

**Belgium-Brussels: Identifying market and regulatory obstacles to the development of private placement of debt in the EU**

OJ S 103/2016 31/05/2016

Contract notice

Services

**Legal Basis:**

Directive 2014/24/EU

**Section I: Contracting authority**

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**I.1. Name and addresses**

Official name: European Commission, Directorate-General for Financial Stability, Financial Services and Capital Markets Union

Postal address: SPA2, 07/29

Town: Brussels

NUTS code: BE100 Arr. de Bruxelles-Capitale/Arr. Brussel-Hoofdstad

Postal code: 1049

Country: Belgium

E-mail: [ec-fisma-contracts@ec.europa.eu](mailto:ec-fisma-contracts@ec.europa.eu)

**Internet address(es):**

Main address: [http://ec.europa.eu/dgs/finance/index\\_en.htm](http://ec.europa.eu/dgs/finance/index_en.htm)

**I.3. Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://etendering.ted.europa.eu/cft/cft-display.html?cftId=1566>

Additional information can be obtained from the abovementioned address

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

**I.4. Type of the contracting authority**

European institution/agency or international organisation

**I.5. Main activity**

General public services

**Section II: Object**

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**II.1. Scope of the procurement****II.1.1. Title**

Identifying market and regulatory obstacles to the development of private placement of debt in the EU.

Reference number: FISMA/2015/146(03)/C.

**II.1.2. Main CPV code**

79311400 Economic research services

**II.1.3. Type of contract**

Services

**II.1.4. Short description**

In the context of the Capital Market Union's action plan, the Commission would like to identify the remaining (market and regulatory) barriers hindering the take up of private placements of debt in the jurisdictions where this funding channel is still underdeveloped and identify best practice in the well-established markets.

#### **II.1.5. Estimated total value**

Value excluding VAT: 600 000,00 EUR

#### **II.1.6. Information about lots**

This contract is divided into lots: no

### **II.2. Description**

#### **II.2.2. Additional CPV code(s)**

79300000 Market and economic research; polling and statistics, 79310000 Market research services, 79330000 Statistical services, 79140000 Legal advisory and information services, 79311400 Economic research services

#### **II.2.3. Place of performance**

NUTS code: 00 Other or Not Specified

Main site or place of performance: The tasks are to be performed at the premises designated by the contractor. A maximum of 3 coordination meetings with the contracting authority will be held in Brussels.

#### **II.2.4. Description of the procurement**

The study will have both economic and legal components. The economic study should analyse (1) stock-taking of well-functioning private placement markets; (2) cost-benefit analysis of private placements vs corporate bonds and syndicated loans; (3) assessment of growth potential of the private placement markets in Europe; (4) risk analytics of private placements; and (5) mapping of innovation in the private placement sector. The legal study should focus on: (1) identification of best practices in terms of the legal framework for a well-functioning private placement market; (2) identification of potential legal barriers to the development of private placements across the EU; and (3) legal management of risks in private placement transactions.

#### **II.2.5. Award criteria**

Criteria below

Quality criterion - Name: Quality and relevance of the proposed methodology of the economic study / Weighting: 45

Quality criterion - Name: Quality and relevance of the proposed methodology of the legal study / Weighting: 35

Quality criterion - Name: Organisation of the work / Weighting: 10

Quality criterion - Name: Quality control measures / Weighting: 10

Price - Weighting: 30

#### **II.2.6. Estimated value**

Value excluding VAT: 600 000,00 EUR

#### **II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 10

This contract is subject to renewal: no

#### **II.2.10. Information about variants**

Variants will be accepted: no

#### **II.2.11. Information about options**

Options: no

#### **II.2.13. Information about European Union funds**

The procurement is related to a project and/or programme financed by European Union funds:  
no

#### **II.2.14. Additional information**

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

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#### **III.1. Conditions for participation**

##### **III.1.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions:

See tender specifications.

##### **III.1.2. Economic and financial standing**

Selection criteria as stated in the procurement documents

##### **III.1.3. Technical and professional ability**

Selection criteria as stated in the procurement documents

#### **III.2. Conditions related to the contract**

##### **III.2.2. Contract performance conditions**

See tender specifications and draft service contract.

##### **III.2.3. 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

### **Section IV: Procedure**

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#### **IV.1. Description**

##### **IV.1.1. Type of procedure**

Open procedure

##### **IV.1.3. Information about a framework agreement or a dynamic purchasing system**

##### **IV.1.8. Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: yes

#### **IV.2. Administrative information**

##### **IV.2.2. Time limit for receipt of tenders or requests to participate**

Date: 06/07/2016

##### **IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates**

##### **IV.2.4. Languages in which tenders or requests to participate may be submitted**

Bulgarian, Czech, Danish, German, Greek, English, Spanish, Estonian, Finnish, French, Irish,

Croatian, Hungarian, Italian, Lithuanian, Latvian, Maltese, Dutch, Polish, Portuguese, Romanian, Slovak, Slovenian, Swedish

#### **IV.2.6. Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 9 (from the date stated for receipt of tender)

#### **IV.2.7. Conditions for opening of tenders**

Date: 14/07/2016 Local time: 14:00

Place:

Meeting room 01/A030, rue de Spa 2, 1000 Brussels, BELGIUM.

Information about authorised persons and opening procedure: A maximum of 2 representatives per tender can attend the opening of tenders. For organisational and security reasons, the tenderer must provide the full name and ID or passport number of the representatives at least 3 working days in advance to: EC-FISMA-CONTRACTS@ec.europa.eu Failing that, the contracting authority reserves the right to refuse access to its premises.

### **Section VI: Complementary information**

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

This is a recurrent procurement: no

#### **VI.3. Additional information**

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

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

Official name: General Court of the Court of Justice of the European Union

Postal address: rue du Fort Niedergrünwald

Town: Luxembourg

Postal code: 2925

Country: Luxembourg

E-mail: [generalcourt.registry@curia.europa.eu](mailto:generalcourt.registry@curia.europa.eu)

Telephone: +352 4303-1

Fax: +352 4303-2100

Internet address: <http://curia.europa.eu/>

##### **VI.4.3. Review procedure**

Precise information on deadline(s) for review procedures:

Within 2 months of the notification to the plaintiff, or, in the absence thereof, of the day on which it came to the knowledge. A complaint to the European Ombudsman does not have as an effect either to suspend or to open a new period for lodging appeals.

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

19/05/2016