

**Denmark-Ballerup: Repair and maintenance services of military aircrafts, missiles and spacecrafts**

OJ S 17/2015 24/01/2015

Contract notice

Services

Directive 2009/81/EC

**Section I: Contracting authority/entity**

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**I.1. Name and addresses**

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

Postal address: Lautrupbjerg 1-5

Town: Ballerup

Postal code: 2750

Country: Denmark

For the attention of: Daniel Fischermann

E-mail: [dafi@kammeradvokaten.dk](mailto:dafi@kammeradvokaten.dk)**Internet address(es):**General address of the contracting authority/entity: <http://forsvaret.dk/fmt>Address of the buyer profile: <http://forsvaret.dk/fmi>**Additional information can be obtained from:**

the abovementioned address

**Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from:**

the abovementioned address

**Tenders or requests to participate must be submitted:** Official name: Kammeradvokaten

Postal address: Vester Farimagsgade 23

Town: Copenhagen

Postal code: 1606

Country: Denmark

For the attention of: Daniel Fischermann

E-mail: [dafi@kammeradvokaten.dk](mailto:dafi@kammeradvokaten.dk)

Telephone: +45 20285782

Internet address: <http://www.kammeradvokaten.dk>**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/entities**

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**

The Service Life Sustainment Program for the Danish F-16 Block 15 aircraft.

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

Services

Service category No 1: Maintenance and repair services

Main site or place of performance: Skrydstrup and Aalborg.

NUTS code DK032 Sydjylland

## **II.1.3. Information about framework agreement**

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: 84

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

Estimated value excluding VAT:

Range: between 10 000 000 and 35 000 000 DKK

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

The Framework Agreement regards the Danish Defence Acquisition and Logistics Organization's (DALO) planning of a Service Life Sustainment Program (SLSP) for the wings of the 38 Danish F-16 Block 15 aircraft.

The SLSP encompasses the following two categories:

- Wing overhaul tasks (external and internal repairs and modifications to the F-16 Block 15 wing box);
- Overhaul tasks regarding the adjacent structure (repairs and modifications to the adjacent structure).

As an example the SLSP consists of (but is not limited to) the following specific tasks:

- Replacement of Pylon Rib 16W112-11/12 (BL71);
- 16W112 Rib Corrosion repair;
- Installation of 16W382 Leading Edge Flap Fairing Repair Plate at Leading Edge Flap Rotary Actuator #2;
- Installation of 16RW152 Lower Wing Skin Repair Doubler at Leading Edge Flap Rotary Actuator #4;
- Replacement of Tip Rib 16W115-801/802 with Tip Rib 16W1115-3/4;
- 16P410 Fuel Vent Tube Replacement, preventative OO-ALC Repair;
- Installation of Leading Edge Flaps ForceMate Bushings;
- NDI of wing according to T.O. 1F-16AM-36;
- Replacement of wing wiring;
- Replacement of Canopy Sill Longerons;
- Replacement of Leading Edge Flap Rotary Actuators according to TCTO 1F-16-1627;
- Repair of the Upper Outboard Bulkhead Flange Fastener Holes according to TCTO 1F-16-2672;
- 16RB528 Repair Installation of 16B5132 Closure Beam, Lower Flange Fittings, FS 301.82 to 365.82;
- Cx Spar Fuel Flow Holes (FTI Coldwork);
- 16W102 Wing Lower Skin Repair at Wing Attach Fittings, Internal, FTI TukLoc/ForceMate bushing installation;
- 16W102 Wing Lower Skin Repair at LEFRA #2;
- 16W130 Front Spar Repair at LEFRA locations, FTI ForceMate bushings and installation of #2 External Doubler Repair;
- 16W101 Wing Upper Skin Replacement;

— 16W101 Wing Upper Skin Tab Repair using FTI ForceMate bushings. This repair is under LM evaluation for Danish A/C due to the installation steel bushings during FALCON STAR. The following 2 services are required from the Supplier in order for DALO to implement the SLSP:

1. Training Services.

— The Buyer does not possess experience in all SLSP tasks. Therefore, the Buyer requests the Supplier to conduct training of the Buyer's personnel (personnel from the Royal Danish Air Force (RDAF) in these tasks in order to enable them to perform the tasks themselves. This training must be conducted either at the Buyer's facility in Denmark (Aalborg and Skrydstrup) or at the Supplier's facility.

2. Maintenance Services.

— The Supplier must be able to conduct wing overhaul tasks on the F-16 Block 15 wing boxes at the Supplier's facility. The Supplier must also have the capability to send up to 6 aircraft mechanics to perform SLSP tasks (wing overhaul tasks and overhaul tasks regarding the adjacent structure) at the Buyer's facility in Denmark (Aalborg and Skrydstrup), e.g. Upper Outboard Flange repair or drilling of Upper Wing Skin.

In most cases the Buyer will provide the necessary spare parts in order for the Supplier to conduct the SLSP tasks requested by the Buyer. However, the Supplier must be able to manufacture spare parts for SLSP tasks requested in order to avoid workstop in case the Buyer is not able to deliver these, e.g. Lower Flange Fittings for 16RB528 Repair Installation of 16B5132 Closure Beam, FS 301.82 to 365.82.

