

**Denmark-Ballerup: Nuclear, biological, chemical and radiological protection equipment**  
**OJ S 37/2018 22/02/2018**  
**Contract award notice for contracts in the field of defence and security**  
**Supplies**

**Directive 2009/81/EC**

**Section I: Contracting authority/entity**

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**I.1. Name and addresses**

Official name: The Danish Defence Acquisition and Logistics Organization (DALO)

National registration number: 16287180

Postal address: Lautrupbjerg 1-5

Town: Ballerup

Postal code: 2750

Country: Denmark

Contact person: Rikke Løber-Meincke

E-mail: [fmt-id-slu11@mil.dk](mailto:fmt-id-slu11@mil.dk)

Telephone: +45 72575999

**Internet address(es):**

Address of the buyer profile: <http://www.forsvaret.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**

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**

Contract award of tender stage — CBRN full face protective mask and filters

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

Supplies

Main site or place of performance: Supplies.

Purchase.

NUTS code DK032.

NUTS code

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

The procurement involves the establishment of a framework agreement

**II.1.4. Short description of the contract or purchase(s)**

CBRN This notice concerns the establishment of a framework agreement regarding the acquisition of CBRN full face protective masks and filters. The framework agreement will have a duration of 7 years. DALO is procuring CBRN full face protective masks and filters to secure

that the Danish forces are able to protect themselves against Chemical war agents (CWA) and Toxic industrial chemicals (TIC) when deployed in missions. The CBRN full face protective masks are also used for training within the Danish Defence. The CBRN full face protective masks and filter system shall be able to protect the soldiers from a broad range of CWA's and TIC's and the CBRN full face protective mask will be used by the Army, the Navy and the Air Force. The current mask used in the Danish Defence is over 20 years old, and with this acquisition DALO wishes to replace the existing masks. The CBRN full face protective mask will be used a long with other equipment used in the Danish Defence for example communication equipment, protective equipment, weapons and carrying systems.

**II.1.5. CPV code(s)**

35113200 Nuclear, biological, chemical and radiological protection equipment

**II.2. Total value of the contract/lot**

**II.2.1. Total value of the contract/lot**

Value: 1,00 DKK  
excluding VAT

**Section IV: Procedure**

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**IV.1. Type of procedure**

Restricted

**IV.2. Award criteria**

**IV.2.1. Award criteria**

The most economically advantageous tender in terms of

1. Price. Weighting 50
2. Quality. Weighting 40
3. Conditional requirement. Weighting 10

**IV.2.2. Information about electronic auction**

**IV.3. Administrative information**

**IV.3.1. File reference number attributed by the contracting authority**

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

**Contract notice**

Notice number in the OJ S: [2016/S 114-203405](#) of 15.6.2016

**Section V: Award of contract**

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Lot title: Tender stage — CBRN full face protective mask and filters

**V.1. Date of conclusion of the contract**

25.9.2017

**V.2. Information about tenders**

Number of tenders received by electronic means: 3

**V.3. Name and address of the contractor**

Official name: Scott Safety

Postal address: Pimbo Road, West PimboPostal code: WN89RA

Country: United Kingdom

E-mail: [pwolgemuth@tycoint.com](mailto:pwolgemuth@tycoint.com)

#### **V.4. Information on value of the contract/lot**

Initial estimated total value of the contract/lot:

Value: 1,00 DKK

excluding VAT

Total value of the procurement:

Value: 45 000 000,00 DKK

excluding VAT

#### **V.5. Information about subcontracting**

The contract is likely to be subcontracted: no

### **Section VI: Complementary information**

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#### **VI.1. Information about European Union funds**

The procurement is related to a project and/or programme financed by European Union funds:  
no

#### **VI.2. Additional information**

Prequalification 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 via Mercell sourcing service cf. Section II 1.5. Candidates are asked to submit applications for pre-qualification via Mercell sourcing service cf. Section II 1.5. The application cannot be submitted via email. 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 the country in which the candidate is established and in Denmark. 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 remedies equal to the remedies provided for in Section 159(5) of the Danish Act n° 1564 of 15.12.2015 on tender procedures if applications or tenders do not fulfil the formalities of the tender documents.

#### **VI.3. Procedures for review**

##### **VI.3.1.**

## **Review body**

Official name: Klagenævnet for Udbud (The Complaints Board for Public Procurement)

Postal address: Dahlerups Pakhus, Langelinie Allé 17

Town: 2100 Copenhagen Ø

Postal code: 2100

Country: Denmark

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

Telephone: +45 35291095

Internet address: <http://erhvervsstyrelsen.dk/klagenaevnet-for-udbud>

### **VI.3.2. Review procedure**

Precise information on deadline(s) for review procedures: Pursuant to Danish act on The Complaints board for public procurement (act n<sup>o</sup> 492 of 12.5.2010 with subsequent amendments – available at [www.retsinformation.dk](http://www.retsinformation.dk)), the following time limits for filing a complaint apply:

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, provided that 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:

1) 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).

2) 30 calendar days starting the day after the Contracting Authority has informed the tenderers in question, that the Contracting Authority has entered into a contract based on a framework agreement through reopening of competition or a dynamic purchasing system, provided that the notification includes a short account of the relevant reasons for the decision.

3) 6 months starting the day after the Contracting Authority has sent notification to the candidates/tenderers involved that the Contracting Authority has entered into the framework agreement, provided that the notification included a short account of the relevant reasons for the decision.

4) 20 calendar days starting the day after the Contracting Authority has published a notice concerning his decision to uphold the contract, cf. the principle in § 185(2) of the Danish act on Public procurement (act n<sup>o</sup> 1564 of 15.12.2015 – available at [www.retsinformation.dk](http://www.retsinformation.dk)).

The complainant must inform the Contracting Authority of the complaint in writing at the latest simultaneously with the lodge of the complaint to the Complaints board for public procurement stating whether the complaint has been lodged in the stand-still period, cf. § 6(4) of the act on the Complaints board for public procurement. If the complaint has not been lodged in the stand-still period, the complainant must also state whether it is requested that the appeal is granted delaying effect, cf. § 12(1) of the said act.

The e-mail of the Complaints board for public procurement is stated in section VI.4.1.

### **VI.3.3. 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: 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.4. Date of dispatch of this notice**  
20.2.2018