

**Denmark-Frederiksberg: IT services: consulting, software development, Internet and support**  
**OJ S 12/2018 18/01/2018**  
**Contract award notice**  
**Supplies**

**Legal Basis:**

Directive 2014/24/EU

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**Section I: Contracting authority**

**I.1. Name and addresses**

Official name: Copenhagen Business School — Handelshøjskolen

National registration number: 19596915

Postal address: Solbjerg Plads 3

Town: Frederiksberg

NUTS code: DK01 Hovedstaden

Postal code: 2000

Country: Denmark

Contact person: Anastasia TJ Nordensgaard

E-mail: [atn.legal@cbs.dk](mailto:atn.legal@cbs.dk)

Telephone: +45 38153339

**Internet address(es):**

Main address: <http://www.cbs.dk/for-virksomheder/indkoeb>

Address of the buyer profile: <https://eu.eu-supply.com/ctm/Company/CompanyInformation/Index/141738>

**I.4. Type of the contracting authority**

Other type: Universitet

**I.5. Main activity**

Education

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**Section II: Object**

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

**II.1.1. Title**

Tender concerns delivery, integration, operation, maintenance and support of a Learning Management System

**II.1.2. Main CPV code**

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

**II.1.3. Type of contract**

Supplies

**II.1.4. Short description**

This tender concerns the procurement of a SaaS agreement for the delivery, integration, operation, maintenance, and support of a Learning Management System for Copenhagen Business School.

#### **II.1.6. Information about lots**

This contract is divided into lots: no

#### **II.1.7. Total value of the procurement**

Value excluding VAT: 4 200 000,00 DKK

### **II.2. Description**

#### **II.2.2. Additional CPV code(s)**

48000000 Software package and information systems

#### **II.2.3. Place of performance**

NUTS code: DK01 Hovedstaden

Main site or place of performance: 2000 Frederiksberg

#### **II.2.4. Description of the procurement**

This tender concerns the procurement of a SaaS agreement for the delivery, integration, operation, maintenance, and support of a Learning Management System (hereinafter: LMS) for Copenhagen Business School (hereinafter: CBS).

A key argument for acquiring a new LMS is to strengthen the support for CBS' blended learning strategy. Therefore, the new LMS must be offered as a comprehensive and total learning platform that can facilitate teaching and learning processes, and enable the beneficial use of digital elements on all programs for both CBS teachers and students. A new LMS must include a learning functionality core, and furthermore act as a meeting point for third-party and /or proprietary learning applications to ease the integration of new digital tools into CBS' education landscape. CBS expects that a future LMS must be thoroughly tested to e-learning environments, with high stability, in compliance with IT standards, generating value in a university context, and be future-proof. Furthermore, we believe that in order for a new LMS to truly support the strategy of implementing blended learning at CBS, the system must be easy and intuitive to work with for both students, teachers and administrators.

A new LMS can help to inspire teachers at CBS to try new teaching methods and share learning materials with each other and the world around CBS, and will focus on the pedagogical and didactic practices that ensure that all students are challenged.

As a minimum CBS wishes that the LMS will:

- support better learning for more students by offering modern, scalable, and flexible educational tools, with respect to the students' different backgrounds and learning preferences,
- help secure the future of educational opportunities by integration with CBS' other IT systems and incorporate third-party learning applications,
- provide a platform that enables automatic gathering of data supporting the continually research and development of education at CBS.

#### **II.2.5. Award criteria**

Quality criterion - Name: A. Functionality and usability / Weighting: 45

Quality criterion - Name: B. Application Programming Interface (API) / Weighting: 20

Quality criterion - Name: C. Support and mMaintenance / Weighting: 10

Quality criterion - Name: D. Development, visions and strategy / Weighting: 5

Price - Weighting: 20

#### **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**

Further description can be found in the tender material.

## **Section IV: Procedure**

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### **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**

#### **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.2.1. Previous publication concerning this procedure**

Notice number in the OJ S: [2017/S 132-269657](#)

#### **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**

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**Contract No:** 1

**Title:**

Tender concerns delivery, integration, operation, maintenance and support of a Learning Management System

A contract/lot is awarded: yes

### **V.2. Award of contract**

#### **V.2.1. Date of conclusion of the contract**

12/01/2018

#### **V.2.2. Information about tenders**

Number of tenders received: 4

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

#### **V.2.3. Name and address of the contractor**

Official name: Instructure Global Limited

Postal address: 25 Kingly St, Soho

Town: London

NUTS code: UKI London

Postal code: W1B 5QB

Country: United Kingdom

The contractor is an SME: no

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

Total value of the contract/lot: 4 200 000,00 DKK

#### **V.2.5. Information about subcontracting**

### **Section VI: Complementary information**

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#### **VI.3. Additional information**

