

Denmark-Billund: Explosives detection system
OJ S 14/2020 21/01/2020
Contract notice – utilities
Works

Legal Basis:

Directive 2014/25/EU

Section I: Contracting entity

I.1. Name and addresses

Official name: Billund Lufthavn A/S
National registration number: 23343118
Postal address: Passagerterminalen 10
Town: Billund
NUTS code: DK03 Syddanmark
Postal code: 7190
Country: Denmark
Contact person: Maria Kjær
E-mail: kontakt@tohv.dk
Internet address(es):
Main address: <https://www.bl.dk>

I.3. Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://tender.konnect.dk/invite/650>
Additional information can be obtained from the abovementioned address
Tenders or requests to participate must be submitted electronically via: <https://tender.konnect.dk/invite/650>

I.6. Main activity

Airport-related activities

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Negotiated Procedure of Explosive Detection Systems (EDS) for Billund Lufthavn A/S

II.1.2. Main CPV code

38546000 Explosives detection system

II.1.3. Type of contract

Works

II.1.4. Short description

In order to meet new EU standards for security in European Airports an update of the contracting authority's existing baggage handling system and security checkpoint of baggage is planned at Billund Lufthavn.

II.1.5. Estimated total value

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.2. Additional CPV code(s)

38581000 Baggage-scanning equipment, 34961100 Baggage-handling equipment

II.2.3. Place of performance

NUTS code: DK03 Syddanmark

Main site or place of performance: Billund Lufthavn A/S.

II.2.4. Description of the procurement

In order to meet new EU standards for security in European Airports an update of the contracting authority's existing baggage handling system and security checkpoint of baggage is planned at Billund Lufthavn.

The contracting authority intends to invest in new conveyor belts for baggage also called baggage handling systems (herein referred to as BHS) and to implement new ECAC approved Explosive Detection Systems (herein referred to as EDS) in it's security Check of checked baggage.

This tender regard a contract on the delivery, installation and commissioning of 2 EDS as well as ongoing service agreement for 2 years after the expiration of the warranty. The requirements for the EDS are described in detail in contract appendix A – Specifications and requirements.

All negotiations will follow the same process, see below:

1) Prior to the negotiating meeting, the contracting authority will send out a meeting agenda;
2) A short note on the assessment of the initial tender will be enclosed with the agenda. the note contains the contracting authority's assessment of relevant opportunities for improvement in the initial tender, as well as any identified reservations which the contracting authority regards as reservations concerning the contents of the tender documents.

(a) reservations mean descriptions which may or must result in non-compliance if the reservation is also made in the final tender.

3) The tenderer will have the opportunity to comment on different views on matters stated in the forwarded note.

4) 1 negotiating meeting will subsequently be held per tenderer.

The contracting authority points out that:

— only the contents of the final tender will form the basis for the evaluation of the tender and thus the basis for awarding the contract;

— fundamental elements will not form part of the negotiations;

— the criteria for awarding the contract and their weighting must remain stable throughout the procurement procedure, and they will consequently not form part of the negotiations;

— the contracting authority does not offer any fee for participation in the invitation to tender, including the negotiating process;

— the contracting authority will document the entire process in the form of internal minutes of the meetings.

Concurrent notification will be given to the tenderers about all matters, including any changes to the contents of the tender documents.

II.2.5. Award criteria

Criteria below

Quality criterion - Name: Technical solutions / Weighting: 25
Quality criterion - Name: Quality / Weighting: 25
Quality criterion - Name: Education and training / Weighting: 20
Price - Weighting: 30

II.2.6. Estimated value

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

Start: 01/07/2020

This contract is subject to renewal: yes

Description of renewals:

See draft for contract Section 1.10.

II.2.9. Information about the limits on the number of candidates to be invited

Envisaged number of candidates: 5
Objective criteria for choosing the limited number of candidates:

Among the compliant applicants which meet the requirements, cf. Section III.1), up to 5 applicants are selected on an objective, impartial and factual basis and requested to submit tenders if 5 compliant and suitable applications are received.

If the above number of compliant and suitable applications are not received, the contracting authority will select the applicants which are compliant and suitable, as long as the contracting authority finds that the number of selected applicants can ensure adequate competition on the assignment.

The selection is made on the basis of the most relevant references, where particularly the number of and relevance of the references will be of importance.

The contracting authority will regard the following as positive:

- the tenderer has experience with delivery, installation, commissioning and service of EDS to European Airports regulated by ECAC,
- the tenderer has experience with service contracts on delivered EDS to European Airports regulated by ECAC,
- the number of references.

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: yes

Description of options:

See Draft for Contract, Section 1.10.

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

It will be possible for pre-qualified tenderer's to inspect the specific location in Billund Lufthavn intended for the installation of the new EDS. The inspection will be held as one unified inspection for all the pre-qualified tenderer's who wishes to attend.

See tender conditions Section 1.4.2).

