

**Denmark-Copenhagen: Health and safety consultancy services**  
**OJ S 39/2020 25/02/2020**  
**Contract notice – utilities**  
**Services**

**Legal Basis:**

Directive 2014/25/EU

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**Section I: Contracting entity**

**I.1. Name and addresses**

Official name: Metroselskabet I/S  
National registration number: 30823699  
Postal address: Metrovej 5  
Town: København S  
NUTS code: DK01 Hovedstaden  
Postal code: 2300  
Country: Denmark  
Contact person: Carsten Larsen  
E-mail: [procurement@m.dk](mailto:procurement@m.dk)  
Telephone: +45 72424874  
**Internet address(es):**  
Main address: <http://www.m.dk>

**I.1. Name and addresses**

Official name: Hovedstadens Letbane I/S  
National registration number: 36032499  
Postal address: Metrovej 5  
Town: København S  
NUTS code: DK01 Hovedstaden  
Postal code: 2300  
Country: Denmark  
Contact person: Carsten Larsen  
E-mail: [procurement@m.dk](mailto:procurement@m.dk)  
Telephone: +45 72424874  
**Internet address(es):**  
Main address: <http://www.m.dk>

**I.2. Information about joint procurement**

The contract involves joint procurement

**I.3. Communication**

Access to the procurement documents is restricted. Further information can be obtained at:  
[https://app.byggeprojekt.dk/public/1557-Framework\\_Agreement\\_OHS\\_Consultancy\\_Services](https://app.byggeprojekt.dk/public/1557-Framework_Agreement_OHS_Consultancy_Services)  
Additional information can be obtained from the abovementioned address  
Tenders or requests to participate must be submitted electronically via: [www.byggeprojekt.dk](http://www.byggeprojekt.dk)

**I.6. Main activity**

Recreation, culture and religion

## Section II: Object

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### II.1. Scope of the procurement

#### II.1.1. Title

Framework Agreement Occupational Health and Safety (OHS) Consultancy Services

#### II.1.2. Main CPV code

71317210 Health and safety consultancy services

#### II.1.3. Type of contract

Services

#### II.1.4. Short description

Metroselskabet I/S and Hovedstadens Letbane I/S (hereinafter named the client) put framework agreements with several economic actors out to tender on different areas of services.

The present contract notice relates to the area OHS consultancy services.

#### II.1.5. Estimated total value

Value excluding VAT: 4 000 000,00 EUR

#### II.1.6. Information about lots

This contract is divided into lots: no

### II.2. Description

#### II.2.2. Additional CPV code(s)

80550000 Safety training services, 79417000 Safety consultancy services, 80330000 Safety education services, 71317200 Health and safety services

#### II.2.3. Place of performance

NUTS code: DK01 Hovedstaden

Main site or place of performance: Mainly at the Clients address or the consultants home address, but also at the Clients constructions sites.

#### II.2.4. Description of the procurement

The Client have entered into several framework agreements on different areas of services. Each area is put out to tender in a separate contract notice. The present comprises the area OHS consultancy services.

The consultant's services are generally considered to complement existing activities and policies, as the Client has worked actively on enhancing its approach to OHS in recent years. This journey started in 2016 when it was decided to take stock of safety culture and performance, which revealed that, while the Client's projects generally performed slightly better than the industry average in Denmark at the time, there was untapped potential for improving safety conditions.

By engaging with executives in the oil and gas sector, which in recent decades has undergone extensive change in its safety culture and performance, a need for improvement was identified. This was driven by a realisation that the Client wants to perform markedly better than in line with the industry average, as the construction industry in Denmark leaves significant room for improvement.

Since then, several policies and programmes aimed at improving safety performance have been introduced – all of which are encompassed by the Client's OHS strategy. These activities

build on the general assumption that a strong safety culture is a prerequisite for ensuring lasting advances in safety performance.

The framework agreement covers all services relating to the Client's OHS responsibilities in general and to the implementation and support of the Client's OHS strategy specifically. The Client's OHS responsibilities primarily relate to the following:

- risks and safety in the construction of the Copenhagen Metro and the Greater Copenhagen Light Rail,
- risk mitigation in the design of new lines,
- employee safety during maintenance and upgrading of existing lines,
- safety and mental health in the Client organisation.

For further details on the services and for the Client's OHS strategy please refer to the tender document 'Scope of Services'.

#### **II.2.5. Award criteria**

Price is not the only award criterion and all criteria are stated only in the procurement documents

#### **II.2.6. Estimated value**

Value excluding VAT: 4 000 000,00 EUR

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

Duration in months: 96

This contract is subject to renewal: yes

Description of renewals:

Task ordered before the end of the framework agreement shall be finalised also after the end of the framework agreement.

No task can be ordered after the end of the framework agreement.

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

Envisaged number of candidates: 8  
Objective criteria for choosing the limited number of candidates:

The tenderers will be selected based on the information on references for solved task similar to the ones put out to tender among the applicants, which fulfils the minimum requirement in section III.1.2) and III.1.3) and have submitted a filled in, signed and dated European Standard Procurement Document (ESPD). The relevance of the experience in the references and the amount of relevant experience documented by the references will form basis for the evaluation and selection. It will be assessed positively if the references document solid experience with changing a safety culture similar to the ongoing change at the Client. It will further be assessed positively if the references document experience with other areas of business than the construction industry in relation to an intensive turnaround of the safety culture and safety performance.

