

Denmark-Fredericia: Gas pipelines
OJ S 55/2018 20/03/2018
Contract notice – utilities
Supplies

Legal Basis:

Directive 2014/25/EU

Section I: Contracting entity

I.1. Name and addresses

Official name: Energinet

National registration number: 28980671

Postal address: Tonne Kjærsvej 65

Town: Fredericia

NUTS code: DK032 Sydjylland

Postal code: 7000

Country: Denmark

Contact person: Kirsten Ebstrup

E-mail: procurement@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.1. Name and addresses

Official name: Dansk Gas Distribution

National registration number: 27 21 04 06

Postal address: Tonne Kjærsvej 65

Town: Fredericia

NUTS code: DK032 Sydjylland

Postal code: 7000

Country: Denmark

Contact person: Kirsten Ebstrup

E-mail: procurement@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.1. Name and addresses

Official name: Energinet.dk Stenlille Gaslager A/S

National registration number: 29 85 12 47

Postal address: Tonne Kjærsvej 65

Town: Fredericia

NUTS code: DK032 Sydjylland

Postal code: 7000

Country: Denmark
Contact person: Kirsten Ebstrup
E-mail: procurement@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.1. Name and addresses

Official name: Energinet.dk Lille Torup Gaslager A/S
National registration number: 29 85 12 55
Postal address: Tonne Kjærsvej 65
Town: Fredericia
NUTS code: DK032 Sydjylland
Postal code: 7000
Country: Denmark
Contact person: Kirsten Ebstrup
E-mail: procurement@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.1. Name and addresses

Official name: Energinet.dk Entreprenør A/S
National registration number: 37 93 03 93
Postal address: Tonne Kjærsvej 65
Town: Fredericia
NUTS code: DK032 Sydjylland
Postal code: 7000
Country: Denmark
Contact person: Kirsten Ebstrup
E-mail: procurement@energinet.dk

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.2. Information about joint procurement

The contract involves joint procurement

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=207510&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=207510&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

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Framework Agreement regarding Steel Pipes
Reference number: 17/02662

II.1.2. Main CPV code

44161100 Gas pipelines

II.1.3. Type of contract

Supplies

II.1.4. Short description

Energinet wishes to initiate negotiations regarding Framework Agreement for Steel Pipes intended for the natural gas transmission / distribution system. The Framework Agreement covers the purchase of steel pipes for projects within Energinet's business units, e.g. for MR-stations and biogas facilities, as well as for the gas transmission and distribution lines, if the products on the Framework Agreement can fulfill the requirements for these projects.

II.1.5. Estimated total value

Value excluding VAT: 2 500 000,00 EUR

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.2. Additional CPV code(s)

44160000 Pipeline, piping, pipes, casing, tubing and related items, 44161000 Pipelines

II.2.3. Place of performance

NUTS code: DK Danmark

Main site or place of performance: Denmark.

II.2.4. Description of the procurement

Energinet wishes to initiate negotiations regarding Framework Agreements for steel pipes intended for the natural gas transmission/distribution system. The Framework Agreement covers the purchase of steel pipes for projects within Energinet's business units, e.g. for MR-stations and biogas facilities, as well as for the gas transmission and distribution lines, if the products on the Framework Agreement can fulfill the requirements for these projects.

The Framework Agreements will cover a selection of steel pipes ranging from 2" to 30". The steel pipes shall be delivered to site or to Energinet's stock.

The steel pipes covered by the framework agreement include either DS/EN 10204 — 3.1 certificate or DS/EN 10204 — 3.2 certificate.

The steel pipes covered by the Framework Agreement may require internal and/or external coating as specified in the Scope of Works.

The Framework Agreement covers steel pipes produced according to various material grades as set out in Scope of Works.

Pipe ends may be beveled or square cut. Pipe lengths may vary in accordance with Scope of Works.

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: 2 500 000,00 EUR

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

Duration in months: 60

This contract is subject to renewal: yes

Description of renewals:

Energinet is entitled to extend the contract 3 times, each for a duration of 1 year, meaning that the maximum total duration of the Framework Agreements is 8 years including all options to extend.

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

Envisaged minimum number: 5 Maximum number: 7 Objective criteria for choosing the limited number of candidates:

The Contracting Authority will prequalify the 5-7 applicants who are evaluated as most qualified for the specific tender. 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 similar to the tender assignment, cf. Section II.2.4. 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 tender assignment regarding solution and scope.

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: yes

Description of options:

Please see II.2.7 above.

Further, companies in which Energinet or another company in the Energinet group acquire half or more than half of the capital or have the Authority to exercise half or more than half of the voting rights or has the right to manage the company's business regardless of the official name during the term of the Frame Agreement will have an option to use the Frame Agreement.

