

**Denmark-Ballerup: Armoured or reinforced safes, strongboxes and doors**

OJ S 85/2016 30/04/2016

Contract notice

Supplies

Directive 2009/81/EC

**Section I: Contracting authority/entity**

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**I.1. Name and addresses**

Official name: The Danish Defence Acquisition and Logistics Organization (DALO)

Postal address: Lautrupbjerg 1

Town: Ballerup

Postal code: 2750

Country: Denmark

For the attention of: Charlotte Glavind

E-mail: [fmt-id-s506@mil.dk](mailto:fmt-id-s506@mil.dk)

Telephone: +45 72572395

**Internet address(es):**Electronic access to information: <http://permalink.mercell.com/56656812.aspx>Electronic submission of tenders and requests to participate: <http://permalink.mercell.com/56656812.aspx>**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**

Ministry or any other national or federal authority, including their regional or local subdivisions

**I.3. Main activity**

Defence

**I.4. Contract award on behalf of other contracting authorities/entities**

The contracting authority is purchasing on behalf of other contracting authorities: no

**Section II: Object of the contract**

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

Safety cabinets and boxes.

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

Supplies

Purchase

NUTS code DK Danmark

**II.1.3. Information about framework agreement**

The procurement involves the establishment of a framework agreement

#### **II.1.4. Information about framework agreement**

Framework agreement with several operators

Maximum number Envisaged maximum number of participants to the framework agreement  
: 3

#### **Duration of the framework agreement**

Duration in years: 7

#### **Estimated total value of purchases for the entire duration of the framework agreement**

Estimated value excluding VAT:

Range: between 0 and 25 000 000 DKK

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

This contract notice concerns the Danish Defence Acquisition and Logistics Organization (DALO) award of a framework agreement for procurement of safety cabinets and boxes.

The aim of the equipment is to secure and protect valuable objects, weapons and classified information in a reliable way.

The equipment is in operation throughout the Danish Defence and shall be able to operate in different, harsh environments including deserts and Arctic regions. The equipment is usable in ships, air-planes, cars, tanks, containers, offices, etc.

Cabinets and boxes must comply with the standard EN 1143 or equivalent, Grade 0(0) and up to grade XIII (13). See the division of the cabinets and boxes in the description of the lots in Section II.1.8) With regard to lot 1, grade 0-I (0-1) are mandatory and in lot 2 grade II-IV (2-4) are mandatory. With regard to lot 3, please note that only grade 0-VI (0-6) are mandatory. Cabinets and boxes shall be prepared for installation of code locks of type Sargent and Greenleaf (S&G).

Fire cabinets shall comply with EN 1047-1 or equivalent, category 60-120P and D.

The cabinets and boxes shall be delivered according to dimensions defined by the buyer.

Some dimensions are pre-defined, others may be custom made during the contract period.

During the tender evaluation there will be performed a burglary test of the some specific cabinets according to DS/EN 1143-1 or equivalent.

The tenderers will receive information about whether the cabinets have passed the minimum requirement of the tests or not. However, the tools, specific methods, the time used and the total RU value are classified information and will not be available for the tenderers.

The framework agreement is intended to be in force for 7 years. It will, however, be possible for DALO to terminate the agreement within this time-frame.

If the pre-qualified candidates have not already been approved, the pre-qualified candidates shall after the pre-qualification have a security clearance from the The Danish Defence Intelligence Agency according to FKTBST 358-1 or for foreign firms, the country's national security authorities in accordance bilateral security agreement. The security clearance shall be at minimum level 'Confidential'. The security clearance shall include the company and the employees who will work with the tender material. The candidate should be aware that there can be costs associated with the security clearance.

If a candidate is denied the security clearance, DALO reserve the right to have the next candidate in the pre-qualification evaluation (the candidate ranked number 4, 5, 6, etc.) to apply for the security clearance. The candidate which was denied the security clearance will not be pre-qualified.

After the pre-qualified candidates have received the security clearance, the candidates will have access to the tender material at the same time.

The purchaser is using Mercell Sourcing Services for this tender. To notify your interest and get access to any documents, you must copy and paste the link below into the address-part on your browser: <http://permalink.mercell.com/56656812.aspx> Then choose the relevant tender.

**II.1.6. CPV code(s)**

44421000 Armoured or reinforced safes, strongboxes and doors, 44421300 Safes, 44421700 Boxes and lockers

**II.1.7. Information about subcontracting**

**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**

Estimated value excluding VAT:  
Range: between 0,00 and 25 000 000,00 DKK

**II.2.2. Information about options**

Options: no

**II.2.3. Information about renewals**

This contract is subject to renewal: no

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

Duration in months: 84 (from the award of the contract)

Information about lots

Lot No: 1

Lot title: Cabinets and boxes, grade 0-I (0-1)

**1) Short description**

Cabinets and boxes for securing of data media, keys and light arms.  
Delivered in accordance with DS/EN 1143-1 or equivalent, grade O-I (0-1).  
Please note that grade O-I (0-1) are mandatory.

