

## 164481-2024 - Competition

Denmark, Sweden – Insurance services – Aviation Liability Insurance services

OJ S 56/2024 19/03/2024

Notice on the existence of a qualification system

Services

### 1. Buyer

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#### 1.1. Buyer

Official name: Naviair

Email: [cpe@naviair.dk](mailto:cpe@naviair.dk)

Legal type of the buyer: Body governed by public law

Activity of the contracting authority: General public services

Activity of the contracting entity: Airport-related activities

#### 1.1. Buyer

Official name: Willis Towers Watson

Email: [jon.petursson@wtwco.com](mailto:jon.petursson@wtwco.com)

Activity of the contracting entity: Airport-related activities

#### 1.1. Buyer

Official name: Luftfartsverket (LFV)

Email: [lfv@lfv.se](mailto:lfv@lfv.se)

Legal type of the buyer: Body governed by public law

Activity of the contracting authority: General public services

Activity of the contracting entity: Airport-related activities

### 2. Procedure

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#### 2.1. Procedure

Title: Aviation Liability Insurance services

Description: This notice is to inform interested insurance-companies that the Swedish and Danish Air Navigation Service Providers LFV (Sweden) and Naviair (Denmark) renews a Qualification System for the prequalification and registration of insurance companies for the purpose of awarding contracts for common Aviation Liability Insurance. The insurance cover required is protection against LFV and Naviair and their associated and subsidiary companies' legal liability arising from the provision of Air Navigation Services and therewith associated activities. The Qualification System covers insurance companies who offers support behind a Leading Insurer.

Procedure identifier: 16bd3c19-0a77-402d-9272-f41ec61c3d5e

Previous notice: 90574-2017

Internal identifier: 2024

##### 2.1.1. Purpose

Main nature of the contract: Services

Main classification (cpv): 66510000 Insurance services

##### 2.1.2. Place of performance

Anywhere

Additional information: The insurance shall cover LFV and Naviairs activities in Sweden and Denmark and other countries where the companies' air navigation service activities and related services are provided.

#### **2.1.4. General information**

Additional information: An application form (declaration of compliance) and an ESPD (European single procurement document) regarding the exclusion criteria etc. must be used by new applicants for the position of support behind a leading insurer when applying for the Qualification System. Insurance-companies already qualified shall not apply again unless company-information has changed. The Qualification System will be the first stage of qualification and will either be used as the basis for tender selection or may be supplemented by additional qualification criteria established by Naviair and LFV. When a tender procedure has started WTW will call for tenders among the prequalified insurance companies.

##### **Legal basis:**

Directive 2014/25/EU

#### **2.1.6. Grounds for exclusion**

Bankruptcy: Article 57 (4) of Directive 2014/24/EU

Corruption: Article 57 (1) of Directive 2014/24/EU

Participation in a criminal organisation: Article 57 (1) of Directive 2014/24/EU

Money laundering or terrorist financing: Article 57 (1) of Directive 2014/24/EU

Fraud: Article 57 (1) of Directive 2014/24/EU

Child labour and other forms of trafficking in human beings: Article 57 (1) of Directive 2014/24/EU

Payment of social security contributions: Article 57 (2) of Directive 2014/24/EU

Payment of taxes: Article 57 (2) of Directive 2014/24/EU

Terrorist offences or offences linked to terrorist activities: Article 57 (1) of Directive 2014/24/EU

## **5. Lot**

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### **5.1. Lot: LOT-0000**

Title: Aviation Liability Insurance services

Description: This notice is to inform interested insurance-companies that the Swedish and Danish Air Navigation Service Providers LFV (Sweden) and Naviair (Denmark) renews a Qualification System for the prequalification and registration of insurance companies for the purpose of awarding contracts for common Aviation Liability Insurance. The insurance cover required is protection against LFV and Naviair and their associated and subsidiary companies' legal liability arising from the provision of Air Navigation Services and therewith associated activities. The Qualification System covers insurance companies who offers support behind a Leading Insurer.