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

Energinet is undergoing a process for internal reorganization which may result in a new company group structure. As a result the responsibility of the Framework Agreement, including ownership, may be transferred to the company responsible for this type of procurement when the new structure is finalized. Such reorganization will not affect the scope of the tendered Framework Agreement.

III.1. Conditions for participation

III.1.2. Economic and financial standing

List and brief description of selection criteria:

The Contracting Authority will only enter into contract with economic solid companies. This to ensure that the company continues to exist through the whole contract period.

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).

Both economic indicators should be stated in ESPD Part IV.B (financial ratios).

If the applicant is relying on the capacities of one or more other entities (e.g. a parent or sister company or a subcontractor) the information for the ESPD part IV.B must also be given in a separate ESPD from each of the entities, cf. Section VI.3 "Additional information".

The applicant is obliged to document the requirement by request of the Contracting Authority. Minimum level(s) of standards possibly required:

- equity must be at least 1 MDKK,
- equity ratio must be at least 20 pct,
- however, if the equity ratio is between 15 pct. and 20 pct. the supplier can qualify, if Equity exceeds 3 MDKK.

III.1.3. Technical and professional ability

List and brief description of selection criteria:

The references of the most significant comparable contracts undertaken in the past 3 years must be stated in the ESPD part IV.C: "Technical and professional ability".

The references must include:

- a detailed description of the work performed for each reference (please note the "description" box can contain more text than is visible. I.e. it is possible to copy paste text into the box).

Further, for each reference the applicant is encouraged to submit:

- reference value,
- date,
- (if applicable) non-conformities and the handling thereof concerning the delivered products,
- contact information for the entity in question (including contact person).

Energinet reserves the right to request additional information from the applicant regarding references, including the above 4 bullets in case such information is not already included in the ESPD. Also, the Contracting Authority reserves the right to contact the stated reference entities directly.

If the applicant is relying on the capacities of one or more other entities (e.g. a parent or sister company or a subcontractor) the information for the ESPD part IV.C must also be given in a separate ESPD from each of the entities, cf. section VI.3 "Additional information".

The number of references should not surpass a maximum of the 10 most comparable and relevant references. If the reference list includes more than 10 references, the Contracting Authority will only consider the first 10 listed. If the applicant is participating in the procurement procedure together with others in a group of economic operators (e.g. a consortium) or is relying on the capacity of one or more other entities for references the maximum number of references to be submitted must still be respected and cannot exceed 10 when combined.

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 TED announcement. 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.

Energinet has joined Global Compact and is using the 10 principles as a platform for working with CSR and our Code of Conduct. Contractors are expected to act in accordance with Energinet's Code of Conduct and CSR profile visible at our homepage: www.energinet.dk

III.1.6. Deposits and guarantees required

The information is stated in the tender material.

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 material.

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

The information is stated in the tender material.

III.2. Conditions related to the contract

III.2.2. Contract performance conditions

The information is stated in the tender material.

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

The procurement involves the establishment of a framework agreement

Framework agreement with several operators Envisaged maximum number of participants to the framework agreement: 3

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.2.1. Previous publication concerning this procedure

Notice number in the OJ S: [2018/S 033-027636](https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:2018/S_033-027636)

IV.2.2.

Time limit for receipt of tenders or requests to participate

Date: 04/04/2018 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)

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

This tender has previously been issued ([2018/S 033-072636](#)) and was subsequently cancelled due to insufficient competition. In the tender material (excl. this Contract Notice) only deadlines and timelines has been altered compared to the cancelled tender.

For information, the Baltic Pipe project (www.baltic-pipe.eu) is expected mainly to require larger pipe sizes than the ones comprised by this Framework Agreement tender (cf. the Scope of Works document).

To apply for pre-qualification the applicant must submit a completed European Single Procurement Document (ESPD) to apply for pre-qualification for this tender procedure. The ESPD for this tender can be found in the prequalification material via EU-Supply.

With regards to Section IV.2.4 above, pre-qualification application (ESPD) in Danish or English will be accepted. Regarding language requirements in connection with tender submission please refer Section 8.2 of the Tender Conditions document.

To complete the ESPD, please:

- save the XML file onto your own computer (available from the Prequalification Material folder in EU-Supply),
- open the link <https://ec.europa.eu/growth/tools-databases/espd/welcome>
- choose the preferred language,
- choose “I am an economic operator”,
- choose “Import ESPD”,
- upload the XML file of the ESPD,
- choose the country of your company's origin,
- fill out and complete the ESPD with the information required in this contract notice,
- when finished filling out the ESPD selected “Overview” and check the information stated,
- After checking the information select “Download as” either pdf or/and XML file and it will be saved to the computer,
- upload the pdf and/or XML file version to “My response” in EU-Supply as your request for prequalification.

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 applicant's 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 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: kifu@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:

Complaints regarding a candidate not being prequalified 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

Telephone: +45 41715000

Internet address: <http://www.kfst.dk>

VI.5. Date of dispatch of this notice

19/03/2018