

United Kingdom-Bristol: Military electronic systems

OJ S 28/2019 08/02/2019

Contract notice

Services

Directive 2009/81/EC

Section I: Contracting authority/entity

I.1. Name and addresses

Official name: Ministry of Defence, Land Equipment, Training and Simulation Systems Programme (TSSP)

Postal address: MOD Abbey Wood, Stoke Gifford

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

Contact person: Mr Hamish Wyper

E-mail: hamish.wyper320@mod.gov.uk

Telephone: +44 7980780943

Internet address(es):

General address of the contracting authority/entity: www.contracts.mod.uk

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 Engagement Simulation In Kenya (TESIK)

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

Services

Service category No 20: Training and simulation services in the fields of defence and security

Main site or place of performance: Not specified/other.

NUTS code 00 Other or Not Specified

II.1.3. Information about framework agreement

II.1.4. Information about framework agreement

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

Military electronic systems. Training and simulation in military electronic systems. Data storage services. TESIK is required to provide the infrastructure, Tactical Engagement Simulation (TES) instrumentation and resources, via a fully managed service, to support Light Role Collective Training (CT) events. The CT events will predominantly be delivered via the STORM series of Exercises at British Army Training Unit Kenya (BATUK) but could be utilised to support other CT or Defence Activities globally upon demand.

TESIK is to enable force elements to conduct realistic, live dry, force on force training whilst movements and combat performance of individuals, nominated vehicles and equipment are tracked, monitored and recorded. This is to provide objective evidence to support After Action Review (AAR), constructive feedback to the training audience, and evidence to support the documenting of the achievement of Collective Training Objectives (CTO) by Force Elements for the Chain of Command. On completion of the CT event, this data is to be presented to the Authority for storage and future use.

TESIK must have the capability to integrate with the Synthetic Wrap capability provided by Project SCOPIC/SCOPIC2 (simulated ISTAR feed). There must be scope to integrate additional instrumented capabilities should they be developed and delivered during the life of the contract.

TESIK must have the capacity to be interoperable with other UK TES systems and the TES systems used by NATO allies.

It is anticipated that the contract duration shall run from 01 Sep 2020 through to 31.8.2025.

The Authority shall also have irrevocable options to extend the contract by a further 2 x 1 year until 31.8.2027.

In issuing this Contract Notice and engaging with the market, the Authority is not committing to carrying out any procurement in relation to the requirements stated in this notice. If third Bristol parties are interested in engaging with the Authority in relation to the requirements stated here they must do so without sharing information that is protected by copyright or patents.

II.1.6. CPV code(s)

35700000 Military electronic systems, 80660000 Training and simulation in military electronic systems, 72317000 Data storage services

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

TESIK will succeed the existing contract capability currently providing the Temporary Tactical Engagement System in Kenya 2 (TTESIK2).

The TESIK capability will provide a technical service and associated products that can be configured to deliver an effective solution that enables the training requirements of CT1-4 exercises. The capability will provide the infrastructure, instrumentation and resources to enable force elements to conduct realistic, live dry, force on force training whilst movements and combat performance of individuals, nominated vehicles and equipment are tracked, monitored and recorded – over a network of areas simultaneously. This is to provide objective evidence to support After Action Review (AAR), constructive feedback to the training audience, and evidence to support the documenting of the achievement of Collective Training Objectives (CTO) by Force Elements for the Chain of Command. The capability must be flexible to accommodate changes of scaling and location, at short notice, when in use to meet changes of exercise manpower scales, locations, design and execution.

The capability will be predominantly delivered in Kenya, however, it will be capable of re-deployment globally, at notice, to support other exercises or defence activities as required. Therefore, the capability will be required to be delivered in all environments, geographically remote and austere locations without the need for fixed infrastructure.

The capability will integrate with the Synthetic Wrap capability provided by Project SCOPIC (and SCOPIC2) and have scope to integrate additional instrumented capabilities should they be developed and delivered during the life of the contract. The capability will be interoperable with other UK TES systems and the TES systems used by NATO allies. The capability is required to adopt and maintain an open architecture approach and shall be Defence Modelling and Simulation Coherence (DMaSC) policy compliant.