Internal identifier: 1

#### **5.1.1. Purpose**

Main nature of the contract: Services

Main classification (cpv): 66510000 Insurance services

#### **5.1.2. Place of performance**

Anywhere

Additional information: The insurance shall cover LFV and Naviairs activities in Sweden and Denmark and other countries where the companies' air navigation service activities and related services are provided.

### 5.1.3. Estimated duration

Other duration: Unknown

### 5.1.4. Renewal

Maximum renewals: 0

Other information about renewals: The qualification system has indefinite duration.

### 5.1.6. General information

This is a recurrent procurement

Description: The qualification system has indefinite duration.

#### Reserved participation:

Participation is not reserved.

Procurement Project not financed with EU Funds.

The procurement is covered by the Government Procurement Agreement (GPA): yes

This procurement is also suitable for small and medium-sized enterprises (SMEs): no

Additional information: An application form (declaration of compliance) and an ESPD (European single procurement document) regarding the exclusion criteria etc. must be used by new applicants for the position of support behind a leading insurer when applying for the Qualification System. Insurance-companies already qualified shall not apply again unless company-information has changed. The Qualification System will be the first stage of qualification and will either be used as the basis for tender selection or may be supplemented by additional qualification criteria established by Naviair and LFV. When a tender procedure has started WTW will call for tenders among the prequalified insurance companies.

### 5.1.9. Selection criteria

Criterion:

Type: Economic and financial standing

Name: Economic and financial standing

Description of selection criterion: Applicants for inclusion in the Qualification System as support behind a Leading Insurer: — should have a Credit Rating from Standard & Poors, Moody's or equivalent — at least A- (A minus);

Use of this criterion: Used

Criterion:

Type: Other

Use of this criterion: Not used

Criterion:

Type: Suitability to pursue the professional activity

Description of selection criterion: Applicants for inclusion in the Qualification System as support behind a Leading Insurer: — should be duly established and operating insurer(s) registered with the relevant Union of Association of Insurance Companies in accordance with applicable legislation;

Use of this criterion: Used

Criterion:

Type: Technical and professional ability

Description of selection criterion: Applicants for inclusion in the Qualification System as support behind a Leading Insurer shall have experience with aviation liability insurance.

Use of this criterion: Used

#### 5.1.10. Award criteria

Description of the method to be used if weighting cannot be expressed by criteria: The procedure is described in the tender material. Prequalification of interested applicants will be handled/administered by the insurance broker Willis Towers Watson on behalf of LFV and Naviair. The Qualification System is an on-going system and is established in order to prequalify additional insurance companies for the list of potential tenderers. Insurance companies may apply to be included in the Qualification System at any time during its existence and the applications will be evaluated continuously. However, in order to participate in the upcoming tender procedure in May 2024, the Deadline for application is 2 April 2024.

#### 5.1.11. Procurement documents

Languages in which the procurement documents are officially available: English

Deadline for requesting additional information: 26/03/2024 16:00:00 (UTC+01:00) Central European Time, Western European Summer Time

Address of the procurement documents: [https://eu.eu-supply.com/app/rfq/rwlenrance\\_s.asp?PID=393564&B=](https://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=393564&B=)

#### 5.1.12. Terms of procurement

##### Terms of submission:

Electronic submission: Allowed

Address for submission: [https://eu.eu-supply.com/app/rfq/rwlenrance\\_s.asp?PID=393564&B=](https://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=393564&B=)

Languages in which tenders or requests to participate may be submitted: English

##### Information that can be supplemented after the submission deadline:

At the discretion of the buyer, all missing tenderer-related documents may be submitted later.

Additional information: The administration of the qualification system and the tender procedures are handled by the insurance broker Willis Towers Watson. Insurance companies who are already qualified according to the pre-qualification phase conducted in the period 2014-2023 shall not apply again, but they have the ability and are required to update their data and documentation in case of changes in their ability to meet the requirements for qualification at any time during the qualification period.

