

Denmark-Copenhagen: Internet services

OJ S 83/2014 29/04/2014

Contract notice

Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: Danish Broadcasting Corporation (DR)

Postal address: Emil Holms Kanal 20

Town: København C

Postal code: 0999

Country: Denmark

For the attention of: Daniella Hawlik

E-mail: dhaw@dr.dk

Telephone: +45 35205236

Internet address(es):

General address of the contracting authority: <http://www.dr.dk>

Address of the buyer profile: <http://www.eu-supply.com/dr.asp>

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: Body governed by public law

I.3. Main activity

Other: Broadcasting

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

Apps for game consoles and HbbTV.

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

Services

Service category No 7: Computer and related services

Main site or place of performance: Copenhagen.

NUTS code DK Danmark

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

The notice involves a public contract

II.1.4. Information about framework agreement

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

Danish Broadcasting Corporation (DR) hereby invites all interested and qualified suppliers to apply for prequalification in relation to the tender "Apps for game consoles and HbbTV".

Background:

DR is the largest provider of streaming media on the Danish market. DR core service dr.dk/tv present online TV catch-up from all 6 national TV channels. Online content is currently available for streaming for a period of 30 days, although this can vary. The content is available on major platforms such as web, smartphone, tablet and Hbbtv (connected tv). DR's current web player is based on open web technologies (ex HTML5).

DR will release Hybrid apps based on HTML5 content for smartphones, tablets and connected TV during the summer. The scope of this tender is to replace HbbTV apps with a new version and add apps for game consoles.

The tender includes delivery of Apps for the following lots:

- Lot 1: App for Game consoles,
- Lot 2: App for HbbTV (including an option for app to mobile and tablet),
- Lot 3: App for Xbox One.

Tenderers may bid on all or some of the lots, but it will have a positive impact on the evaluation in the tender phase, if the supplier can provide more or all Apps in Lot 1 - 3. The quality and security of the Apps must be of a very high standard. In addition, it will be of importance to the desired solution that the Apps are easy to use, have high responsiveness and performance, have high stability for navigation and playback as well as fast support and bug-fixing.

DR will be responsible for the following deliveries: metadata/structure/pictures through the agreed API, video distribution via DR's current CDN-supplier (Akamai) in HDS, HLS and download format, design of a new user interface for the TV screen (in cooperation with the chosen supplier). Furthermore UX, design and Navigation must be based on the UX for existing DR Apps, but adapted for the individual platforms native UX. The above mentioned deliveries will be available for the selected supplier before project initiation.

DR would like a supplier who has competence, methodology and history to develop video-On Demand/interactive services for a broad spectrum of TV centric platforms as mentioned in the three lots. The supplier will develop the specialized user experience for the TV version of DR's internet TV, so that it can be launched on as many TV centric platforms on the Danish market as possible, based on DR's deliveries. DR wishes to purchase an established service, which can be customized to DR's needs.

It is essential for the contract that the supplier has a role in the administration of the system, e. g. service, support and continuous required upgrades during the contract period, after the delivery has been approved.

Overall timeframe:

The overall expected timeframe for the tender and implementation is as described below.

- Week 23: Announcement to prequalified tenders,
- Week 24: Announcement of tender material to prequalified tenders,
- Week 31: Deadline for submitting proposal,
- Week 35: Announcement of selected supplier,
- Week 51: Deadline for delivering, implementing and launch of the proposed solution.

II.1.6. CPV code(s)

72400000 Internet services, 72000000 IT services: consulting, software development, Internet and support, 72200000 Software programming and consultancy services, 72300000 Data services, 72600000 Computer support and consultancy services

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

The procurement is covered by the Government Procurement Agreement: yes

II.1.8. Lots

This contract is divided into lots: yes

Tenders may be submitted for one or more lots

II.1.9. Information about variants

Variants will be accepted: no

II.2. Scope of the procurement

II.2.1. Total quantity or scope

This Tender contains 3 Lots. See furthermore item II.1.5.

Estimated value excluding VAT:

Range: between 4 000 000 and 6 000 000 DKK

II.2.2. Information about options

Options: yes

Description of options: The Lots will have options for prolongation of the contract for up to 2x12 months. Thereby the total contract period will maximum be 48 months, see item II.3.

Lot 2 will besides apps for HbbTV contain an option for development of apps for mobile and tablet.

Tenderers will be given the option to offer Apps to mobile and tablet. This means that DR has the right, but no obligation to include this option as a part of the contract.

II.2.3. Information about renewals

II.3. Duration of the contract or time limit for completion

Duration in months: 48 (from the award of the contract)

Information about lots

Lot No: 1

Lot title: Lot 1 App for game consoles

1) Short description

Development of applications for Xbox 360 and Playstation3 and 4.

The Xbox 360 and Playstation3 and 4 application must be able to support the required streaming format and API's described in item II.1.5.

