

United Kingdom-London: Electricity distribution and related services

OJ S 70/2016 09/04/2016

Contract notice

Services

Directive 2004/18/EC**Section I: Contracting authority**

I.1. Name and addresses

Official name: Office of Gas and Electricity Markets

Postal address: 9 Millbank

Town: London

Postal code: SW1P 3GE

Country: United Kingdom

For the attention of: Clement (Ofgem) Lucy

E-mail: lucy.clement@ofgem.gov.uk

Telephone: +44 79011850

Internet address(es):General address of the contracting authority: <https://www.ofgem.gov.uk/electricity/transmission-networks/offshore-transmission>Address of the buyer profile: www.ofgem.gov.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**

Other: the contracting authority is the Great Britain ('GB') Gas and Electricity Markets Authority ('GEMA or the 'Authority')

I.3. Main activity

Other: regulator (GB gas and electricity markets authority)

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

II.1. Description**II.1.1. Title attributed to the contract by the contracting authority**

Tender Round 4 (TR4) for the grant of an offshore transmission licence.

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

Services

Service category No 27: Other services

Main site or place of performance: Within GB territorial waters or the GB Renewable Energy Zone (as defined in the Renewable Energy Zone (Designation of Area) Order 2004 (SI 2004

No.2668). Projects/location is provided within section II.1.5 below. This project is subject to change.

The following is currently identified as a qualifying project where we are tendering for the grant of an offshore transmission licence. Note that this is a qualifying project under regulation 8(6) (a) of The Electricity (Competitive Tenders for Offshore Transmission Licences) Regulations 2015 (the 'Tender Regulations').

The location listed below is based on most proximate onshore points or on anticipated onshore connection points. Precise information will be made available in the tender documents.

Project: Burbo Bank Extension;

Developer: (DONG Energy).

NUTS code UKL13 Conwy and Denbighshire

II.1.3. Information about a framework agreement or a dynamic purchasing system

II.1.4. Information about framework agreement

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

The type of procedure to be adopted is a competitive procedure with negotiation (please note that item 'IV.1.1' of this notice is a mandatory field and for the purpose of completing this notice we have selected 'Negotiated'. However, the appropriate procedure that we are running this procurement process under is 'Competitive Procedure with Negotiation'). The subject matter of this OJEU notice is the proposed grant of an offshore transmission licence to a successful bidder for the purpose of connecting a wind farm to the GB onshore grid. Great Britain continues to be a global leader in the development of offshore wind energy. Since 2009, we have run competitive tenders to select and licence Offshore Transmission Owners (OFTOs) to own and operate the assets that connect offshore wind farms to the onshore network. From the outset the offshore transmission regime has encouraged innovation and attracted new sources of technical expertise and finance, whilst ensuring that grid connections are delivered efficiently and effectively. In 2014 we published a study by CEPA/BDO who found that using tendering saved between 200 000 000 GBP and 400 000 000 GBP in our first tender round. We have also recently published a further study by CEPA which evaluated the benefits of competition delivered by tender rounds two and three. This has indicated further savings of between 428 000 000 GBP and 749 000 000 GBP.

Building on an already established regime for the awarding of offshore transmission licences in which approximately 2 900 000 000 GBP of assets have been tendered for over 14 projects, Ofgem is now running a further tender competition. TR4 consists of one project, identified in this notice as a 'Qualifying Project' in accordance with the Tender Regulations. A transmission licence is expected to be granted for this project. High level details about this project are as follows:

Project: Burbo Bank Extension;

Developer: Burbo Extension Limited

Capacity (MW): 258.

The successful bidder in this tender will enter into a transfer agreement for the purchase of offshore transmission assets constructed by the developer and then maintain and operate the assets in accordance with the offshore transmission licence and relevant industry codes, standards and agreements. In addition to being granted the offshore transmission licence, the successful bidder will be required to enter into a range of agreements including with the generator, any relevant distribution network owner and the National Electricity Transmission System Operator.

II.1.6. CPV code(s)

65300000 Electricity distribution and related services, 65320000 Operation of electrical installations

II.1.7. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: no

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

The initial transfer value (by GPB Million) is estimated as follows:

— Burbo Bank Extension Project: 230.2.

II.2.2. Information about options

II.2.3. Information about renewals

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

Further information will be set out in the tender documentation.

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

Further information will be set out in the tender documentation.

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

Further information will be set out in the tender documentation.

III.1.4. Contract performance conditions

The performance of the contract is subject to particular conditions: yes

Description of particular conditions: Further information will be set out in the tender documentation.