##### Terms of contract:

The execution of the contract must be performed within the framework of sheltered employment programmes: No

A non-disclosure agreement is required: no

Electronic invoicing: Required

Electronic ordering will be used: no

Electronic payment will be used: yes

Legal form that must be taken by a group of tenderers that is awarded a contract: Applicants that intend to form or participate in a consortium should clearly state the share of their participation together with the tasks and functions to be undertaken by each one of them.

#### 5.1.16. Further information, mediation and review

Review organisation: The Danish Complaints Board for Public Procurement

Information about review deadlines: As a consequence of Danish Act No 593 of 2.6.2016 on the enforcement of procurement rules, etc. there are following deadlines for lodging appeals in Denmark: Complaints about not being pre-qualified shall be submitted to 'Klagenævnet for Udbud' (Board of Appeal) within 20 calendar days from the day following the day on which the contracting entity has sent a notification with an explanation of the decision to interested applicants who have been prequalified. In other situations, the complaint against the tender or the decision must be submitted to 'Klagenævnet for Udbud' before: 1) 45 days after the

contracting entity has published a notice in the Official Journal stating that the contracting entity has entered into a contract. The period is calculated from the day following the day on which notice has been published. 2) 30 calendar days from the day following the day on which the contracting entity informed the tenderers that a contract based on a framework contract with reopening of competition or a dynamic purchasing system has been signed, if notification is given a brief explanation of the relevant reasons for the decision. 3) 6 months after the entity has signed a framework agreement – calculated from the day after the day on which the contracting entity informed the tenderers and candidates, cf § 2 (2). 4) 20 calendar days from the day following the day on which the contracting entity has announced the decision according to the Danish law of procurement (No 1564 of 15.12.2015) § 185 (2) second sentence. At the latest at the same time as an appeal is sent to 'Klagenævnet for Udbud', the appellant shall in writing inform the contracting entity that the complaint will be sent to 'Klagenævnet for Udbud', and whether the complaint is filed during the standstill period referred to in § 3. 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 pursuant to § 12 (1).

Organisation providing information concerning the general regulatory framework for taxes applicable in the place where the contract is to be performed: The Danish Tax Agency

Organisation providing information concerning the general regulatory framework for environmental protection applicable in the place where the contract is to be performed: The Danish Environmental Protection Agency

Organisation providing information concerning the general regulatory framework for employment protection and working conditions applicable in the place where the contract is to be performed: Work Environment in Denmark

Organisation providing additional information about the procurement procedure: Willis Towers Watson

Organisation providing offline access to the procurement documents: Willis Towers Watson

Organisation providing more information on the review procedures: Danish Competition and Consumer Authority

TED eSender: Merzell Holding ASA

## 8. Organisations

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### 8.1. ORG-0001

Official name: Naviair

Registration number: 26059763

Postal address: Naviair Allé 1

Town: Kastrup

Postcode: 2770

Country: Denmark

Contact point: Charlotte Perch Hellinghus

Email: [cpe@naviair.dk](mailto:cpe@naviair.dk)

Telephone: +45 32478912

Internet address: <https://www.naviair.dk/>

Buyer profile: <https://eu.eu-supply.com/ctm/company/companyinformation/index/290627>

#### **Roles of this organisation:**

Buyer

Group leader

### 8.1. ORG-0002

Official name: The Danish Complaints Board for Public Procurement  
Registration number: 37795526  
Postal address: Toldboden 2  
Town: Viborg  
Postcode: 8800  
Country subdivision (NUTS): Syddjylland (DK032)  
Country: Denmark  
Email: [kflu@naevneneshus.dk](mailto:kflu@naevneneshus.dk)  
Telephone: +45 72405600  
Internet address: <https://www.en.kfst.dk/public-procurement/danish-complaint-system/>

