

**Belgium-Brussels: Switchgear**  
**OJ S 92/2016 13/05/2016**  
**Contract notice – utilities**  
**Supplies**

**Directive 2004/17/EC**

**Section I: Contracting entity**

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**I.1. Name and addresses**

Official name: Elia Asset N.V. (member of the Elia Group)

Postal address: Quai Léon Monnoyer, 3

Town: Brussels

Postal code: 1000

Country: Belgium

E-mail: [mathieu.vinel@external.be](mailto:mathieu.vinel@external.be)

Telephone: +32 23822321

**Internet address(es):**

General address of the contracting entity: [www.elia.be](http://www.elia.be)

**Additional information can be obtained from:**

the abovementioned address

**Specifications and additional documents (including documents for a dynamic purchasing system) can be obtained from:** the abovementioned address

**Tenders or requests to participate must be submitted:** the abovementioned address

**I.2. Main activity**

Electricity

**I.3. Contract award on behalf of other contracting entities**

**Section II: Object of the contract**

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**II.1. Description**

**II.1.1. Title attributed to the contract by the contracting entity**

Supply of High Voltage Gas Insulated Switch-gears.

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

Supplies

NUTS code BE Belgique / België

**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 several operators

Maximum number Envisaged maximum number of participants to the framework agreement

: 4

**Duration of the framework agreement**

Duration in years: 6

**II.1.5.**

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

Framework Agreement for the design, manufacture, testing, delivery, installation and commissioning of Gas Insulated Switchgear installations. This includes also projects of extension of installations as well as supply of spare parts and optional services.

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

31214000 Switchgear

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

The procurement is covered by the Government Procurement Agreement: no

#### **II.1.8. Information about 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: yes

### **II.2. Scope of the procurement**

#### **II.2.1. Total quantity or scope**

The estimated quantities per lot are:

1. For Lot 1 (70 — 110kV): 149 bays;

2. For Lot 2 (150kV): 55 bays.

All quantities mentioned are indicative for the demand until 31.12.2021 (order date).

It is not mandatory for the contracting entity to order.

The quantities are indicated to provide guidance during the award process and shall not be understood as a final confirmation of a specific order volume. The contractor will not have any rights or claims whatsoever if the contracting entity will only order parts or even none of the indicated volume. There is no legal commitment by the contracting entity with respect to any volume of orders.

#### **II.2.2. Information about options**

#### **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: 72 (from the award of the contract)

Information about lots

Lot No: 1

Lot title: Gas Insulated Switch-gears installation for operating voltages of 70 and 110kV

#### **1) Short description**

Framework Agreement for the design, manufacture, testing and delivery, installation and commissioning of Gas Insulated Switchgear installations for operating voltages of 70 and 110kV. This includes also projects of extension of installation as well as supply of spare parts and optional services.

#### **2) CPV code(s)**

31214000 Switchgear

#### **3) Quantity or scope**

Elia estimates 149 bays for the operating voltages 70 and 110kV to be ordered before

31.12.2021. All quantities mentioned are indicative. It is not mandatory for the contracting entity to order. The quantities are indicated to provide guidance during the award process and shall not be understood as a final confirmation of a specific order volume. The contractor will not have any rights or claims whatsoever if the contracting entity will only order parts or even none of the indicated volume. There is no legal commitment by the contracting entity with respect to any volume of orders.

**5) Additional information about lots**

A contract will be signed with 2 operators: 1 'active' supplier and 1 'backup' supplier. In normal situation, orders will be awarded to the 'active' supplier. However, in the event a default has been noticed by Elia which threatens a compliant execution of an order by the 'active' supplier. Elia may decide to refer to the 'back-up' supplier for a specific order.

Lot No: 2

Lot title: Gas Insulated Switch-gears installation for operating voltage of 150kV

**1) Short description**

Framework Agreement for the design, manufacture, testing and delivery, installation and commissioning of Gas Insulated Switchgear installations for operating voltage of 150kV. This includes also projects of extension of installation as well as supply of spare parts and optional services.

**2) CPV code(s)**

31214000 Switchgear

**3) Quantity or scope**

Elia estimates 55 bays for the operating voltage 150kV to be ordered before 31.12.2021. All quantities mentioned are indicative. It is not mandatory for the contracting entity to order. The quantities are indicated to provide guidance during the award process and shall not be understood as a final confirmation of a specific order volume. The contractor will not have any rights or claims whatsoever if the contracting entity will only order parts or even none of the indicated volume. There is no legal commitment by the contracting entity with respect to any volume of orders.

**5) Additional information about lots**

A contract will be signed with 2 operators: 1 'active' supplier and one 'backup' supplier. In normal situation, orders will be awarded to the 'active' supplier. However, in the event a default has been noticed by Elia which threatens a compliant execution of an order by the 'active' supplier. Elia may decide to refer to the 'back-up' supplier for a specific order.

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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**

If applicable, information will be given in the call for tender.

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

Offers must be submitted in Euro. The remaining information will be given in the call for tender.

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

The Framework agreement(s) will be governed by the General Terms and Conditions of Purchase of Elia version 1.9.2015 available on the website: [www.elia.be](http://www.elia.be) Other forms will be described in the call for tenders.

