

**Denmark-Fredericia: Repair and maintenance services of machinery**  
**OJ S 15/2016 22/01/2016**  
**Contract notice – utilities**  
**Services**

**Directive 2004/17/EC**

**Section I: Contracting entity**

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**I.1. Name and addresses**

Official name: DONG Energy Wind Power A/S

Postal address: Kraftværksvej 53

Town: Fredericia

Postal code: 7000

Country: Denmark

For the attention of: Senior Contract Manager Sofie Krogh Breusch

E-mail: [sokbr@dongenergy.dk](mailto:sokbr@dongenergy.dk)

Telephone: +45 99555953

**Internet address(es):**

General address of the contracting entity: [www.dongenergy.dk](http://www.dongenergy.dk)

**Additional information can be obtained from:**

the abovementioned address

**Specifications and additional documents (including documents for a dynamic purchasing system) can be obtained from:** the abovementioned address

**Tenders or requests to participate must be submitted:** the abovementioned address

**I.2. Main activity**

Other: offshore wind power

**I.3. Contract award on behalf of other contracting entities**

The contracting entity is purchasing on behalf of other contracting entities: 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 entity**

Wind Turbine Service for offshore wind farms in Denmark and Germany.

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

Services

Service category No 1: Maintenance and repair services

NUTS code DK0 Danmark, DE9 Niedersachsen

**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 months: 36

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

DONG Energy has three offshore windfarms in Denmark with a total of 274 turbines. The three offshore windfarms are Anholt located off coast of Grenå, Horns Rev 2 located off coasts of Esbjerg and Nysted located off coast of Gedser. DONG Energy is the O&M provider of the turbines but due to lack of internal resources there is a need for a third party service provider for ad hoc wind turbine service including bolt tensioning and replacement of major components. One contract will be entered.

In the contract period Horns Rev 2 expects to require the service from approximately 1 April to 30 September. Other wind farms (some still under warranty and therefore operated by the turbine supplier) will require the service on ad-hoc basis.

Provision of services for DONG Energy windfarms in Germany (which are all still under construction or under warranty) will be included in the contract as an option which shall be mutual for both DONG Energy and the supplier. This option will not be included in the evaluation of the tenders.

In Denmark DONG Energy has the following turbines:

Siemens 2,3 MW VS turbines, 2,3 CS turbines and 3,6 MW turbines.

More information about DONG Energy Wind Power can be found here: <http://www.dongenergy.com/en/business-activities/wind-power>

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

50530000 Repair and maintenance services of machinery, 31121330 Wind turbine generators

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

The procurement is covered by the Government Procurement Agreement: no

### **II.1.8. Information about 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**

3 year contract with an option for DONG Energy to extend the term with 2\*12 months.

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

Options: yes

Description of options: DONG Energy has an option of extending the term of the contracts with 2\*12 months

Further the contract will include an option to provide services for German windfarms. This option is optional to tenderers.

Provisional timetable for recourse to these options:

in months: 36 (from the award of the contract)

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

This contract is subject to renewal: yes

Number of possible renewals: 2

In the case of renewable contracts, estimated time-frame for subsequent calls for competition:

in months: 36 (from the award of the contract)

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

Duration in months: 36 (from the award of the contract)

## **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**

Will appear from the Tender Documents.

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

Will appear from the Tender Documents.

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

There are no specific requirements to the legal form to be taken by the group, but if a group of economic operators submit a joint tender, all economic operators in the group shall be jointly and severally liable for the performance and fulfilment of the contract. A contact person for the group shall be nominated.

#### **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: Applicants shall document the following:

- 1) A short presentation of the company including name, address, company registration number and contact information for this tender.
- 2) A description of ownership and corporate structure. If the applicant is a subsidiary, the applicant shall submit the name of the highest possible group parent — being an entity directly or indirectly controlling more than 50 % of the applicant.
- 3) A solemn declaration in accordance with section VI.3

The above shall be submitted by e-mail (max. 20 MB per e-mail).