2) CPV code(s)

72400000 Internet services, 72000000 IT services: consulting, software development, Internet and support, 72200000 Software programming and consultancy services, 72300000 Data services, 72600000 Computer support and consultancy services

3) Quantity or scope

The lot is regarding development of applications to Xbox 360 and Playstation3 and 4 and subsequent service and support.

4) Indication about different time frame or duration

Duration in months: 48 (from the award of the contract)

5) Additional information about lots

Lot No: 2

Lot title: Lot 2 App for HbbTV

1) Short description

Development of applications for HbbTV, by which DR can supply Ondemand material through HbbTV.

DR will release a HbbTV App based on HTML5 content during the summer. The scope for this Lot is potentially to replace these apps with a new version with added features.

The HbbTV application must be able to support the required streaming format and API's described in item II.1.5.

2) CPV code(s)

72400000 Internet services, 72000000 IT services: consulting, software development, Internet and support, 72200000 Software programming and consultancy services, 72300000 Data services, 72600000 Computer support and consultancy services

3) Quantity or scope

The lot is regarding development of applications to HbbTV and subsequent service and support.

Furthermore Lots 2 will contain an option for development for applications to mobile and tablet. DR welcomes the use of subcontractors.

4) Indication about different time frame or duration

Duration in months: 48 (from the award of the contract)

5) Additional information about lots

Lot 2 will contain an option for development of applications for iOS, Android and Windows. Applications must be developed for both smartphones and tables.

DR will release Hybrid apps based on HTML5 content for smartphones and tablets during the summer. The scope for this Lot is potentially to replace these apps with new versions with added features.

The applications for iOS, Android and Windows must be able to support the required streaming format and API's described in item II.1.5.

Lot No: 3

Lot title: Lot 3 App for Xbox One

1) Short description

Development of application for Xbox One. Xbox One is scheduled to launch in Denmark in the 4th quarter of 2014. DR has selected to include an app for Xbox One in this tender, but does not currently know the potential market share in Denmark.

The Xbox One application must be able to support the required streaming format and API's described in item II.1.5.

2) CPV code(s)

72400000 Internet services, 72000000 IT services: consulting, software development, Internet and support, 72200000 Software programming and consultancy services, 72300000 Data services, 72600000 Computer support and consultancy services

3) Quantity or scope

The Lot is regarding development of applications Xbox One and subsequent service and support.

4) Indication about different time frame or duration

Duration in months: 48 (from the award of the contract)

5) Additional information about lots

Lot No: 4

Lot title: There are no Lot 4

1) Short description

There are no Lot 4. The present tender contains 3 Lots.

2) CPV code(s)

72400000 Internet services

3) Quantity or scope

4) Indication about different time frame or duration

5) Additional information about lots

Section III: Legal, economic, financial and technical information

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

Will be stated in the Tender Material.

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

Will be stated in the Tender Material. Invoicing should be electronic in compliance with the Danish Act on Public Payments etc. (Act no. 798 of 28 June 2007) or the applicable Danish legislation in force.

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

Applying companies which are in a consortium or a similar group of economic operators are jointly and severally liable to the Contracting Authority in case they are awarded the contract. The consortium or similar group of economic operators must designate a joint representative who is able to bind the entire consortium or group of economic operators in regards to the tender/Contracting Authority.

III.1.4. Contract performance conditions

The performance of the contract is subject to particular conditions: no

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: Applying companies must in combination with the request for participation complete and submit a Solemn Declaration (Document A) as documentation of whether or not the company has unpaid outstanding debts to public authorities concerning social security contributions, taxes or duties cf. Danish Act no. 336 of 13 /5/1997 on restricting debtors access to public tenders. Document A is also documentation as to whether the applying company should be excluded from participation cf. article 45 in Directive 2004/18/EC of the European Parliament and of the Council (Public Procurement

Directive). The Contracting Authority's template must be used and can be downloaded at <http://www.eu-supply.com/dr.asp> If the applying company is a consortium or similar group of economic operators, a legally binding declaration regarding the circumstances in III.1.3 signed by all participating companies must be submitted together with Document A for each participating company.

III.2.2. Economic and financial ability

List and brief description of conditions: As documentation for the applying company's economic and financial capacity, the applying company must complete and submit Document B – Key Figures (Economic and financial capacity) containing the following key figures:

- 1) Overall turnover;
- 2) Turnover in the area covered by the contract;
- 3) Net Profit after taxes;
- 4) Equity;
- 5) The Equity Ratio;
- 6) The Liquidity Ratio;
- 7) The Profit Margin;
- 8) The number of full time employees.

All key figures shall be stated for the past three financial years available. If an applying company has existed for less than three years, key figures for all available financial years shall be stated. The statement must be verified by a signature from the auditor or accountant of the applying company having

authorization to certify the key figures. The Contracting Authority's template must be used and can be downloaded at <http://www.eu-supply.com/dr.asp>

If the applying company is a consortium or a similar group of economic operators, Document B – Key Figures must be completed and submitted for each participating company. If the applying company intends to rely on the financial and / or economic capacities of other entities, the applying company must prove that it will have at its disposal the resources necessary, by documenting the joint liability between the companies. Accordingly, the applying company must also submit document B - Key Figures (Economic and financial capacity) for all relevant entities.

