

United Kingdom-Bristol: Protective and safety clothing

OJ S 26/2014 06/02/2014

Contract notice

Supplies

Directive 2009/81/EC

Section I: Contracting authority/entity

I.1. Name and addresses

Official name: Soldier System Programmes, DE&S

Postal address: ELM 3C #4325, MOD Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

Contact person: deslecomrcl-ssp1c

For the attention of: Ann Jenkins

E-mail: deslecomrcl-ssp1c@mod.uk

Telephone: +44 3067932708

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: the abovementioned address

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

II.1. Description

II.1.1. Title attributed to the contract by the contracting authority

Tactical Hearing Protection System Basic User Capability.

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

Supplies

Purchase

NUTS code UKG21 Telford and Wrekin

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 several operators

Maximum number Envisaged maximum number of participants to the framework agreement
: 3

Duration of the framework agreement

Duration in years: 4

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

Estimated value excluding VAT:

Range: between 1 and 30 000 000 GBP

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

Protective and safety clothing. Protective and safety clothing. The Authority has a requirement for the provision of Tactical Hearing Protection System Basic User Capability for which it intends to establish one or more framework agreements.

The system shall be fielded to users in the land environment who require Hearing Protection when conducting annual training and non combat tasks or who are employed on combat duties but are not permanently dedicated to that role. They require interoperability with Communications and limited situational awareness.

These functions are to be provided by a level dependent ear plug.

II.1.6. CPV code(s)

35113400 Protective and safety clothing

II.1.7. Information about subcontracting

The tenderer has to indicate in the tender any share of the contract it may intend to subcontract to third parties and any proposed subcontractor, as well as the subject-matter of the subcontracts for which they are proposed

The tenderer has to indicate any change occurring at the level of subcontractors during the execution of the contract

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

Through the enabling arrangement the number of users that are to be protected is up to 154,000 for the total period of the contract. The exact number of hearing protection devices to be provided will depend on the consumption rate.

II.2.2. Information about options

Options: yes

Description of options: Options will be sought to extend the contract year on year for a maximum of 3 additional years.

Provisional timetable for recourse to these options:
in months: 48 (from the award of the contract)

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: 48 (from the award of the contract)

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

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

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

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 Authority will apply all the offences listed in Article 39(1) of Directive 2009/81/EC (implemented as Regulation 23(1) of the Defence and Security Public Contract Regulations (DSPCR) 2011 in the UK) and all of the professional misconducts listed at Article 39(2) of Directive 2009/81/EC (see also Regulation 23(2) in the DSPCR 2011) to the decision of whether a Candidate is eligible to be invited to tender.

A full list of the Regulation 23(1) and 23(2) criteria are at <http://www.contracts.mod.uk/delta/project/reasonsForExclusion.html#dspr>

Candidates will be required to sign a declaration confirming whether they do or do not have any of the listed criteria as part of the pre-qualification process.

Candidates who have been convicted of any of the offences under Article 39(1) are ineligible and will not be selected to bid, unless there are overriding requirements in the general interest (including defence and security factors) for doing so.

Candidates who are guilty of any of the offences, circumstances or misconduct under Article 39 (2) may be excluded from being selected to bid at the discretion of the Authority.

III.2.2. Economic and financial ability

Criteria regarding the economic and financial standing of economic operators (that may lead to their exclusion)

List and brief description of conditions: (a) Appropriate statements from the economic operator's bankers or where appropriate, evidence of relevant professional risk indemnity insurance.

(b) The presentation of balance-sheets or extracts from the balance-sheets, where publication of the balance-sheet is required under the law of the country in which the economic operator is established.

(c) Where appropriate, a statement, covering the three previous financial years of the economic operator, of: (i) the overall turnover of the business of the economic operator; and (ii) where appropriate, the turnover in respect of the work, works, goods or services which are of a similar type to the subject matter of the contract.

The Potential Provider's financial ability to meet this requirement will be assessed on a risk basis and the financial information provided by the Potential Provider in response to Part 1 Form D will be evaluated by the Authority. Factors that will be taken into consideration when

evaluating financial information include:

- a. Turnover.
- b. Profitability.
- c. Liquidity and Working Capital.
- d. Debt.
- e. Cash Flow.

The Authority will also examine the financial health of any holding company or subsidiary of the Potential Provider where it is part of a group.

When assessing the financial health of an organisation the Authority will also take into consideration any Auditor's opinion, for example Qualifications or Emphasis of Matter Statements.

The Authority's opinion may be validated using credit agencies such as Company Watch. If examination of the financial information exposes the potential for a Potential Provider to experience financial difficulty in performing the contract, then the Authority will determine the level of risk that it is willing to bear in fulfilling the requirement. Evaluation of the financial information will attract a Pass or Fail risk marking.