The capability shall be able to simulate both direct and indirect weapon effects — the faithful representation of instrumented weapon effects, particularly range and lethality will be fundamental. It shall be able to track all instrumented troops, all exercising vehicles and monitor weapon effects.

The capability shall be able to analyse, exploit and store exercise data to measure collective performance for use in AAR and should be able to deliver AAR in the field with minimal disruption to the training event.

Details of the contracted services will be confirmed at the Invitation To Negotiate (ITN) stage. It is anticipated the contract duration shall be for 5 years from September 2020 until the end of August 2025. Also the Authority shall have irrevocable options to extend the contract by a further 2 x 1 year until end of August 2027.

A transition period may be associated with this contract. It is anticipated that contract award is to be June 2020 (subject to change) to allow for Initial Operating Capability (IOC) by September 2020 followed by Full Operating Capability (FOC).

Estimated value excluding VAT:

Range: between 30 000 000 and 55 000 000 GBP

II.2.2. Information about options

Options: yes

Description of options: Upon fulfilling the initial provision of the 5 year contract term, an additional 1 + 1 years could be exercised by the Authority. The Authority retains the right to exercise this total option duration wholly or as single years. The Authority is under no obligation to exercise the right to the options if it deems inappropriate to do so.

II.2.3. Information about renewals

This contract is subject to renewal: no

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

Section III: Legal, economic, financial and technical information

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

The Authority reserves the right to ask for an Indemnity, guarantee or bank bond if the supplier does not meet the standard for economic and financial standing. A parent company guarantee may also be required dependent on the formation and financial standing of the contracting business.

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

The Contract and Services provided will be made against an agreed payment plan. Payments will follow successful delivery and acceptance of services. The end to end process for the aforementioned conditions shall be handled within the CP&F system (The DE&S Procurement and Payments software). Financing and payment conditions shall included in the ITN.

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

If a group of economic operators submits a bid, the group must nominate a lead organisation to deal with the Authority. The Authority shall require the group to form a wholly legal entity before entering into the contract.

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

The Authority reserves the right to amend any condition related to security of information to reflect any changes in national law or government policy. If any contract documents are accompanied by a security aspects letter, the Authority reserves the right to amend the terms of the security aspects letter to reflect these changes; whether in respect of the applicable protective marking scheme, protective markings given, the aspects of which any protective marking applies or otherwise.

Candidates may be required to have the necessary Personal Security Clearances (PSCs) and may need to have access to facilities with security clearance (Facility Security Clearance "FSC's") e.g. on the list X register in the UK. Candidates which do not yet hold security clearance may obtain such clearance until 1.9.2020. This requirement will be detailed further at ITN.

The Cyber Risk Assessment for the procurement is very low, as defined in DEFSTAN 05-138. All suppliers must complete a Supplier Assurance Questionnaire, via the Supplier Cyber Protection Service, to demonstrate their level of compliance against the required Cyber Risk Level. The reference number is RAR-UNYB72RA.

Tenderers must, as a minimum, have Cyber Essentials Plus and conform to the very low DEFSTAN 05-138 controls.

If the tenderer cannot meet the level of security controls required by the contract start date it does not mean an immediate fail. The tenderer should submit a Cyber Implementation Plan (CIP) as part of their tender submission detailing the steps they would take to meet the necessary controls, together with associated timescales, details of any equivalent standards they have, or reasons why they are unable to comply.

For note, the requirement for compliance with the cyber security controls is being extended to apply throughout the Defence supply chain. Where the prime contractor intends to sub-contract any part of the requirement, they must assess the cyber risk for that sub-contract and ensure their supply chain has the appropriate controls, or an agreed implementation plan, in place prior to sub-contract award.

III.1.5. Information about security clearance

Candidates which do not yet hold security clearance may obtain such clearance until:
1.9.2020

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.