#### **II.2.10. Information about variants**

Variants will be accepted: no

#### **II.2.11. Information about options**

Options: no

#### **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**

### III.1. Conditions for participation

#### III.1.2. Economic and financial standing

List and brief description of selection criteria:

Information on the applicants below mentioned economic key figures for the last 3 years (if available) need to be filled in section IV.B in the ESPD:

- general yearly turnover,
- financial ratio: solidity,
- other economic and financial requirement: result after taxation and equity.

Formalities:

If the application is submitted by a consortium an ESPD is required for each member of the consortium. Further a description of the roles of each member and an argumentation for the need of the consortium need to be filled in section II.A in the ESPD.

If the applications is based on a third party; the third party need to fill in section IV.B in the ESPD.

Minimum level(s) of standards possibly required:

The equity are not allowed to be negative in the last available financial report.

The result after taxation are not allowed to be negative in all of the last 3 available financial reports.

#### III.1.3. Technical and professional ability

List and brief description of selection criteria:

Up to 5 references may be filled in the section IV.C of the ESPD.

For each reference the following information is required:

- description of the task solved,
- information on approximately number of hours spent on the task by employees engaged by the applicant at the time for applying for pre-qualification,
- description of the role of the applicant,
- description of the services provided by the applicant,
- the fee for solving the task,
- the name of the Client and contact information for a contact person in the Clients organisation.

MS/HL reserves the right to contact the contact person mentioned above.

Formalities:

If the application is submitted by a consortium an ESPD is required for each member of the consortium. Further a description of the roles of each member and an argumentation for the need of the consortium need to be filled in section II.A in the ESPD.

If the applications is based on a third party; the third party need to fill in section IV.C in the ESPD.

Minimum level(s) of standards possibly required:

For each reference at least one of the key persons involved in solving the task need to be engaged by the applicant at the time for applying for pre-qualification

#### III.1.4. Objective rules and criteria for participation

List and brief description of rules and criteria:

The applicant need to fill in, sign and date an ESPD. Using the ESPD system please import an XML-file from [www.byggeprojekt.dk](http://www.byggeprojekt.dk). Access to the system are available after registering via the link in section I.3) of the present contract notice.

The applicant need to fill in section II to V and date and sign section VI of the ESPD.  
An ESPD is needed for each member of a Consortium, cf. section III.1.2) and III.1.3).  
A third party need to fill in an ESPD in accordance with section III.1.2) and III.1.3) and date and sign section VI.

The application need to be submitted via [www.byggeprojekt.dk](http://www.byggeprojekt.dk).

#### **III.1.6. Deposits and guarantees required**

None.

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

For payment of fee please refer to the 'draft framework agreement'.

#### **III.1.8. Legal form to be taken by the group of economic operators to whom the contract is to be awarded**

If the applicant is a consortium (group of economic operators) the members will be asked to be responsible in solidum, cf. 'Instruction to Tenderers', appendix C.

### **III.2. Conditions related to the contract**

#### **III.2.2. Contract performance conditions**

The Clients 'Code of Conduct' will form part of the framework agreement.

The holders of a framework agreement will be obliged to fulfil a social clause, cf. 'draft framework agreement'.

## **Section IV: Procedure**

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### **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**

The procurement involves the establishment of a framework agreement

Framework agreement with several operators Envisaged maximum number of participants to the framework agreement: 4

#### **IV.1.4. Information about reduction of the number of solutions or tenders during negotiation or dialogue**

Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated

#### **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: 23/03/2020 Local time: 13:00

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

Date: 05/04/2020

#### **IV.2.4.**

## Languages in which tenders or requests to participate may be submitted

English, Danish

### 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

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### VI.1. Information about recurrence

This is a recurrent procurement: yes

Estimated timing for further notices to be published:

The framework agreement is expected to be put out to tender again in 7 years time — to be able to have a new framework agreement before the end of the one put out to tender now.

### VI.2. Information about electronic workflows

Electronic ordering will be used

### VI.3. Additional information

In relation to section IV.1.4) please be informed that the Client reserves the right to award the framework agreement based on the initial tenders, cf. the 'Instruction to Tenderers'.

### VI.4. Procedures for review

#### VI.4.1. Review body

Official name: Klagenævntet for Udbud

Postal address: Nævnenes Hus, Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

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

Telephone: +45 72405708

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

#### VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

In accordance with Act No 593 of 2.6.2016 om Klagenævn for Udbud (Review body) the following deadline for review is applicable:

Review in relation to not being selected as a tenderer — 20 calendar days calculated from the day after the Clients submission of the decision on selection of tenderers, cf. the act § 7 stk. 1.

Review in relation to other issues: 6-month calculated from the day after the Clients submission of the decision on awarding the framework agreement, cf. the act § 7, stk. 1, No 3.

#### VI.4.4. Service from which information about the review procedure may be obtained

Official name: Konkurrence- og Forbrugerstyrelsen

Postal address: Carl Jacobsen Vej 35

Town: Valby

Postal code: 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**

21/02/2020