**Roles of this organisation:**

Review organisation

**8.1. ORG-0003**

Official name: Danish Competition and Consumer Authority  
Registration number: 10294819  
Postal address: Carl Jacobsens Vej 35  
Town: Valby  
Postcode: 2500  
Country subdivision (NUTS): Byen København (DK011)  
Country: Denmark  
Email: [kfst@kfst.dk](mailto:kfst@kfst.dk)  
Telephone: +4541715000  
Internet address: <https://www.kfst.dk/>

**Roles of this organisation:**

Organisation providing more information on the review procedures

**8.1. ORG-0004**

Official name: The Danish Environmental Protection Agency  
Registration number: 25798376  
Postal address: Tolderlundsvej 5  
Town: Odense C  
Postcode: 5000  
Country subdivision (NUTS): Fyn (DK031)  
Country: Denmark  
Email: [mst@mst.dk](mailto:mst@mst.dk)  
Telephone: +4572544000  
Internet address: <https://mst.dk/erhverv>

**Roles of this organisation:**

Organisation providing information concerning the general regulatory framework for environmental protection applicable in the place where the contract is to be performed

**8.1. ORG-0005**

Official name: The Danish Tax Agency  
Registration number: 39883686  
Postal address: Nykøbingvej 76, bygn. 45  
Town: Sakskøbing  
Postcode: 4990  
Country subdivision (NUTS): Vest- og Sydsjælland (DK022)  
Country: Denmark  
Email: [info@skat.dk](mailto:info@skat.dk)

Telephone: +4572222827

Internet address: <https://skat.dk/erhverv>

**Roles of this organisation:**

Organisation providing information concerning the general regulatory framework for taxes applicable in the place where the contract is to be performed

**8.1. ORG-0006**

Official name: Willis Towers Watson

Registration number: 556426-5295

Department: Stockholm

Postal address: Box 7273

Town: Stockholm

Postcode: 103 89

Country subdivision (NUTS): Stockholms län (SE110)

Country: Sweden

Contact point: Jon Petursson

Email: [jon.petursson@wtwco.com](mailto:jon.petursson@wtwco.com)

Telephone: +46 8 463 89 07

Internet address: <https://www.wtwco.com/da-dk/about-us/office-locations#sweden>

**Roles of this organisation:**

Buyer

Organisation providing additional information about the procurement procedure

Organisation providing offline access to the procurement documents

**8.1. ORG-0007**

Official name: Luftfartsverket (LFV)

Registration number: 202100-0795

Postal address: Hospitalsgatan 30

Town: Norrköping

Postcode: 601 79

Country: Sweden

Email: [lfv@lfv.se](mailto:lfv@lfv.se)

Telephone: +4611 19 20 00

Internet address: <https://www.lfv.se/en/about-us>

**Roles of this organisation:**

Buyer

**8.1. ORG-0008**

Official name: Work Environment in Denmark

Registration number: 21481815

Postal address: Landskronagade 33

Town: København Ø

Postcode: 2100

Country subdivision (NUTS): Byen København (DK011)

Country: Denmark

Email: [at@at.dk](mailto:at@at.dk)

Telephone: +4570121288

Internet address: <https://at.dk/en>

**Roles of this organisation:**

Organisation providing information concerning the general regulatory framework for employment protection and working conditions applicable in the place where the contract is to be performed

**8.1. ORG-0009**

Official name: Mercell Holding ASA

Registration number: 980921565

Postal address: Askekroken 11

Town: Oslo

Postcode: 0277

Country subdivision (NUTS): Oslo (NO081)

Country: Norway

Contact point: eSender

Email: [publication@mercell.com](mailto:publication@mercell.com)

Telephone: +47 21018800

Fax: +47 21018801

Internet address: <http://mercell.com/>

**Roles of this organisation:**

TED eSender

## Notice information

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