Criteria regarding the personal situation of subcontractors (that may lead to their rejection) 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 these 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 information and formalities necessary for evaluating if the requirements are met: evidence of appropriate professional risk indemnity; at least 2 years certified audited accounts in statutory form, profit and loss account and balance sheet; statement of overall turnover to be provided with DPQQ. A financial assessment will be undertaken on the supplier's financial status. An overall pass/fail judgement will be made after considering areas such as turnover,

profit, net assets, liquidity, gearing and capacity. This assessment will include the parent company where applicable. An independent financial assessment obtained from a reputable credit rating organisation will be utilised as part of this process.

Minimum level(s) of standards possibly required: The estimated average annual contract value is 6 000 000 GBP-7 000 000 GBP. If the estimated average annual contract value is greater than 40 % of the supplier's turnover, the Authority reserves the right to exclude the supplier from being selected to tender except where the supplier provides, to the satisfaction of the Authority, evidence showing it has sufficient economic and financial capability, e.g. such evidence may include:

- 1) Any additional information proving it has sufficient economic and financial resources to deliver the requirement; and
- 2) State whether the supplier is willing to provide the Authority with an indemnity, guarantee or bank bond.

A financial assessment will be undertaken on the supplier's financial status. An overall pass /fail judgement will be made after considering areas such as turnover, profit, net assets, liquidity, gearing and capacity. This assessment will include the parent company where applicable. An independent financial assessment obtained from a reputable credit rating organisation will be utilised as part of this process.

Criteria regarding the economic and financial standing of subcontractors (that may lead to their rejection)

List and brief description of conditions: Information and formalities necessary for evaluating if the requirements are met:

- (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 3 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.

Evidence of appropriate professional risk indemnity; at least 2 years certified audited accounts in statutory form, profit and loss account and balance sheet; statement of overall turnover to be provided with DPQQ. A financial assessment will be undertaken on the supplier's financial status. An overall pass/fail judgement will be made after considering areas such as turnover, profit, net assets, liquidity, gearing and capacity. This assessment will include the parent company where applicable. An independent financial assessment obtained from a reputable credit rating organisation will be utilised as part of this process.

Minimum level(s) of standards possibly required: The Authority reserves the right to exclude the supplier from being selected to tender except where the supplier provides, to the satisfaction of the Authority, evidence showing it has sufficient economic and financial capability, e.g. such evidence may include:

- 1) Any additional information proving it has sufficient economic and financial resources to deliver the requirement; and
- 2) State whether the supplier is willing to provide the Authority with an indemnity, guarantee or bank bond.

A financial assessment will be undertaken on the supplier's financial status. An overall pass /fail judgement will be made after considering areas such as turnover, profit, net assets, liquidity, gearing and capacity. This assessment will include the Parent company where

applicable. An independent financial assessment obtained from a reputable credit rating organisation will be utilised as part of this process

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 5 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:

— that person was not a Contracting Authority, and

— 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 (m) in the case of contracts involving, entailing or containing classified information, evidence of the ability to process, store and transmit such information at the level of protection required by the Contracting Authority (o) any other evidence of conformity to quality management systems standards which are equivalent to the standards referred to in sub-paragraph (n)(i)

This and any other information required for evaluation will be sought through the associated Dynamic Pre-Qualification Questionnaire (DPPQ).

The main contractor will be required to provide evidence of its subcontractor's ability to process, store and transmit classified information at UK Official..

Minimum level(s) of standards possibly required

The Authority reserves the right under Article 21(5) of Directive 2009/81/EC to reject any subcontractor chosen by the main contractor at any stage of the contract award procedure or during performance of the contract if that subcontractor:

1) Requires access to classified information at UK Official; and

2) Fails to provide evidence to the satisfaction of the Authority that it has the capability to protect that level of classified information in accordance with Article 42.1(j) of Directive 2009/81/EC.

Criteria regarding the technical and/or professional ability of subcontractors (that may lead to their rejection)

List and brief description of conditions:

The main Contractor will be required to provide evidence of its subcontractor's ability to process, store and transmit classified information at UK Official by describing the required Facility Security Clearance (FSC) granted by its National or Designated Security Authority.