As an outline the plan is for the Buyer to perform the above mentioned tasks himself, with the acquisition of training services provided by the Supplier. It is therefore expected that the need for training services will be predominant in the first period of the contract and that the need for maintenance services will increase later on.

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

50650000 Repair and maintenance services of military aircrafts, missiles and spacecrafts

**II.1.7. Information about subcontracting**

**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**

Estimated value excluding VAT:

Range: between 10 000 000 and 35 000 000 DKK

**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**

Duration in months: 84 (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**

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. Other particular conditions to which the performance of the contract is subject, in particular with regard to security of supply and security of information**

#### **III.1.5. Information about security clearance**

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

#### **III.2.1. Personal situation**

**Criteria regarding the personal situation of economic operators (that may lead to their exclusion) including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions: The Supplier must be an approved sub-supplier for Lockheed Martin's F-16 program.

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

#### **III.2.3. Technical and/or professional capacity**

**Criteria regarding the technical and/or professional ability of economic operators (that may lead to their exclusion)**

List and brief description of conditions:

A list of the most important similar deliveries carried out over the past 5 years regarding SLSP tasks. 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).

Minimum level(s) of standards possibly required

The candidates shall demonstrate that they during the past 5 years have had experience in performing SLSP tasks on the wings of the F-16 aircraft.

#### **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**

## **Section IV: Procedure**

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

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

Negotiated

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

Envisaged number of candidates 3

Objective criteria for choosing the limited number of candidates: The selection of the candidates that will be invited to submit tenders will be based on: the amount involved and the frequency, volume, relevance and nature of the candidates' previous similar deliveries. Please note that any ambiguities and/or incomprehensibilities in the information submitted under III. 2.3) may be regarded negatively in the evaluation when selecting the limited numbers of candidates.

#### **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 has been 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**

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

19.2.2015 - 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.

## **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**

Submission of applications for pre-qualification:

Candidates are asked to submit applications for pre-qualification in 2 hard-copies and electronically on a CD/USB or equivalent medium in a sealed envelope marked 'SLSP for the Danish F-16 Block 15 aircraft — Application. Must not be opened in the reception'. In case of discrepancy between the hard-copy and the electronic version, the hard-copy shall take precedence.

The application for pre-qualification cannot be submitted by e-mail.

Pre-qualification Questionnaire:

DALO have prepared a pre-qualification questionnaire which candidates are strongly encouraged to use when submitting their applications. The questionnaire contains questions, forms and templates for providing information etc. in accordance with the requirements in this Contract Notice. However, it is emphasized that it is the sole responsibility of the candidate that the information provided fulfils the requirements. The questionnaire is available upon request from the contact point stated in I.1 above.

Re. Section III.2.1): Solemn declaration regarding the candidate's payment of taxes and social security contributions

When submitting the offers (but not the application for pre-qualification), the tenderers 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 13.5.1997 regarding public payments. A template for the declaration will be provided with the tender documents.

Re. Section III.2): Relying on the capacities of other entities:

According to the EU public procurement directives, 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 taken into account when DALO assesses 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. A template for a declaration from the supporting entity to this effect is included in the pre-qualification questionnaire referred to above.

Non-compliance with formal requirements:

DALO reserves the right — but is not obliged — to use the remedies provided for in Section 12 of the Danish statutory order on procedures for the award of public supply contracts, public service contracts and public construction contracts (Order no. 712 of 15.6.2011) if applications or tenders do not fulfil the formalities of the tender documents.

In regard to IV.1.1) DALO reserves the right to opt out of the possibility of negotiating.

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

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

Official name: Klagenævnet for udbud (The complaints Board for Public Procurement)

Postal address: Dahlerups Pakhus, Langelinie Allé 17

Town: Copenhagen Ø

Postal code: 2100

Country: Denmark

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

Telephone: +45 35291000

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

**Body responsible for mediation procedures**

Official name: There are no institutions responsible for mediation procedures in Denmark

**VI.4.2. Review procedure**

Precise information on deadline(s) for review procedures: As a consequence of the Danish act no. 492 of 12.5.2010 with subsequent amendments regarding enforcement of the rules for procurement etc., 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, if 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 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). However, if the tender concerns a framework agreement complaints must be filed with The Complaints Board for Public Procurement within 6 months after the Contracting Authority has sent notification to the candidates/tenderers involved that the Contracting Authority has entered into the framework agreement if the notification included a short account of the relevant reasons for the decision.

The complainant must inform the contracting authority of the appeal in writing at the latest simultaneously with the lodge of the complaint to The Complaints Board for Public Procurement. The complainant shall state whether the complaint has been lodged in the stand-still period. If the appeal has not been lodged in the stand-still period, the appellant must also state whether it is requested that the appeal is granted delaying effect.

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

Official name: Konkurrence- og Forbrugerstyrelsen (The Danish Competition and Consumer Authority)

Postal address: Carl Jacobsens Vej 35

Town: Valby

Postal code: DK 2500

Country: Denmark

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

Telephone: +45 41715000

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

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

20.1.2015