DR reserves the right to obtain material in accordance with section 12 in Consolidation Act no. 712 of 15 June 2011.

Minimum level(s) of standards possibly required: DR reserves the right to exclude any applying companies which for financial reasons are clearly unsuitable to deliver the requested services.

III.2.3. Technical and professional ability

List and brief description of conditions:

As documentation for the applying company's technical capacity, the applying company must complete and submit a list of references (Document C) in which the applying company provides information regarding the most important contracts of similar nature as to the object of the contract described in item II.1.5. executed within the past three years. References of similar nature are described in Document C1-3. Document C - List of References (Technical Capacity).

The list of references must include the following information:

- i) Name of customer and contact person,
- ii) Value of the contract in DKK,
- iii) Use of sub-contractors if relevant,
- iv) Description of the contract

The Contracting Authority's template must be used and can be downloaded at <http://www.eu-supply.com/dr.asp>

The applying company must indicate whether or not it is contemplating the use of subcontractors in relation to the present contract and the technical qualifications of the subcontractors, in accordance with the above mentioned. The applying company must specify which subcontractors will be a part of the contract and submit relevant references from these subcontractors.

If the applying company is a consortium or a similar group of economic operators, one joint list of references must be submitted with a clear indication of which company each reference relates to.

If the applying company intends to rely on other entities, the applying company must document that it will have at its disposal the resources necessary by documenting the joint liability between the companies.

Accordingly, the applying company must also submit Document C - List of References for all relevant entities.

DR reserves the right to obtain material in accordance with section 12 in Consolidation Act no. 712 of 15 June 2011.

Minimum level(s) of standards possibly required:

In regards to Lot 1 and 2 the applying company must at least submit 2 references of similar nature and maximum 5.

In regards to Lot 3 the applying company must submit at least 1 reference of similar nature and maximum 5.

References of similar nature are described in Document C1-3.

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

Obligation to indicate the names and professional qualifications of the staff assigned to performing the contract: no

Section IV: Procedure

IV.1. Type of procedure

IV.1.1. Type of procedure

Restricted

IV.1.2. Information about the limits on the number of candidates to be invited

Envisaged minimum number 5: and Maximum number 8

Objective criteria for choosing the limited number of candidates: There will be prequalified differently depending on the Lot:

- Lot 1 will have 5 prequalified candidates,
- Lot 2 will have 5 prequalified candidates,
- Lot 3 will have 8 prequalified candidates.

Election of companies who will be invited to tender will be based on an overall assessment of the documentation provided in accordance with the Contract Notice item III.2.2) and III.2.3):

DR will limit the number of candidates who will be requested to submit tenders by evaluating the criteria in paragraph III.2.1) -III.2.3) with particular reference to paragraph III.2.3)

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

The most economically advantageous tender in terms of Price is not the only award criterion and all criteria are stated only in the procurement documents

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

Payable documents: no

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

27.5.2014 - 10:00

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

This is a recurrent procurement: no

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

The present tender will be conducted electronically. Accordingly, all requests for participation and / or tenders must be submitted electronically via the tender management system: <http://www.eu-supply.com/dr.asp>.

To gain access to the Tender Material, the requesting company must register in the system and thereby declare interest in participating.

VI.4. Procedures for review

VI.4.1. Review body

Official name: The Complaints Board for Public Procurement

Postal address: Dahlerups Pakhus, Langelinie Allé 17

Town: København Ø

Postal code: 2100

Country: Denmark

Telephone: +45 33307700

Fax: +45 33307600

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

VI.4.2. Review procedure

Precise information on deadline(s) for review procedures: Complaints regarding prequalification must be filed to the Complaints Board for public Procurement within 20 days from the day following the day where the Contracting Authority has given notice to all candidates about the outcome of the prequalification. Complaints regarding other than those related to the prequalification must be filed to the Complaints Board for Public Procurement within 45 days following the publication of a Contract Award Notice in TED. The deadline for filing complaints regarding awarding of a Framework Agreement is 6 months from the day following the day of the notice to all candidates and Tenderes.

Further information about the lodging of appeals may be obtained at: Konkurrence- og Forbrugerstyrelsen, Carl Jacobsens Vej 35, 2500 Valby, Denmark. Tel.: +45 41715000, e-mail: kfst@kfst.dk, URL: <http://www.kfst.dk>.

VI.4.3. Service from which information about the review procedure may be obtained

Official name: Konkurrence- og forbrugerstyrelsen

Postal address: Carl Jacobsens Vej 35

Town: Valby

Postal code: 2500

Country: Denmark

E-mail: kfst@kfst.dk

Telephone: +45 41715000

Fax: +45 33326144

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

VI.5. Date of dispatch of this notice

25.4.2014