If a consortium applies for prequalification, the information above shall be submitted for each member of the consortium.

Selection of tenderers will in part be based on the quality and the content of the documentation specified above of section VI.3.

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

List and brief description of conditions: Applicants shall submit the following:

- 1) Annual accounts (incl. the accountant's opinion) for the previous 2 (two) years, if possible. The latest annual accounts containing the previous year will also be accepted. If the applicant is a newly established entity and therefore cannot provide 2 years of annual accounts the applicant will have to submit its latest annual accounts or opening balance. If the applicant relies on the economic and financial capacity of another economic operator, the applicant must submit documentation and information of the other economic operator. Furthermore, the applicant must prove that the applicant has at its disposal the necessary resources, by providing documentation that the applicant can rely on the capacities of the other economic operators in this respect.

In such case, the annual accounts of the other legal entity for the previous two years should be

submitted. If the other legal entity is a parent company to the applicant it is possible to submit consolidated accounts for the parent company instead of annual accounts for both entities.

The above shall be submitted on e-mail (max. 20 MB per e-mail)

If a consortium applies for prequalification, the information above shall be submitted for each member of the consortium.

Selection of tenderers will in part be based on the quality and the content of the documentation specified above cf section VI.3.

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

List and brief description of conditions: Applicants shall submit the following:

1) Number of offshore technicians within wind turbine service including their seniority.

2) References for similar services (wind turbine service).

3) List of approved turbines (if the applicant is approved) in accordance with Act 73 of 25 January 2013 which can be found here: <https://www.retsinformation.dk/Forms/R0710.aspx?id=145252> (from The 'Energy Agency's Secretariat for the Danish Wind Turbine Certification Scheme') (<http://www.vindmoellegodkendelse.dk/>).

4) Certified quality system (if the applicant has one) based on DS/EN ISO 9001 in accordance with Act 100 of 31 January 2007 which can be found here: <https://www.retsinformation.dk/Forms/R0710.aspx?id=31045>

5) LTIF for 2013, 2014 and 2015 including procedure for registration and handling of LTI's.

The LTIF shall be calculated as follows:

((Number of incidents with absence/total number of hours worked in the specific year)  
\*1000000)

Example:

4 incidents and 730 000 hours worked gives a LTIF at  $((4/730000)*1000000) = 5,48$

6) Process for recording of near misses and, incidents etc. including number of records in 2013, 2014 and 2015. Further 1 or 2 specific records should be described including how it was handled and the conclusion hereof

The above shall be submitted on an e-mail (max. 20 MB per e-mail)

If a consortium applies for prequalification, the information above shall be submitted for each member of the consortium.

Selection of tenderers will in part be based on the quality and the content of the documentation specified above cf section VI.3.

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

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

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

Execution of the service is reserved to a particular profession: no

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

Obligation to indicate the names and professional qualifications of the staff assigned to performing the contract: no

## **Section IV: Procedure**

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

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

Negotiated

Some candidates have already been selected (if appropriate under certain types of negotiated procedures): no

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

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

The most economically advantageous tender in terms of the criteria stated in the specifications or in the invitation to tender or to negotiate

### **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 entity**

### **IV.3.2. Previous publication concerning this procedure**

no

### **IV.3.3. Conditions for obtaining specifications and additional documents**

(except for a DPS)

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

8.2.2016 - 14:00

### **IV.3.5. Languages in which tenders or requests to participate may be submitted**

English.

Other: For financial accounts, generic presentations etc. Danish is also accepted.

### **IV.3.6. Minimum time frame during which the tenderer must maintain the tender**

### **IV.3.7. Conditions for opening of tenders**

## **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**

The procedure for this tender is a negotiated procedure where applicants shall apply for participation cf section III 2.1 — III 2.5.

Five applicants will be pre-qualified for the tender procedure.

