

**Denmark-Fredericia: Construction work**  
**OJ S 38/2021 24/02/2021**  
**Contract notice – utilities**  
**Works**

**Legal Basis:**

Directive 2014/25/EU

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**Section I: Contracting entity**

**I.1. Name and addresses**

Official name: Energinet GAS TSO A/S  
National registration number: 39315084  
Postal address: Tonne Kjærsvej 65  
Town: Fredericia  
NUTS code: DK Danmark  
Postal code: 7000  
Country: Denmark  
Contact person: Rikke Sadolin  
E-mail: [indkob@energinet.dk](mailto:indkob@energinet.dk)  
Telephone: +45 70102244

**Internet address(es):**

Main address: <https://eu.eu-supply.com/ctm/supplier/publictenders?B=ENERGINET>

Address of the buyer profile: <https://eu.eu-supply.com/ctm/Company/CompanyInformation/Index/228008>

**I.3. Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at: [http://eu.eu-supply.com/app/rfq/rwlenrance\\_s.asp?PID=294082&B=ENERGINET](http://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=294082&B=ENERGINET)

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: [http://eu.eu-supply.com/app/rfq/rwlenrance\\_s.asp?PID=294082&B=ENERGINET](http://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=294082&B=ENERGINET)

Tenders or requests to participate must be submitted to the abovementioned address

**I.6. Main activity**

Production, transport and distribution of gas and heat

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**Section II: Object**

**II.1. Scope of the procurement**

**II.1.1. Title**

Baltic Pipe Onshore — Works for Tie-ins  
Reference number: 20/08229

**II.1.2. Main CPV code**

45000000 Construction work

**II.1.3. Type of contract**

Works

#### **II.1.4. Short description**

All activities required to complete the work in accordance with the contract necessary for tie-in operations in connecting the new constructed onshore pipelines both between the individual construction parts and connection to the existing transmission system are separated in different types of tie-in:

In particular this includes, but is not limited to, the following:

- tie-in to the existing system being in operation. This means that a separation typically consists of one valve. Energinet will here check the tightness of the valve before the operation is carried out;
- tie-in to the existing system in operation but separated with two valves and nitrogen filling between the two valves;
- tie-in between two newly constructed sections with no connection to gas system in operation. Here the sections may be delivered with a slight overpressure of nitrogen or dry air. This is subject for check before the tie-in operation starts.

#### **II.1.5. Estimated total value**

Value excluding VAT: 2 000 000,00 EUR

#### **II.1.6. Information about lots**

This contract is divided into lots: no

### **II.2. Description**

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

45000000 Construction work, 45111291 Site-development work, 45300000 Building installation work, 45231200 Construction work for oil and gas pipelines, 45213100 Construction work for commercial buildings, 45262680 Welding

#### **II.2.3. Place of performance**

NUTS code: DK Danmark

Main site or place of performance: 1) EPII Branch Pipeline/HDD, 2) Stenderup (Lillebælt), 3) Svendstrup (Lillebælt), 4) Nyborg, 5) Kongsmark, 6) Everdrup compressor station 80 bar, 7) Everdrup Compressor station 120 bar, 8) Faxe Sea Pipeline.

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

The contracting authority wants to purchase the works for establishing Tie-ins to Baltic Pipe. All activities required to complete the work in accordance with the Contract necessary for tie-in operations in connecting the new constructed onshore pipelines both between the individual construction parts and connection to the existing transmission system are separated in different types of tie-in:

In particular this includes, but is not limited to, the following:

- tie-in to the existing system being in operation. This means that a separation typically consists of one valve. Energinet will here check the tightness of the valve before the operation is carried out;
- tie-in to the existing system in operation but separated with two valves and nitrogen filling between the two valves;
- tie-in between two newly constructed sections with no connection to gas system in operation. Here the sections may be delivered with a slight overpressure of nitrogen or dry air. This is subject for check before the tie-in operation starts

#### **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: 2 000 000,00 EUR

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

Start: 01/06/2021 End: 01/12/2022

This contract is subject to renewal: no

**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:

If more than (5) applicants fulfill the minimum requirements, cf. section III, the contracting authority will prequalify the (3-5) applicants who are evaluated as most qualified for the specific tendered assignment. Only these applicants will be invited to submit a tender. The selection of the applicants will be based on the submitted references. That is to which extent the reference(s) are assessed to be similar to the tendered assignment, cf. section II.2.4), in terms of comparability and relevance. As a result the number of references will not be the determining factor alone, but more importantly to which degree the specific forwarded references are comparable and relevant to the tendered assignment regarding solution and scope, especially concerning:

- experiences in Tie-in works at plant in operation;
- experiences in golden welds.

