and fiscal services

II.2.3. Place of performance

NUTS code: DE712 Frankfurt am Main, Kreisfreie Stadt

Main site or place of performance: On the ECB's premises, remotely or a combination of both.

II.2.4. Description of the procurement

Evaluating and improving the effectiveness and efficiency of risk management, control and governance processes in support of selected audit missions and methodologies in various areas of competence, as specified further in the procurement documents.

II.2.5. Award criteria

Quality criterion - Name: Proposed audit methodologies, tools and process mapping to be applied generally to the specified areas of competence / Weighting: 30 %

Quality criterion - Name: Relevant experience and qualifications of professionals to be engaged in the provision of deliverables and relevance of the team composition / Weighting: 26 %

Quality criterion - Name: Acceptance of the draft contract / Weighting: 4 %

Price - Weighting: 40 %

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

The maximum value of this lot 1 is: EUR 960 000,00.

II.2. Description

II.2.1. Title

Investigative Services (Legal Competence) (Lot 2)

Lot No: 2

II.2.2. Additional CPV code(s)

79700000 Investigation and security services

II.2.3. Place of performance

NUTS code: DE712 Frankfurt am Main, Kreisfreie Stadt

Main site or place of performance: On the ECB's premises, remotely or a combination of both.

II.2.4. Description of the procurement

Collecting and assessing facts on possible breaches of professional duties under, in particular, the ECB's ethics framework (legal competence).

II.2.5. Award criteria

Quality criterion - Name: Concept, methodology and approach in conducting administrative inquiries on allegations of professional misconduct / Weighting: 20 %

Quality criterion - Name: Concept, methodology and approach for carrying out a sound legal assessment and analysis in cases of alleged professional misconduct in relation of persons working for European Institutions and procedures followed in drafting a summary report / Weighting: 15 %

Quality criterion - Name: Areas of competence covered by the pool of staff proposed to perform the deliverables and the approach to ensure continuity in the expertise in the team of professionals over the contract term / Weighting: 20 %

Quality criterion - Name: Acceptance of the draft contract / Weighting: 5 %

Price - Weighting: 40 %

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

The maximum value of this lot 2 is EUR 420 000,00.

II.2. Description

II.2.1. Title

Investigative Services (Technical Competence)

Lot No: 3

II.2.2. Additional CPV code(s)

79720000 Investigation services

II.2.3. Place of performance

NUTS code: DE712 Frankfurt am Main, Kreisfreie Stadt

Main site or place of performance: On the ECB's premises, remotely or a combination of both.

II.2.4. Description of the procurement

Under this lot 3, collecting and assessing facts on possible breaches of professional duties (technical competence), as further specified in the procurement documents.

II.2.5. Award criteria

Quality criterion - Name: Concept, methodology and approach in conducting administrative inquiries on allegations of professional misconduct / Weighting: 20 %

Quality criterion - Name: Concept, methodology and approach for carrying out the technical assessment and analysis in cases of alleged professional misconduct in relation of persons working for European Institutions and procedure followed in drafting a summary report / Weighting: 15 %

Quality criterion - Name: Areas of technical competence covered by the pool of staff proposed to perform the deliverables, the IT tools available, and the approach to ensure continuity in the expertise in the team of professionals over the contract term / Weighting: 20 %
Quality criterion - Name: Acceptance of the ECB's draft contract / Weighting: 5 %
Price - Weighting: 40 %

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

The maximum value of this lot 3 is EUR 420 000,00.

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Competitive procedure with negotiation

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

The procurement involves the establishment of a framework agreement

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

The procurement is covered by the Government Procurement Agreement: no

IV.2. Administrative information

IV.2.1. Previous publication concerning this procedure

Notice number in the OJ S: [2022/S 201-570503](#)

IV.2.8. Information about termination of dynamic purchasing system

IV.2.9. Information about termination of call for competition in the form of a prior information notice

Section V: Award of contract

Contract No: PRO-008295

Lot No: 1

Title:

General Process Audits (Lot 1)

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

01/08/2023

V.2.2.

Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 0

The contract has been awarded to a group of economic operators: no

V.2.3. Name and address of the contractor

Official name: BDO AG

Postal address: Fuhrentwiete 12

Town: Hamburg

NUTS code: DE60 Hamburg

Postal code: 20355

Country: Germany

The contractor is an SME: no

V.2.4. Information on value of the contract/lot

Initial estimated total value of the contract/lot: 800 000,00 EUR

Total value of the contract/lot: 960 000,00 EUR

V.2.5. Information about subcontracting**Section V: Award of contract**

Contract No: PRO-008295

Lot No: 2

Title:

Investigative Services (Legal Competence) (Lot 2)

A contract/lot is awarded: yes

V.2. Award of contract**V.2.1. Date of conclusion of the contract**

25/07/2023

V.2.2. Information about tenders

Number of tenders received: 4

Number of tenders received from SMEs: 0

The contract has been awarded to a group of economic operators: no

V.2.3. Name and address of the contractor

Official name: KPMG Law Rechtsanwaltsgesellschaft mbH

Postal address: Tersteegenstrasse 19-23

Town: Düsseldorf

NUTS code: DEA11 Düsseldorf, Kreisfreie Stadt

Postal code: 40474

Country: Germany

The contractor is an SME: no

V.2.4. Information on value of the contract/lot

Initial estimated total value of the contract/lot: 350 000,00 EUR

Total value of the contract/lot: 420 000,00 EUR

V.2.5. Information about subcontracting

Section V: Award of contract

Contract No: PRO-008295

Lot No: 3

Title:

Investigative Services (Technical Competence)

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

12/12/2023

V.2.2. Information about tenders

Number of tenders received: 5

Number of tenders received from SMEs: 0

The contract has been awarded to a group of economic operators: no

V.2.3. Name and address of the contractor

Official name: Deloitte GmbH

Postal address: Europa-Allee 91

Town: Frankfurt am Main

NUTS code: DE712 Frankfurt am Main, Kreisfreie Stadt

Postal code: 60486

Country: Germany

The contractor is an SME: no

V.2.4. Information on value of the contract/lot

Initial estimated total value of the contract/lot: 350 000,00 EUR

Total value of the contract/lot: 420 000,00 EUR

V.2.5. Information about subcontracting

Section VI: Complementary information

VI.3. Additional information

This tender procedure is conducted via the ECB's electronic tendering system (e-tendering) which can be accessed via the following internet address:

<http://www.ecb.europa.eu/ecb/jobsproc/sourcing/html/index.en.html>

If you have not used the ECB's electronic tendering system before, you need to register via the above link (click on 'Register'). Subsequently to the registration, you will receive an automated notification with your user credentials to log in (click on 'Login') and to access the tender documentation. Please note that:

— A registration to the above system is only required once and you can reuse your user credentials in all future procedures of the ECB which are conducted via the above system. Therefore, please keep your user credentials for the future;

- In case you should have participated in previous ECB tender procedure(s) in the past which were conducted via the ECB's prior online system, you nevertheless need to register once to the ECB's electronic tendering system under the above address;
- Your mere registration does not constitute an application/tender. You must submit your application/tender via the ECB's electronic tendering system as further instructed in the application/tender documentation.

The system reference numbers for the above lots under this procurement are:

- Lot 1: RFX-PT-2022-000081: PRO-008295-L1R1-Audit and investigative;
- Lot 2: RFX-PT-2022-000082: PRO-008295-L2R1-Audit and investigative;
- Lot 3: RFX-PT-2022-000083: PRO-008295-L3R1-Audit and investigative.

To download the tender documents, log on to the ECB's electronic tendering system with your login and password. Expand the field 'Public Tenders – Upcoming Events'. Click on 'Click to request an invitation to this event' for the above procedure and close the new window which opens. Once the request is completed (this can take a few minutes), the status of the participation request will change to 'Invited' and the RFX documentation will be accessible via the RFX tab.

Under the above link you also find user guides for detailed information on how to use the system and contact details for technical support.

Should you require technical help when using the system, please contact the ECB's technical support team at sourcing.support@ecb.europa.eu by quoting the reference number and the problem experienced.

Any other queries relating to this procurement procedure and the content of the procurement documentation shall be submitted as message via the ECB's e-tendering system (under the tab 'Discussion').

The ECB endeavours to answer all queries as quickly as possible but cannot guarantee a minimum time response. The ECB shall not be bound to reply to queries received less than seven calendar days before the time-limit for the submission of tenders.

The tender procedure shall be open on equal terms to all natural or legal persons resident or located in the European Union and to all natural and legal persons resident or located in a country which has ratified the World Trade Organisation Agreement on Government Procurement or has concluded with the European Union a bilateral agreement on procurement under the conditions laid down in the said agreements.

The tender procedure is conducted in accordance with Decision ECB/2016/2 laying down the rules on procurement (as amended), available at

<https://eur-lex.europa.eu/search.html?>

[CT_CODED=c_40b2d24f&SUBDOM_INIT=ECB_ACTS&scope=ECB_ACTS&DTS_SUBDOM=ECB](https://eur-lex.europa.eu/search.html?CT_CODED=c_40b2d24f&SUBDOM_INIT=ECB_ACTS&scope=ECB_ACTS&DTS_SUBDOM=ECB)

And in EUR-Lex:

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:02016D0002-20200501>.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Procurement Review Body of the European Central Bank, c/o Legal Services Team

Postal address: Sonnemannstrasse 22

Town: Frankfurt am Main

Postal code: 60314

Country: Germany

E-mail: LegalServices@ecb.europa.eu

Telephone: +49 6913440

Fax: +49 6913446886

Internet address: <http://www.ecb.europa.eu>

VI.4.2. Body responsible for mediation procedures

Official name: The European Ombudsman

Postal address: 1 avenue du Président Robert Schuman, CS 30403

Town: Strasbourg Cedex

Postal code: 67001

Country: France

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Within 10 days of receipt of the notification in accordance with Article 34(1) or the first sentence of Article 34(3) of Decision ECB/2016/2 laying down the rules on procurement, as amended. Further requirements are outlined in Article 39 of this Decision. A complaint to the European Ombudsman does not affect the deadline for lodging appeals.

VI.4.4. Service from which information about the review procedure may be obtained

Official name: Central Procurement Office of the European Central Bank c/o Legal Services Team

Postal address: Sonnemannstrasse 22

Town: Frankfurt am Main

Postal code: 60314

Country: Germany

E-mail: procurement@ecb.europa.eu

Telephone: +49 6913440

Fax: +49 6913447110

Internet address: <http://www.ecb.europa.eu>

VI.5. Date of dispatch of this notice

02/01/2024