If the number of applicants applying for pre-qualification exceeds five, the Contracting Entity will perform the pre-qualification based on an evaluation of each applicant's respective economic and financial standing as well as technical ability/professional ability. The five best applicants will be pre-qualified.

The assessment regarding the applicant's Economic and financial standing will be based upon the documentation requested under section III.2.2.

The assessment regarding the applicant's Technical capacity will be based on the following criteria:

1) approval from The 'Energy Agency's Secretariat for the Danish Wind Turbine Certification

Scheme'. Applicants having the approval for at least one of DONG Energy's turbines (cf. section II.1.5) will receive a better evaluation.

2) certified quality system based on DS/EN ISO 9001 in accordance with Act 100 of 31 January 2007. Applicants having a certified quality system will receive a better evaluation.

3) the quality and relevance of the references submitted.

4) the number of offshore technicians within the specific type of service.

5) the LTIF.

6) process for recording of near misses.

The assessment will be based on the information entailed in the documentation requested under section III.2.3.

Applicants are hereby informed that the contract will be signed by DONG Energy Wind Power A/S but all companies within the DONG Energy group can request for services under these contracts.

The solemn declaration shall be signed and shall include the following:

Solemn Declaration:

[insert name and business registration number of Applicant] herewith declare that:

In line with Directive 2004/18/EC, article 45.1:

— [Insert name of Applicant] is not involved in any of the following activities:

(a) participation in a criminal organization, as defined in Article 2(1) of Council Joint Action 98/733/JHA; (b) corruption, as defined in Article 3 of the Council Act of 26th of May 1997 and Article 3 (1) of Council Joint Action 98/742/JHA respectively; (c) fraud within the meaning of Article 1 of the Convention relating to the protection of the financial interests of the European Communities; (d) money laundering, as defined in Article 1 of Council Directive 91/308/EEC of 10th of June 1991 on prevention of the use of the financial system for the purpose of money laundering.

In line with Directive 2004/18/EC, article 45.2:

— [Insert name of Applicant] is not bankrupt or is not being wound up, where his affairs are not being administered by the court, where he has not entered into an arrangement with creditors, where he has not suspended business activities or is not in any analogous situation arising from a similar procedure under national laws and regulations;

— [Insert name of Applicant] is not the subject of proceedings for a declaration of bankruptcy, nor for an order for compulsory winding up or administration by the court or of an arrangement with creditors or of any other similar proceedings under national laws and regulations;

— [Insert name of Applicant] has not been convicted by a judgment which has the force of res judicata in accordance with the legal provisions of the country of any offence concerning this professional conduct;

— [Insert name of Applicant] has not been guilty of grave professional misconduct proven by any means which the contracting authorities can demonstrate;

— [Insert name of Applicant] has fulfilled all obligations relating to the payment of social security contributions in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority.

— [Insert name of Applicant] has fulfilled all obligations relating to the payment of taxes in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority.

— [Insert name of Applicant] is not guilty of serious misrepresentation in supplying the information required under this Section or has not supplied such information.

The laws of Denmark govern this tender procedure including this contract notice and any legal dispute arising out of or relating to the tender procedure.

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

### **VI.4.1. Review body**

Official name: The Complaint Board for Public Procurement (Klagenævnet for Udbud)  
Postal address: Dahlerups Pakhus Langelinie Allé 17  
Town: København Ø  
Postal code: 2100  
Country: Denmark  
E-mail: [kfu@erst.dk](mailto:kfu@erst.dk)  
Telephone: +45 35291000  
Internet address: [www.kfu.dk](http://www.kfu.dk)

### **VI.4.2. Review procedure**

Precise information on deadline(s) for review procedures: Deadlines for submitting a complaint appears in Act no 492 of 12 May 2010.

### **VI.4.3. Service from which information about the review procedure may be obtained**

Official name: Danish Competition and Consumer Authority (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  
Internet address: [www.kfst.dk](http://www.kfst.dk)

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

20.1.2016