**II.2.10. Information about variants**

Variants will be accepted: no

**II.2.11. Information about options**

Options: yes

Description of options:

See tender material.

**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**

This is a negotiated procedure. With exception of mandatory parts, the tender docs and requirements set out herein, may be changed as part of the negotiation process. As a result, the contracting authority encourages economic operators to submit questions conc. tender documents and apply for prequal. even if a requirement may present a challenge initially. Questions must be asked via EU-Supply.

**Section III: Legal, economic, financial and technical information**

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**III.1. Conditions for participation****III.1.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions:

Confirmation that the applicant meets the requirements must be stated in the ESPD part IV. The applicant is obligated to document the fulfillment of the requirement if so requested by the Contracting Authority.

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

List and brief description of selection criteria:

The applicant must confirm the economic ability in the ESPD part IV.B: 'Economic and financial standing' with information from the latest annual report regarding the following economic indicators:

- 1) Equity (total equity incl. share capital, reserves, revaluation, retained earning etc.);
- 2) Equity ratio (equity/total assets).

If the applicant is relying on the capacities of one or more other entities (e.g. a parent or sister company or a subcontractor) or the applicant is a group of economic operators (e.g. a consortium) the information for the ESPD part IV.B must also be given in a separate ESPD from each of these entities, cf. section VI.3) 'Additional information'. It is the sole responsibility of the applicant to secure that the minimum level(s) of standards required are reached when the applicant is relying on the capacity of other entities or when the applicant is a group of economic operators (e.g. a consortium).

Minimum level(s) of standards possibly required:

Concerning 1: Equity from the latest annual report must be at least EUR 660 000.

Concerning 2: Equity ratio from the latest annual report must be at least 20 pct. If the equity ratio is between 15 pct. and 20 pct. the applicant can qualify, if equity exceeds EUR 2 000 000

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

List and brief description of selection criteria:

The applicant must include the up to 5 most comparable and relevant references undertaken in the past six(6) years as part of the application. The references must be stated in the ESPD part IV.C: 'Technical and professional ability'. Undertaken in the past six (6) years implies that the reference must not have been completed prior to the date reached when counting 6 years backwards from the submission date for pre-qualification. References older than this will not be taken into consideration. References which have not yet been fully completed can be included as part of the application, but if this is the case, the applicant must describe the parts which have not yet been delivered, and this may affect the evaluation of the applicant, cf. section II.2.9).

All references regardless of category should include:

— a specific description of the work performed for each reference, including:

- specific responsibilities for the applicant;
- client and location of project;
- list of works performed matching the applying category;
- contract scope (include project description for construction works, area scope etc.);
- date of initiation and final delivery for work performed by the Applicant (day, month, year);
- list of sup-suppliers used for the specific project;
- contract value (if possible);
- contact information for the entity in question (including contact person).

Any ambiguities and/or incomprehensibilities concerning the above information may have a negative effect on the selection of candidates, cf. section II.2.9). Please note the 'description' box can contain more text than is visible. I.e. it is possible to copy paste text into the box.

If the applicant is relying on the references of one or more other entities (e.g. a parent or sister company or a subcontractor) or the applicant is a group of economic operators (e.g. a consortium) the information for the ESPD part IV.C must also be given in a separate ESPD from each of these entities.

The number of references should not surpass a maximum of the 5 most comparable and relevant references. If the applicant is relying on the capacity of one or more other entities (e.g. a parent or sister company or a subcontractor) or the applicant is a group of economic operators (e.g. a consortium) the maximum number of references to be submitted must still be respected and cannot exceed 5 when combined. If more than 5 references are submitted, the contracting authority will only consider the 5 most recent references determined by date of final delivery (in this case not yet finished references will not be included).