III.2. Conditions for participation

III.2.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions: Bidders' Instructions — How to access the Enhanced Pre-Qualification (EPQ) Documentation:

The EPQ Document is published on the Ofgem website at: <https://www.ofgem.gov.uk/electricity/transmission-networks/offshore-transmission/offshore-transmission-tenders/tender-round-4>

To gain access to the full suite of EPQ documentation please follow these steps:

1. Register your organisation on the eSourcing portal (this is only required once)

- Browse to the eSourcing Portal <https://ofgem.bravosolution.co.uk>;
- Click the 'Click here to register' link;
- Accept the terms and conditions and click 'continue';
- Enter your correct business and user details;
- Note the username you chose and click 'Save' when complete;
- You will shortly receive an email with a temporary unique password. Please change this to something memorable to you and keep your log in details safe and secure.

2. Express interest in the EPQ

- Login to the portal with the username/password;
- Click the 'PQs/QTTs Open to All Bidders' link and select 'Grant of offshore transmission licences — Tender Round 4' to access the content;
- Click the 'Express Interest' button in the 'Actions' box on the left-hand side of the page;
- This will move the EPQ into your 'My PQs/QTTs' page. (This is a secure area reserved for your projects only).

3. Responding to the tender

- You can now choose to 'Reply' or 'Decline to Respond' (please give a reason if rejecting).
- You can now use the 'Messages' function to communicate with Ofgem and seek clarification.
- Note the deadline for submission of your EPQ bid and follow the onscreen instructions to upload your EPQ bid to the Portal.
- There may be a mixture of online and offline actions for you to perform (further information will be set out in the tender documentation).

If you require any further assistance please consult the online help, or contact the eTendering help desk: 0800 368 4850; help@bravosolution.co.uk.

III.2.2. Economic and financial ability

List and brief description of conditions: Further information will be set out in the tender documentation.

III.2.3. Technical and professional ability

List and brief description of conditions:
Further information will be set out in the tender documentation.

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

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 3: and Maximum number 5

Objective criteria for choosing the limited number of candidates: Type of procedure:
Competitive procedure with negotiation

Further information will be set out in the tender documentation.

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

IV.2.2. Information about electronic auction

An electronic auction will be used: no

IV.3. Administrative information

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

IV.3.2. Previous publication concerning this procedure

no

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

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

6.6.2016 - 12:00

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

IV.3.6. Languages in which tenders or requests to participate may be submitted

English.

IV.3.7. Minimum time frame during which the tenderer must maintain the tender

IV.3.8. Conditions for opening of tenders

Section VI: Complementary information

VI.1. Information about recurrence

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

Interested parties can register on the portal at: <https://ofgem.bravosolution.co.uk> to access the tender documentation.

Please note that the confidential information relating to the Qualifying Project will only be available once relevant documentation has been returned and accepted by Ofgem. The earliest anticipated date these documents will be available is 11 April 2016 (further information will be set out in the tender documentation).

With reference to item IV.1.1 of this Notice; the Competitive Procedure with Negotiation is the type of procedure that will be followed for the grant of licence published under this notice. Please note, with respect to this procedure, the Authority reserves the right to grant the licence on the basis of the initial tender stage and without negotiation.

In publishing this notice the Authority has had regard to the Public Procurement Directives

without necessarily accepting their relevance to the grant of licences in the envisaged circumstances. The publication of this notice does not constitute a voluntary acceptance of any obligation contained within the Public Contracts Regulations 2015, the Utilities Contracts Regulations 2016, the Concessions Contracts Regulations 2016, Directive 2014/24/EU, Directive 2014/25/EU and/or Directive 2014/26/EU of the European Parliament and of the Council. The award criteria will be set out in the tender documentation.

In publishing this notice the Authority has had regard to guidance provided in the Commission Interpretive Communication on the Community law applicable to contract awards not or not fully subject to the provisions of the Public Procurement Directives (2006/C 179/02) without necessarily accepting its relevance to the grant of licences in the envisaged circumstances. The publication of this notice does not constitute a voluntary acceptance of any obligation contained within the Public Contracts Regulations 2006, the Utilities Contracts Regulations 2006, Directive 2004/17/EC, and/or Directive 2004/18/EC. The award criteria will be set out in the tender documentation.

With reference to item IV.3.3 of this notice: there is no price to access the EPQ Document however, charges will be payable by bidders who are successful in reaching the later stages of the tender process. Further information will be set out in the tender documentation.

Further information in relation to the offshore transmission regime generally can be found at: <https://www.ofgem.gov.uk/electricity/transmission-networks/offshore-transmission>.

Copies of the Standard Framework documents can be found at: <https://www.ofgem.gov.uk/electricity/transmission-networks/offshore-transmission/transmission-standard-framework>.

The Tender Regulations 2015 can be found at: http://www.legislation.gov.uk/ukxi/2015/1555/pdfs/ukxi_20151555_en.pdf. The Contracting Authority will use an eTendering system in this procurement.

The Authority shall not be responsible for any costs, charges or expenses incurred by bidders and accepts no liability for any costs, charges or expenses, irrespective of the outcome of the competition, or if the competition is cancelled or postponed.

VI.4. Procedures for review

VI.4.1. Review body

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

6.4.2016