

Denmark-Ballerup: Oil spillage control services

OJ S 85/2015 02/05/2015

Contract notice

Supplies

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

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

National registration number: Danish

Postal address: Lautrupbjerg 1-5

Town: Ballerup

Postal code: 2750

Country: Denmark

For the attention of: Daniel Fischermann

E-mail: dafi@kammeradvokaten.dk

Telephone: +45 20285782

Internet address(es):General address of the contracting authority: <http://www.forsvaret.dk>**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: Official name: The Danish Defence Acquisition and Logistics Organization (DALO)

National registration number: Danish

Postal address: Lautrupbjerg 1-5

Town: Ballerup

Postal code: 2750

Country: Denmark

For the attention of: Henrik Pierre Christensen

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

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**

Containerized Oil Spill Recovery System (COSRS).

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

Supplies

Purchase

Main site or place of performance: Denmark.

NUTS code DK Danmark

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

The procurement involves the establishment of a framework agreement

II.1.4. Information about framework agreement

Framework agreement with a single operator

Duration of the framework agreement

Duration in years: 4

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

Estimated value excluding VAT:

Range: between 5 000 000 and 10 000 000 DKK

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

DALO wishes to procure a Containerized Oil Spill Recovery Systems (COSRS) in order to have an independent capacity for oil recovery on water. The system is primarily expected to be used on and from ships, including ships that are 'vessels of opportunity'.

To be able to work on all types of ships, the system shall be independent from any supply (hydraulic, electrical etc.) from the ship. The COSRS shall be containerized in order to be transportable by land, sea and by air. The COSRS is expected to be a set consisting of two separate containers (10-foot ISO or equivalent), one containing an oil containment boom on a reel and one containing an oil skimmer, power pack and all necessary ancillary equipment. The power pack is expected to be able to inflate the oil booms with air, drive a hydraulic oil boom reel and the oil skimmer. The system is not intended to include any storage facility for recovered oil.

II.1.6. CPV code(s)

90741200 Oil spillage control services, 90741000 Services related to oil pollution, 90700000 Environmental 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: 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

Estimated value excluding VAT:

Range: between 5 000 000 and 10 000 000 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: 48 (from the award of the contract)

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 at any time applicable Danish legislation on public payments. At present this is the Danish consolidation act. no. 798 of June 2007 which demands that invoicing must be done electronically. Exact terms is 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 special legal form is required. If the order is awarded to a group of suppliers (e.g. a consortium) the participants are required to undertake joint and several liabilities and to appoint one supplier to represent the group.

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: The tenderer must submit a solemn declaration stating whether, at the time of submitting the tender, the tenderer has fulfilled his obligations relating to the payment of taxes and social contributions in accordance with the legal provisions of the country in which the tenderer is established and in Denmark in accordance with consolidation act no. 336 of 13.5.1997 regarding public payments. The solemn declaration must relate to the legal entity/tenderer submitting the tender. If the tenderer is a consortium, a solemn declaration must be submitted for each member of the consortium.

III.2.2. Economic and financial ability

III.2.3. Technical and professional ability

List and brief description of conditions:

A list of the most important similar deliveries carried out over the past 3 years regarding similar deliveries.

The list should preferably include:

- A description of each delivery, including when it was carried out;
- The size and value of the deliveries;
- The recipients of the deliveries (specific names/ countries need not necessarily be included)

Reference is made to section VI.3 with regard to the Tenderer's possibility of relying on the capacity of other entities.

Minimum level(s) of standards possibly required:

The Tenderer shall demonstrate that they during the past 3 years have had experience with 1 or more similar deliveries.

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

IV.1. Type of procedure

IV.1.1. Type of procedure

Open

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

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

Other previous publications

Notice number in the OJ S: [2015/S 9-010595](#) of 14.1.2015

Notice number in the OJ S: [2014/S 249-441326](#) of 27.12.2014

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

Time limit for receipt of requests for documents or for accessing documents: 10.6.2015 - 12:00

Payable documents: no

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

16.6.2015 - 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

Danish. English.

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

Duration in months: 4 (from the date stated for receipt of tender)

IV.3.8. Conditions for opening of tenders

Date: 16.6.2015 - 12:00

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

Re. section III.2.1) When submitting the bids 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 accordance with the legal provisions of the country in which the tenderer is established and in Denmark in accordance with consolidation act no. 336 of 13.5.1997 regarding public payments. A form that the tenderers can use will be submitted with the tender material.

Re. Section III.2) According to directive 2004/18 art. 48(3), a tenderer may rely on the technical capacity of other entities, regardless of the legal nature of the links with the entities. If a tenderer wants to rely on other entities and wishes that the capacity of other entities is included when establishing the suitability of the tenderer, the tenderer must prove that the other entities will and shall put the relevant resources at the disposal of the tenderer. For instance this is fulfilled if the tenderer submits a co-operation agreement clearly stating that the tenderer has the relevant resources at its disposal (conversely, it is not sufficient to submit a declaration stating that the tenderer is entitled to sell products on behalf of another entity if the tenderer wishes to rely on the capacity of this other entity).

When submitting contact details the tenderers are encouraged to submit as much information as possible and preferable also the e-mail address of the tenderer's contact person.

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

Telephone: +45 35291000

Internet address: <http://erhvervsstyrelsen.dk/klagenaevnet-for-udbud>

VI.4.2. Review procedure

Precise information on deadline(s) for review procedures: As a consequence of the Danish act no. 492 of 12.5.2010 with subsequent amendments regarding enforcement of the rules for procurement etc., complaints must be filed with The Complaints Board for Public Procurement within 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).

However, if the tender concerns a framework agreement complaints must be filed with The Complaints Board for Public Procurement within 6 months after the Contracting Authority has sent notification to the candidates/tenderers involved that the Contracting Authority has

entered into the framework agreement if the notification included a short account of the relevant reasons for the decision.

The complainant must inform the contracting authority of the appeal in writing at the latest simultaneously with the lodge of the complaint to The Complaints Board for Public Procurement.

The complainant shall state whether the complaint has been lodged in the stand-still period. If the appeal has not been lodged in the stand-still period, the appellant must also state whether it is requested that the appeal is granted delaying effect.

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, Valby

Town: Copenhagen

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

29.4.2015