Minimum level(s) of standards possibly required:

- in at least 1 out of 5 most comparable and relevant references it must be shown that the applicant has proven experience as main contractor (this includes being main contractor as part of a Joint Venture/consortia) with full responsibilities for tie-in works at a plant/system in operation. The Applicant should clearly indicate which references include experiences with tie in works at plant/system in operation;
- in at least 1 out of 5 most comparable and relevant references it must be shown that the Applicant has proven experience as main contractor (this includes being main contractor as part of a Joint Venture/consortia) with full responsibilities for tie-in works in soil conditions such as clay soil with a definition where soil type contains more than 15 % clay (volume). The Applicant should clearly indicate which references include experiences with tie in works in soil conditions such as clay soil with a definition where soil type contains more than 15 % clay (volume)

In the ESPD part IV.D, the Applicant must provide information about certificates and/or descriptions of standards concerning QA and HSE.

Minimum requirements concerning standards:

For admittance to this tender, the Applicant must meet the following minimum requirements related to QHSE:

- the contractor is required under this tender to maintain a Quality Management System (QMS) in compliance with ISO 9001:2015 'QMS — Requirements' (or equivalent) or ISO/TS 29001: 2011 'Petroleum, Petrochemical and Natural Gas Industries — Sector-specific QMS — Requirements for Product and Service Supply Organisations' (or equivalent) for the duration of the tender;
- contractor shall have implemented and maintained health, safety and environment management systems in compliance with ISO 14001:2015(or equivalent) or OHSAS 18001: 2007 (or equivalent) or ISO 45001:2018 (or equivalent) for the duration of the tender.

Methods according to which each of those conditions will be verified:

Energinet is obligated to verify that the applicants are not subject to the mandatory grounds for exclusion. Further Energinet is obligated to ensure that all minimum requirements are fulfilled. Energinet will do so based in the information submitted in the ESPD and the documentation which will be requested on the basis of the ESPD.

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

List and brief description of rules and criteria:

The applicant must submit a completed version of the ESPD. Please see section VI.3 'Additional information' for further information regarding the ESPD. The application must be submitted through EU-Supply, cf. link in section I.1) in this notification. Applications not submitted via EU-supply or received after the deadline will not be accepted.

The contracting authority reserves the right to request the applicant to supplement, specify or complete the information submitted.

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

The information is stated in the tender documents.

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

The information is stated in the tender documents.

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

No special legal form is required.

If the agreements are awarded to a group of economic operators (e.g. a consortium) the participants are required to undertake joint and several liabilities and to appoint one economic operator to represent the group.

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

**III.2.2. Contract performance conditions**

The information is stated in the tender documents.

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**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.1.4. 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: no

**IV.2. Administrative information**

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

Date: 10/03/2021 Local time: 12:00

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

**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)

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**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 applicant must submit a completed ESPD to apply for pre-qualification for this tender procedure. The ESPD for this tender can be found via EU-supply. The ESPD must be completed in EU-Supply and submitted via 'My Response'.

Please note:

— an applicant participating on its own, but relying on the capacities of one or more other entities (e.g. a parent or sister company or a subcontractor), must ensure that the application includes the applicants own ESPD together with a separate ESPD from each of the entities it relies on with a completed part II: 'Information concerning the economic operator' and part III: 'Exclusion grounds' of the ESPD as well as the relevant information regarding part IV: 'Selection criteria' and part V: 'Reduction of the number of qualified candidates'. The ESPD from each of the entities should be duly filled and signed by the entities concerned.

Further where an applicant wants to rely on the capacities of other entities, it shall prove to the contracting authority that it will have at its disposal the resources necessary, for example, by producing a commitment by those entities to that effect, which must be submitted as part of the final documentation.

— where groups of economic operators, including temporary associations, participate together in the procurement procedure, a complete separate ESPD for each of the participating economic operators must be submitted.

Further the final documentation must include a signed declaration by all parties of the group of economic operators (joint venture, consortium or other) stating that all economic operators assume joint and several liabilities towards the contracting authority for the performance of the contract as a whole.

#### **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@naevneshus.dk](mailto:klfu@naevneshus.dk)

Telephone: +45 72405708

Internet address: <https://naevneshus.dk/start-din-klage/klagenaevnet-for-udbud/>

##### **VI.4.3. Review procedure**

Precise information on deadline(s) for review procedures:

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.

**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**

19/02/2021