**2) CPV code(s)**

44421000 Armoured or reinforced safes, strongboxes and doors, 44421300 Safes, 44421700 Boxes and lockers

**3) Quantity or scope**

Estimated value excluding VAT:  
Range: between 0 and 15 000 000 DKK

**4) Indication about different time frame or duration**

Duration in months: 84 (from the award of the contract)

**5) Additional information about lots**

Lot No: 2

Lot title: Weapon cabinets, grade II-IV (2-4)

**1) Short description**

Cabinets for light arms.

Delivered in accordance with DS/EN 1143-1 or equivalent, grade II-IV (2-4).

Please note that grade II-IV (2-4) are mandatory.

**2) CPV code(s)**

44421000 Armoured or reinforced safes, strongboxes and doors

**3) Quantity or scope**

Estimated value excluding VAT:

Range: between 0 and 5 000 000 DKK

**4) Indication about different time frame or duration**

Duration in months: 84 (from the award of the contract)

**5) Additional information about lots**

Lot No: 3

Lot title: Weapon cabinets, grade V-XIII (5-13)

**1) Short description**

Cabinets for light arms.

Delivered in accordance with DS/EN 1143-1 or equivalent, grade V-XIII (5-13).

Please note that only grade V-VI (5-6) are mandatory.

**2) CPV code(s)**

44421000 Armoured or reinforced safes, strongboxes and doors

**3) Quantity or scope**

Estimated value excluding VAT:

Range: between 0 and 5 000 000 DKK

**4) Indication about different time frame or duration**

Duration in months: 84 (from the award of the contract)

**5) Additional information about lots**

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

**III.1. Conditions related to the contract**

**III.1.1. Deposits and guarantees required**

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

Reference is made to the tender documents with regard to the payment terms. Invoicing must be done in accordance with the applicable Danish Legislation on Public Payments. At present, this is Danish Consolidation Act No 798 of June 2007 which requires invoicing to be done electronically. Exact terms will be stated in the contract.

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

No particular legal form is required. If the contract is awarded to a group of suppliers (e.g. a

consortium) the participants are required to undertake joint and several liabilities and to appoint 1 supplier to represent the group.

#### **III.1.4. Other particular conditions to which the performance of the contract is subject, in particular with regard to security of supply and security of information**

Candidates should note that the contract will include a labour clause.

#### **III.1.5. Information about security clearance**

### **III.2. Conditions for participation**

#### **III.2.1. Personal situation**

#### **III.2.2. Economic and financial ability**

##### **Criteria regarding the economic and financial standing of economic operators (that may lead to their exclusion)**

List and brief description of conditions: The 3 latest annual reports or a declaration stating the candidate's equity ratio (calculated by dividing the candidate's equity with the candidate's total assets (equity/total assets x 100) at the end of the preceding three financial years, in so far as information such information is available. Reference is made to section VI.3) with regard to the candidate's possibility of relying on the capacity of other entities.

Minimum level(s) of standards possibly required: The candidate must have had an average equity ratio of at least 10 % (percent) for the preceding 3 Financial years. If the application is submitted by a joint group of suppliers (e.g. a consortium) or if the candidate is relying on the capacity of other entities the equity ratio is calculated by adding up the equity for the candidate applying and the equity for the other entities, and adding up the total assets for the candidate applying and the equity for the other entities. Then the equity ratio is calculated as dividing the total equity by the total assets for the applying candidate and the other entities together.

#### **III.2.3. Technical and/or professional capacity**

##### **Criteria regarding the technical and/or professional ability of economic operators (that may lead to their exclusion)**

List and brief description of conditions:

A list of the most important similar deliveries carried out over the past 5 years. The list should preferably include: — A description of each delivery, including type of cabinets/boxes and security level, etc. — Information on when it was carried out — The size (number of cabinets /boxes) and value of the deliveries — The recipients of the deliveries (specific names/countries are preferred, but need not necessarily be included; if no country specific information is included the candidate is asked to provide as much generic information as possible about the delivery). Reference is made to Section VI.3) with regard to the candidate's possibility of relying on the capacity of other entities.

Minimum level(s) of standards possibly required

The candidate must demonstrate experience with 1 or more similar deliveries in comparison to the contract/purchases described in Section II.1.5) within the past 5 years.

#### **III.2.4. Information about reserved contracts**

### **III.3. Conditions specific to services contracts**

#### **III.3.1. Information about a particular profession**

#### **III.3.2. Information about staff responsible for the performance of the contract**

## Section IV: Procedure

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### 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 number of candidates 3

Objective criteria for choosing the limited number of candidates: The limitation of candidates will be based on an evaluation of which candidates have documented the most relevant previous deliveries in comparison to the contract/purchases described in Section II.1.5) above, in terms of the nature and quantity of the previous deliveries.

