

United Kingdom-Bristol: Machine guns

OJ S 64/2018 31/03/2018

**Contract award notice for contracts in the field of defence and security
Supplies****Directive 2009/81/EC****Section I: Contracting authority/entity**

I.1. Name and addresses

Official name: Ministry of Defence, Weapons, International Guns, Missiles and Rockets (IGMR) Project Team

Postal address: IGMR, DE&S,, Fir 1a #4105, MOD Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

E-mail: DESWpnsComrcl-IGMR-Air-Land@mod.gov.uk

Internet address(es):

General address of the contracting authority/entity: <https://www.contracts.mod.uk/delta/project/buyer/editDefenceContractAwardNotice.html>

I.2. Type of the contracting authority**I.3. Main activity****I.4. Contract award on behalf of other contracting authorities****Section II: Object of the contract**

II.1. Description**II.1.1. Title**

M3M Machine Gun System In-Service Support

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

Supplies

Main site or place of performance: United Kingdom

NUTS code UK United Kingdom

II.1.3. Information about framework agreement**II.1.4. Short description of the contract or purchase(s)**

Machine guns. The International Guns, Missiles and Rockets Team, Part of the UK Ministry of Defence has placed a 5 year contract with FN Herstal SA for the Provision of In-Service Support for the M3M Machine Gun System (the "System"), including Design Custodian Services, Routine Technical Support, Fault Investigation and Analysis, Specialist Technical Support, Modifications, Technical Publications Procurement, Procurement of the Machine Gun System and Spares, Specialist Ad Hoc Tasking Service, Repairs and Training. The System is the current UK in-service machine gun used on a wide range of rotary wing platforms.

II.1.5. CPV code(s)

35321300 Machine guns

II.2. Total value of the contract/lot

II.2.1. Total value of the contract/lot

Value: 2 743 667 EUR

Section IV: Procedure

IV.1. Type of procedure

Negotiated without publication of a contract notice

Justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union

Directive 2009/81/EC

1) Justification for the choice of the negotiated procedure without publication of a call for competition in accordance with Article 28 of Directive 2009/81/EC

The periods for the restricted procedure and the negotiated procedure with prior publication of a contract notice are incompatible with the urgency resulting from a crisis: no

Extreme urgency brought about by events unforeseeable by the contracting authority/entity and in accordance with the strict conditions stated in the directive: no

The works, supplies or services can be provided only by a particular economic operator for the following reason: technical

The contract concerns research and development services other than those referred to in Article 13 of Directive 2009/81/EC: no

The products involved are manufactured purely for the purpose of research, experiment, study or development under the conditions stated in the directive: no

Additional deliveries by the original supplier ordered under the strict conditions stated in the directive: no

Procurement of supplies quoted and purchased on a commodity market: no

Contract related to the provision of air and maritime transport services for the armed forces of a Member State deployed or to be deployed abroad, under the strict conditions stated in the directive: no

It is considered that this Contract can be placed using the negotiated procedure without prior publication pursuant to Article 28(1)(e) of Directive 2009/81/EC (Regulation 16(1)(a)(ii) of the Defence and Security Public Contracts Regulations 2011) for technical reasons. The MOD must contract with design organisations approved under the Military Aviation Authority's Design Approved Organisation Scheme (DAOS) when procuring aircraft and associated equipment, airborne weapon and electronic systems. Under the previous M3M Multi-Activity Contract FN Herstal SA attained DAOS Accreditation. Another contractor would be unable to obtain sufficient access to the required technical knowledge, interoperability data and safety documentation to achieve DAOS Accreditation on the system as this is held solely by FN Herstal SA.

To obtain these goods and services from another supplier would oblige the MOD to acquire goods having different technical characteristics which would result in incompatibility with the existing goods and disproportionate technical difficulties in maintenance of the existing System. This would jeopardise the airworthiness and safety and suitability for service of the system. Further FN Herstal SA would not be in a position to maintain its undertaking regarding safety of the System in the event that spare parts not manufactured by them were used for the current System. Only FN Herstal SA has the experience of the System and range of skills and production facilities to produce the System and provide in-service support for the System.

IV.2. Award criteria

IV.2.1. Award criteria

IV.2.2. Information about electronic auction

IV.3. Administrative information

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

IGMR/00018

IV.3.2. Previous publication concerning this procedure

Voluntary ex ante transparency notice

Notice number in the OJ S: [2017/S 095-187782](#) of 18.5.2017

Section V: Award of contract

Contract No: IGMR/00018

Lot title: M3M Machine Gun System In-Service Support

V.1. Date of conclusion of the contract

28.2.2018

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: F N Herstal S. A.

Postal address: Voie de Liege 33, 4040 Herstal

Town: Liege

Country: Belgium

E-mail: inf@fnherstal.com

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

Total value of the procurement:

Value: 2 743 667 EUR

excluding VAT

V.5. Information about subcontracting

The contract is likely to be subcontracted: no

Section VI: Complementary information

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

The Authority reserves the right to amend any condition related to security of information to reflect any changes in national law or government policy. If any contract documents are accompanied by instructions on safeguarding classified information (e.g. a Security Aspects Letter), the Authority reserves the right to amend the terms of these instructions to reflect any changes in national law or government policy, whether in respect of the applicable protective marking scheme, specific protective markings given, the aspects to which any protective marking applies, or otherwise. The link below to the Gov.uk website provides information on the Government Security Classification.

<https://www.gov.uk/government/publications/government-security-classifications>

Advertising Regime OJEU: This contract opportunity is published in the Official Journal of the European Union (OJEU), the MoD Defence Contracts Bulletin and www.contracts.mod.uk GO Reference: GO-2018329-DCB-12139923.

VI.3. Procedures for review

VI.3.1. Review body

Official name: Ministry of Defence, Weapons, International Guns, Missiles and Rockets (IGMR) Project Team

Town: Bristol

Country: United Kingdom

VI.3.2. Review procedure

VI.3.3. Service from which information about the review procedure may be obtained

VI.4. Date of dispatch of this notice

29.3.2018