If tenderers want to establish a consortium, the rules below have to be followed:

- A consortium has to be formed and announced at the stage of the pre-qualification questionnaire (PQQ); the formation of a consortium within the pre-qualified tenderers in a later stage of the tendering process is not allowed. If pre-qualified parties have however the wish to establish a consortium, the awarding authority may allow such possibility at its sole discretion provided that the possible consortium does not distort competition amongst the applicants. The awarding authority can impose additional specific guidelines for this future consortium;
- A consortium has to have a transparent and existing project team with defined tasks and contact points;
- The individual members of such a consortium should have in principle a jointly and severally liability for the performance of the contract;
- The application and later bidder consortium shall remain unchanged throughout the whole procedure until the works have been completed. If unforeseen circumstances require a change of such consortium, such as the composition, the awarding authority may allow such change at its sole discretion provided that the change does not distort competition amongst the applicants. The awarding authority can impose additional specific guidelines for this future consortium.

#### **III.1.4. Contract performance conditions**

The performance of the contract is subject to particular conditions: yes

Description of particular conditions: The candidate must request access to the online Pre-Qualification form and then fill and submit it before the closing date. (see §IV.3.4)

Further information for obtaining the Pre-Qualification form is provided in Section VI.3)

Contractual documents in relation with the procedure will all be in English.

### **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 negotiated procedure is performed only with selected bidders. The selection of tenderers which is negotiated with will be determined by the selection criteria as described in the online Pre-Qualification form. Further information for obtaining the Pre-Qualification form is provided in Section VI.3)

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

List and brief description of conditions: The negotiated procedure is performed only with selected bidders. The selection of tenderers which is negotiated with will be determined by the selection criteria as described in the online Pre-Qualification form. Further information for obtaining the Pre-Qualification form is provided in Section VI.3)

#### **III.2.3. Technical and professional ability**

List and brief description of conditions: The negotiated procedure is performed only with selected bidders. The selection of tenderers which is negotiated with will be determined by the selection criteria as described in the online Pre-Qualification form. Further information for obtaining the Pre-Qualification form is provided in Section VI.3)

#### **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

Some candidates have already been selected (if appropriate under certain types of negotiated procedures): no

### **IV.2. Award criteria**

#### **IV.2.1. Award criteria**

The most economically advantageous tender in terms of the criteria stated in the specifications or in the invitation to tender or to negotiate

#### **IV.2.2. Information about electronic auction**

An electronic auction will be used: yes

Additional information about electronic auction: The Contracting Entity reserves the right to have/or not to have recourse to electronic auction at any time during the awarding process.

### **IV.3. Administrative information**

#### **IV.3.1. File reference number attributed by the contracting entity**

M - FA GIS 70-110-150kV - 2017-2023

#### **IV.3.2. Previous publication concerning this procedure**

**Periodic indicative notice**

Notice number in the OJ S: [2015/S 243-442498](#) of 16.12.2015

#### **IV.3.3. Conditions for obtaining specifications and additional documents**

(except for a DPS)

Time limit for receipt of requests for documents or for accessing documents: 9.6.2016

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

10.6.2016

#### **IV.3.5. Languages in which tenders or requests to participate may be submitted**

English.

#### **IV.3.6. Minimum time frame during which the tenderer must maintain the tender**

#### **IV.3.7. Conditions for opening of tenders**

## **Section VI: Complementary information**

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### **VI.1. Information about recurrence**

This is a recurrent procurement: yes

Estimated timing for further notices to be published: Estimation: During year 2021.

### **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**

In order to be selected and to receive the call for tender, the applicant must fill-in the online Pre-Qualification form. Therefore, the applicant must request access to the online platform by simple e-mail ([mathieu.vinel@external.be](mailto:mathieu.vinel@external.be)) and fill the form before the closing date detailed in IV.4)

The e-mail should mention 'M — FA GIS 70-110-150kV — 2017-2023 — Request access to ARIBA platform' as the subject. In the body text of the email should be mentioned the complete name, address, VAT number and phone number of the "candidate company" (potential contracting entity), as well as the name of a "single point of contact" with related e-mail address and phone number. An email with password and link to the platform will then be sent.

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

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

Official name: Elia System Operator SA  
Postal address: Quai Léon Monnoyer 3  
Town: Brussels  
Postal code: 1000  
Country: Belgium  
E-mail: [harald.vanoutryve@elia.be](mailto:harald.vanoutryve@elia.be)  
Telephone: +32 25467932

#### **Body responsible for mediation procedures**

Official name: Elia System Operator  
Postal address: Quai Léon Monnoyer 3  
Town: Brussels  
Postal code: 1000  
Country: Belgium  
E-mail: [nicolas.pire@elia.be](mailto:nicolas.pire@elia.be)  
Telephone: +32 25467164

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

Precise information on deadline(s) for review procedures: By submitting an application, candidates unconditionally accept the contents of the contract notice and the interpretation of the selection criteria as described in the contract notice. Candidates accept, by submitting an application, to be bound by the provisions of the contract notice. Any objections to 1 or more provisions of the contract notice or the call for competition manual shall, within 15 calendar days from reception of these documents, be brought forward in summary proceedings before the President of the Court of First Instance of Brussels. A candidate who objects to 1 or more provisions of the contract notice or the call for tender instructions shall, written and by registered post within 7 calendar days from reception of these documents, inform the procuring entity of his motives.

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

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

11.5.2016