#### IV.1.3. 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 no

### 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 has been 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

26.5.2016 - 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.

## Section VI: Complementary information

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### 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**

Negotiated procedure:

This tender is conducted according to the negotiated procedure, cf. Directive 2009/81/EC of the European Parliament and of the Council, article 26. The tenderers who will be invited to submit tenders will receive further practical information regarding the negotiated procedure in the Instructions to Tenderers.

Candidates are asked to submit applications for pre-qualification via Merccell Sourcing Service: <http://permalink.merccell.com/56656812.aspx>

DALO have prepared a pre-qualification questionnaire which candidates are strongly encouraged to use when submitting their applications. The questionnaire contains questions, forms and templates for providing information, etc. in accordance with the requirements in this Contract Notice. However, it is emphasized that it is the sole responsibility of the candidate that the information provided fulfils the requirements.

The questionnaire is available via Merccell Sourcing Service: <http://permalink.merccell.com/56656812.aspx>

The application for pre-qualification cannot be submitted by e-mail.

Re. Section III.2.1): Solemn declaration regarding the candidate's payment of taxes and social security contributions:

When submitting the offers (but not the application for pre-qualification), the tenderers must submit a solemn declaration stating to which degree the tenderer has fulfilled its obligations relating to the payment of direct and indirect taxes and social security contributions in the country in which the candidate is established and in Denmark. A template for the declaration will be provided with the tender documents.

Re. Section III.2): Relying on the capacities of other entities:

According to the EU public procurement directives, a candidate may rely on the economic, financial and/or technical capacity of other entities, regardless of the legal nature of the links with the entities. If a candidate wants to rely on other entities and wishes that the capacity of other entities is taken into account when DALO assesses the suitability of the candidate, the candidate must prove that the other entities will and shall put the relevant resources at the disposal of the candidate.

A template for a declaration from the supporting entity to this effect is included in the pre-qualification questionnaire referred to above.

Non-compliance with formal requirements:

DALO reserves the right — but is not obliged — to use remedies equal to the remedies provided for in Section 159(5) of the Danish Act No 1564 of 15.12.2015 on tender procedures if applications or tenders do not fulfil the formalities of the tender documents.

Re. Section IV.1.2)

The number of pre-qualified candidates is three (3) for each lot.

When applying for pre-qualification the candidate should clear state which lot(s) the candidate is applying for.

Re. Section II.I.4)

The framework agreement is awarded as a cascade model with maximum 3 suppliers for each lot, where the tenderer with the economically most advantageous tender is awarded the framework agreement as number one (1). If the supplier ranked as number one (1) cannot deliver, then DALO can use the supplier ranked as number two (2).

### **VI.4. Procedures for review**

#### **VI.4.1. Review body**

Official name: Klagenævnet for udbud (The Complaints Board for Public Procurement)  
Postal address: Dahlerups Pakhus, Langelinie Allé 17  
Town: Copenhagen Ø  
Postal code: 2100  
Country: Denmark  
E-mail: [klfu@erst.dk](mailto:klfu@erst.dk)  
Telephone: +45 35291095  
Internet address: <http://erhvervsstyrelsen.dk/klagenaevnet-for-udbud>.

#### **VI.4.2. Review procedure**

Precise information on deadline(s) for review procedures: Pursuant to Danish Act on The Complaints Board for Public Procurement (Act No 492 of 12.5.2010 with subsequent amendments available at: [www.retsinformation.dk](http://www.retsinformation.dk)), the following time limits for filing a complaint apply.

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;
- 4) 20 calendar days starting the day after the contracting authority has published a notice concerning his decision to uphold the contract, cf. the principle in § 185(2) of the Danish Act on Public Procurement (Act No 1564 of 15.12.2015 — available at: [www.retsinformation.dk](http://www.retsinformation.dk)).

The complainant must inform the contracting authority of the complaint in writing at the latest simultaneously with the lodge of the complaint to The Complaints Board for Public Procurement stating whether the complaint has been lodged in the stand-still period, cf. § 6(4) of the act on The Complaints Board for Public Procurement. If the complaint has not been lodged in the standstill period, the complainant must also state whether it is requested that the appeal is granted delaying effect, cf. § 12(1) of the said act.

The e-mail of The Complaints Board for Public Procurement is stated in Section VI.4.1)

The Complaints Board for Public Procurement's own guidance note concerning complaints is available at the internet address stated in Section VI.4.1)

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

Official name: Konkurrence- og Forbrugerstyrelsen (The Danish Competition and Consumer Authority)

Postal address: Carl Jacobsens Vej 35

Town: 2500

Postal code: Valby

Country: Denmark

E-mail: [kfst@kfst.dk](mailto:kfst@kfst.dk)

Telephone: +45 41715000  
Internet address: [www.kfst.dk](http://www.kfst.dk)

**VI.5. Date of dispatch of this notice**  
25.4.2016