The candidate must use the European Single Procurement Document as provisional evidence in replacement of certificates issued by public authorities or third parties confirming that the candidate fulfils the minimum requirement stated below with respect to the standards required, and how the candidate fulfils the objective and non-discriminating criteria for prequalification, cf. § 148(1), cf. § 145(2) of the Danish Act on Public Procurement (act n° 1564 of 15.12.2015 — available at [www.retsinformation.dk](http://www.retsinformation.dk)). Prior to CBS's decision concerning award of the contract, the candidate to whom CBS intends to award the contract must submit documentation for the information given in the European Single Procurement Document in accordance with § 151 of the said Act. It is stated in the tender instructions, section 3.12 exactly what this documentation will consist of. CBS shall exclude a candidate from participation in the tender procedure, if the candidate is subject to one of the mandatory exclusion grounds in §§ 135 and 136 of the said Act. The candidate shall submit information in this respect in the European Single Procurement Document. Special attention is drawn to the fact that certain voluntary exclusion grounds have been made mandatory in § 136 of the Act. Please refer to The Danish Competition and Consumer Authority's guidance note for correct completion of the European Single Procurement Document.

Please note that in relation to section III.1.2 and III.1.3, a candidate may rely on the capacities of other entities (e.g. a parent or sister company or a supplier), regardless of the legal nature of the links between them. In this case, the candidate shall ensure that CBS receives his own European Single Procurement Document together with a separate European Single Procurement Document with the relevant information for each of the entities that the candidate relies on.

Additionally, where the candidate wants to rely on the capacities of other entities, the candidate shall prove to CBS that it will have at its disposal the resources necessary, for example, by producing a commitment or other documentation from those entities confirming their legal obligation to provide the necessary resources for the duration of the contract, e.g. by completing the form for submission of commitment which is available as part of the tender material. This form for commitment must be sent to CBS as part of the documentation for the information stated in the ESPD.

Finally when groups of entities, including temporary joint ventures, participate in the tender procedure together, each of the participating entities must complete a separate European Single Procurement Document with the information required in Section II-IV. A declaration for consortium must be sent to CBS as part of the documentation for the information stated in the ESPD.

Candidates/tenderers are asked to submit application for prequalification/offer via EU-Supply. The application for prequalification/offer cannot be submitted by email. Reference is made to the detailed description in the tender documents.

#### **VI.4. Procedures for review**

##### **VI.4.1.**

## **Review body**

Official name: Klagenævnet for Udbud/Board of Complaints

Postal address: Nævnenes Hus, Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

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

Internet address: [www.klfu.dk](http://www.klfu.dk)

### **VI.4.3. Review procedure**

Precise information on deadline(s) for review procedures:

Pursuant to Danish Act on The Complaints Board for Public Procurement (act n° 492 of 12.5.2010 with subsequent amendments — available at [www.retsinformation.dk](http://www.retsinformation.dk)), the following time limits for filing a complaint apply:

Complaints regarding a candidate not being pre-qualified must be filed with The Complaints Board for Public Procurement within 20 calendar days starting the day after the Contracting Authority has sent notification to the candidates involved, cf. § 171(2) of the Danish act on Public Procurement (act n° 1564 of 15.12.2015 — available at [www.retsinformation.dk](http://www.retsinformation.dk)) or § 7 (1) of the Danish Act on The Complaints Board for Public Procurement, provided that the notification includes a short account of the relevant reasons for the decision.

Other complaints must be filed with The Complaints Board for Public Procurement within:

1) 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).

2) 30 calendar days starting the day after the contracting authority has informed the tenderers in question, that the Contracting Authority has entered into a contract based on a framework agreement through reopening of competition or a dynamic purchasing system, provided that the notification includes a short account of the relevant reasons for the decision.

3) 6 months starting the day after the Contracting Authority has sent notification to the candidates/tenderers involved that the Contracting Authority has entered into the framework agreement, cf. § 2(2) or § 171(4) of the Act on Public Procurement, provided that the notification included a short account of the relevant reasons for the decision.

4) 20 calendar days starting the day after the Contracting Authority has published a notice concerning his decision to uphold the contract, cf. § 185(2) of the Act on Public Procurement.

The complainant must inform the Contracting Authority of the complaint in writing at the latest simultaneously with the lodge of the complaint to The Complaints Board for Public Procurement stating whether the complaint has been lodged in the standstill period, cf. § 6(4) of the Act on The Complaints Board for Public Procurement. If the complaint has not been lodged in the standstill period, the complainant must also state whether it is requested that the appeal is granted delaying effect, cf. § 12(1) of the said Act.

The email of The Complaints Board for Public Procurement is stated in Section VI.4.1.

The Complaints Board for Public Procurement's own guidance note concerning complaints is available at the internet address stated in Section VI.4.1.

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

Official name: Konkurrence- og Forbrugerstyrelsen/Danish Competition and Consumer Authority

Postal address: Carl Jacobsens Vej 35

Town: Valby

Postal code: 2500

Country: Denmark

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

Internet address: <http://www.klfu.dk>

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

16/01/2018