Pass

A low or medium financial risk assessment as evaluated by the Authority.

Fail

A high unacceptable level of financial risk as evaluated by the Authority.

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:

(c) a statement of the principal goods sold or services provided by the supplier or the services provider in the past five years, or during a shorter period if necessary, and: (i) the dates on which the goods were sold or the services provided; (ii) the consideration received; (iii) the identity of the person to whom the goods were sold or the service were provided; (iv) any certificate issued or countersigned by that person confirming the details of the contract for those goods sold or services provided; and (v) where - (a) that person was not a contracting authority, and (b) the certificate referred to in sub-paragraph (c)(iv) is not available, any declaration by the economic operator attesting the details of the goods sold or services provided

As detailed in the Pre-Qualification Questionnaire.

III.2.4. Information about reserved contracts

III.3. Conditions specific to services contracts

III.3.1. Information about a particular profession

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

Section IV: Procedure

IV.1. Type of procedure

IV.1.1. Type of procedure

Restricted

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

Envisaged minimum number 3 and Maximum number 5
Objective criteria for choosing the limited number of candidates: As referenced in section VI.3.

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

The most economically advantageous tender in terms of Price is not the only award criterion and all criteria are stated only in the procurement documents

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

SSP/00018

IV.3.2. Previous publication concerning this procedure

Notice on a buyer profile

Notice number in the OJ S: [2014/S 20-030925](#) of 29.1.2014

IV.3.3. Conditions for obtaining specifications and additional documents or descriptive document

Payable documents: no

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

10.3.2014 - 09:00

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

English.

Section VI: Complementary information

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

Suppliers interested in working with the Ministry of Defence should register on the MOD Supplier Information Database (SID) Register, available at www.contracts.mod.uk. The MOD SID is a database of active and potential suppliers available to all MOD and UK Defence procurement personnel, and is the main supplier database of MOD Procurement organisations. Please note: the registration and publication of a company profile on the MOD SID does not mean or imply that the supplier has in any way been vetted or approved

by the MOD. Suppliers wishing to compete for advertised MOD contracts must respond to any specific call for competition by submitting a separate expression of interest in accordance with the instructions of the purchasing organisation.

Advertising Regime OJEU:- This contract opportunity is published in the Official Journal of the European Union (OJEU), the MoD Defence Contracts Bulletin and www.contracts.mod.uk

Responses to all questions in Part 1 and Sections 7 and 8 within Part 2 of the PQQ are to be marked on a Pass/Fail basis. Economic Operators that are assessed as having failed any of these will not be invited to tender for this requirement.

Questions in section 6 within Part 2 of the PQQ will be assessed using a weighted scoring approach. The maximum score available for all these questions combined is 100. Questions in section 6.1 (Project Related Questions) are worth a maximum of 14 marks each. Questions in section 6.2 (Additional Questions for Technical or Professional Capability) are worth a maximum of 7.5 marks each. Responses to these questions will be evaluated in accordance with the following marking scheme:

No Answer - 0 (i.e. 0% of the available marks).

Poor - 1 (i.e. 20% of the available marks).

Satisfactory - 2 (i.e. 40% of the available marks).

Good - 3 (i.e. 60% of the available marks).

Very Good - 4 (i.e. 80% of the available marks).

Excellent - 5 (i.e. 100% of the available marks).

Only suppliers who achieve a score of 50 or more out of 100 for the section 6 questions will be considered to be invited to tender for this requirement. If there are more than 5 economic operators who pass all the PQQ pass/fail questions and achieve a score of 50 or more for section 6 questions then only the 5 economic operators which obtain the highest mark for section 6 questions shall be invited to tender.

Suppliers must read through this set of instructions and follow the process to respond to this opportunity.

The information and/or documents for this opportunity are available on [\\${procure4londonSiteUrl}](#).

You must register on this site to respond, if you are already registered you will not need to register again, simply use your existing username and password. Please note there is a password reminder link on the homepage.

Suppliers must log in, go to your Response Manager and add the following Access Code: SN93X6995E.

Please ensure you follow any instruction provided to you here.

The deadline for submitting your response(s) is detailed within this contract notice, you will also have visibility of the deadline date, once you have added the Access code via DCO as the opening and closing date is visible within the opportunity.

Please ensure that you allow yourself plenty of time when responding to this opportunity prior to the closing date and time, especially if you have been asked to upload documents.

If you experience any difficulties please refer to the online Frequently Asked Questions (FAQ's) or the User Guides or contact the MOD DCO Helpdesk by emailing support@contracts.mod.uk or Telephone +44 8452707099.

GO Reference: GO-201424-DCB-5436973

VI.4. Procedures for review

VI.4.1. Review body

VI.4.2. Review procedure

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

VI.5. Date of dispatch of this notice

4.2.2014