Minimum level(s) of standards possibly required

The Authority reserves the right under Article 21(5) of Directive 2009/81/EC to reject any subcontractor chosen by the main contractor at any stage of the contract award procedure or during performance of the contract if that subcontractor:

1) Requires access to classified information at UK Official; and

2) Fails to provide evidence to the satisfaction of the Authority that it has the capability to protect that level of classified information in accordance with Article 42.1(j) of Directive 2009/81/EC.

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: yes

Section IV: Procedure

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 minimum number 4 and Maximum number 6

Objective criteria for choosing the limited number of candidates: 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 www.contracts.mod.uk. 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.

The deadline for submitting your response(s) is 18.3.2019 at 12:00 noon. Please ensure that you allow yourself plenty of time when responding to this invite 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.

Interested suppliers are required to complete the Dynamic PQQ to provide information that allows the Authority to evaluate the supplier's capacities and capabilities against the selection criteria set out at Sections III.2.1), III.2.2) and III.2.3) of this Contract Notice.

The Authority will use the DPQQ response to create a shortlist of tenderers who:

- 1) Are eligible to participate under Section III.2.1) of this Contract Notice;
- 2) Fulfil any minimum standards under Sections III.2.2) and III.2.3) of this Contract Notice; and
- 3) Best meet in terms of capacity and capability the selection criteria set out Sections III.2.2) and III.2.3) of this Contract Notice.

Full details of the evaluation procedure for selecting the Candidate tenderers to be invited to the ITN stage of the Competition process will be set out in the Dynamic PQQ.

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

TSSP/119

IV.3.2. Previous publication concerning this procedure

Prior information notice

Notice number in the OJ S: [2018/S 162-371598](#) of 24.8.2018

Other previous publications

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

Time limit for receipt of requests for documents or for accessing documents: 11.3.2019 - 17:00

Payable documents: no

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

18.3.2019 - 12:00

IV.3.5. Estimated date of dispatch of invitations to tender or to participate to selected candidates

18.6.2019

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

The Contracting Authority considers that this contract may be suitable for economic operators that are Small or Medium Enterprises (SMEs). However, any selection of tenderers will be based solely on the criteria set out for the procurement. The Authority reserves the right to amend any condition related to security of information to reflect any changes in national law or government policy. If any contract documents are accompanied by instructions on safeguarding classified information (e.g. a security aspects letter), the Authority reserves the right to amend the terms of these instructions to reflect any changes in national law or government policy, whether in respect of the applicable protective marking scheme, specific protective markings given, the aspects to which any protective marking applies, or otherwise. The link below to the Gov.uk website provides information on the Government Security Classification.

<https://www.gov.uk/government/publications/government-security-classifications>

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[uk](http://www.contracts.mod.uk)

suppliers selected following DPQQ Authority assessment will be invited to attend a Recce in Kenya of the typical locations/conditions involved. Any expenditure incurred by a supplier for this visit will be borne by themselves and is a matter solely for their commercial judgement.

Examples of such expenditure include, but are not limited to, travel, accommodation, subsistence and insurance. The Recce visit is anticipated to be, but may be subject to change, week commencing Tuesday 30.4.2019 through till Friday 3.5.2019 (exclusive of any travel requirements).

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 <http://www.contracts.mod.uk>.

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: E83GW4B689.

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 (FAQs) or the User Guides or contact the MOD DCO Helpdesk by emailing support@contracts.mod.uk or Telephone 0800 282 324.

GO Reference: GO-201925-DCB-14018863

VI.4. Procedures for review

VI.4.1. Review body

Official name: Ministry of Defence, Land Equipment, Training and Simulation Systems Programme (TSSP)

Postal address: MOD Abbey Wood, Filton Road, Stoke Gifford

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

E-mail: hamish.wyper320@mod.gov.uk

Telephone: +44 7980780943

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

5.2.2019