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 applicant may provide up to 3 references which the applicant finds most comparable with this invitation to tender, see Section II.2.4), and which alone or jointly meet the minimum requirements, see below
 - if more references are provided, the contracting authority will only assess the 3 latest references. Latest references mean unconcluded references or references with termination closest to the tender deadline. If more references are unconcluded, the contracting authority will (where relevant) assess the references with the latest commencement date;
 - the applicant must click '+' to fill in more references;
 - the references must have been carried out within the last 3 years calculated from the date of the application deadline;
 - the contracting authority will disregard references concluded more than 3 years before the application deadline;
 - for references with an older commencement date, but where services (part assignments) have been concluded within the last 3 years, the contracting authority will only assess the services (part assignments) which the applicant has performed within the last 3 years calculated from the application deadline. The applicant is responsible for specifying the contents of the reference, so that the services (part assignments) in question are clearly stated.
 - the references must contain the following:
 - 1) Description: description of the assignment(s) with focus on the elements which make the reference comparable and compliant with the minimum requirements. The description may also contain information about the period(s) in which the assignment has been performed (start and conclusion dates);
 - 2) Amount: the value of the assignment(s) in DKK, i.e. the amount paid by the customer for the performance of the assignment(s);
 - 3) Date: date for start-up (commencement date) and date for completion (conclusion date) of the most recent assignment listed under 'Description'. For references which have not yet been concluded, the field 'conclusion date' is left blank/empty;
 - 4) Recipients: customers name incl. contact person and contact person's telephone number.
- Minimum level(s) of standards possibly required:
It is a minimum requirement that the applicant holds at least 1 reference containing delivery of an ECAC approved Explosive Detection Systems with associated service contract to a European Airport within the last 3 years.

III.1.4. Objective rules and criteria for participation

List and brief description of rules and criteria:

The application for pre-qualification must consist of the European Single Procurement Document (ESPD), in which the requested information, cf. Section V.I.3) Additional information, must be provided. The ESPD is a self-declaration form which serves as initial documentation that the applicant, other entities or the association meets the criteria for exclusion, suitability and selection. This information must subsequently be verified. The application for pre-qualification must be submitted via the link in Section I.3) Communication.

III.1.6. Deposits and guarantees required

The terms of payment must be in accordance with

- contract Appendix B – Outline of delivery, payment, demand guarantee and penalty ,and
- contract Appendix A – Specifications and requirements.

III.1.7. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them

The terms of payment must be in accordance with

- contract Appendix B – Outline of delivery, payment, demand guarantee and penalty, and
- contract Appendix A – Specifications and requirements.

III.2. Conditions related to the contract

III.2.2. Contract performance conditions

The contract contains terms regarding breach and complaints, cf. Draft for contract, Section 3.

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Negotiated procedure with prior call for competition

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

Date: 18/02/2020 Local time: 12:00

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

Date: 24/02/2020

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: 6 (from the date stated for receipt of tender)

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.2. Information about electronic workflows

Electronic invoicing will be accepted

Electronic payment will be used

VI.3. Additional information

The application must consist of the European Single Procurement Document (ESPD)

The applicant fills in the ESPD electronically in the system TrueTender.

Section A: Information about the economic operator;

Section B: Information about the economic operator's representatives;

Section C: Information about reliance on the capacities of Other Entities;

Section D: Information concerning subcontractors on whose capacity the economic operator does not rely.

Exclusion Grounds

Section A: Grounds relating to criminal convictions;

Section B: Grounds relating to the payment of taxes or social security contributions: If there are any outstanding payments, tick 'Yes' and state the outstanding amount;

Section C: Grounds relating to insolvency, conflicts of interest or professional misconduct:

The applicant must confirm that the applicant is not covered by the mandatory exclusion grounds laid down in Section 135(1)-(3) and Section 136 of the Danish Public Procurement Act. Otherwise, the contracting authority is obliged to exclude the applicant, see, however, Section 135(4) and (5) of the Danish Public Procurement Act.

The applicant must further confirm, that the applicant is not covered by the following optional exclusion grounds cf. Section 137 (1) of the Danish Public Procurement Act:

- conditions concerning insolvency/bankruptcy or the like cf. No 2,
- agreement for distortion of competition cf. No 4.

In this connection, reference is made to The European Commission's guide for ESPD, which can be found under the following website: https://ec.europa.eu/isa2/solutions/european-single-procurement-document-espdc_en

In continuation of the notification of pre-qualification, the tenderer, other entities and association must, at the contracting authority's request, submit documentation in accordance with Sections 144 and 152 of the Danish Public Procurement Act for the information provided in the ESPD in connection with the pre-qualification. How this documentation must be submitted is described in the tender conditions Section 3.1.1, 3.1.2 and 3.1.3.

The contracting authority is entitled, but not obliged, to request the tenderer, the association's participants or other entities to supplement or specify the received documentation, see the utilities Directive art. 76 (4).

If the tenderer, the association's participants or other entities are from Denmark, the documentation is presented in the form of a service certificate from the Danish Business Authority. The service certificate must contain information from:

- the probate court under the Danish District courts,
- the Danish Customs and Tax Administration,
- the Danish Labour Market Supplementary Pension Fund (ATP),
- the Police (the Danish Central Crime Register) Please note that a 'declaration of consent' must be filled in, signed and uploaded when ordering the service certificate.

The service certificate must be maximum 12 months old calculated from the deadline for submission of the service certificate as stated by the contracting authority in the letter of request.

The processing time with the Danish Business Authority is approximately 2 weeks from when the order of the service certificate has been received.

If the tenderer, one or more of the participants in the association or other entities are not from Denmark, they must, as a general rule, submit the types of documentation stipulated in e-Certis. e-Certis is an online information system which must be used to find the right documentation to be used by EU member states in connection with invitations to tender.

The applicant/tenderer is requested to seek to clarify any unclear points and uncertainties by asking questions. All questions must be submitted in TrueTender by clicking the icon '+' under 'Question'. Applicants/tenderers fill in dialog box with reference and the question. By clicking 'Submit' the question will be sent to the contracting authority.

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: kfu@naevneneshus.dk

Telephone: +45 72405708

Internet address: <https://erhvervsstyrelsen.dk/klagenævnet-for-udbud>

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Complaints regarding the tender procedure must be submitted to the Danish authority 'Danish Complaints Board for Public Procurement' ('Klagenævnet for udbud') according to The Act on the Danish Complaints Board for Public Procurement (available on www.retsinfo.dk), Paragraph 7. Please observe that the act is not translated.

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

17/01/2020