

**Germany-Stuttgart: Radio network**  
**OJ S 79/2022 22/04/2022**  
**Contract notice – utilities**  
**Supplies**

**Legal Basis:**

Directive 2014/25/EU

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**Section I: Contracting entity**

**I.1. Name and addresses**

Official name: EnBW He Dreiht GmbH  
Postal address: Schelmenwasenstraße 15  
Town: Stuttgart  
NUTS code: DE111 Stuttgart, Stadtkreis  
Postal code: 70567  
Country: Germany  
E-mail: [g.madeddu@enbw.com](mailto:g.madeddu@enbw.com)  
**Internet address(es):**  
Main address: [www.enbw.com](http://www.enbw.com)

**I.2. Information about joint procurement**

The contract is awarded by a central purchasing body

**I.3. Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://www.tender24.de/NetServer/TenderingProcedureDetails?function=Details&TenderOID=54321-Tender-17ff8969b55-311bc76d35b86c24>  
Additional information can be obtained from the abovementioned address  
Tenders or requests to participate must be submitted electronically via: [www.tender24.de](http://www.tender24.de)

**I.6. Main activity**

Electricity

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**Section II: Object**

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

**II.1.1. Title**

Offshore Wind Farm (OWF) He Dreiht - TETRA/VHF Radio System  
Reference number: EnBW-2022-0026

**II.1.2. Main CPV code**

32418000 Radio network

**II.1.3. Type of contract**

Supplies

**II.1.4. Short description**

Planning, delivery and commissioning of a TETRA and VHF radio system for the construction and O&M phase of the Offshore Windfarm "He Dreiht".

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

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

This contract is divided into lots: no

## **II.2. Description**

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

NUTS code: DEZ Extra-Regio NUTS 1

Main site or place of performance: German EEZ (German bight)

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

Planning, Delivery, installation and commissioning of and TETRA and VHF Radio system for the He Dreiht Windfarm area including all necessary offshore and onshore system components.

- Basic requirements:

- System infrastructure for the digital company radio system (TETRA)

- System infrastructure for analogue radio and VHF maritime radio

- Mobile Radios and Handheld Radios

- Interfaces and gateways to other communication systems

- Guaranteed availability of individual wireless systems of at least 99.99%

- 24/7 remote troubleshooting support

- Maximum response time for offshore troubleshooting between 3 to 10 days (depending on the severity of the fault) via an agreed service and maintenance contract

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

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

Start: 14/11/2022 End: 31/12/2025

This contract is subject to renewal: no

### **II.2.9. Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 5

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

Variants will be accepted: no

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

Options: yes

Description of options:

The employer reserves the right to prolonge the work for project in case of delayed start of the O&M phase.

### **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**

This Tender Process is managed by EnBW Energie Baden-Württemberg AG ("EnBW") on behalf of EnBW He Dreiht GmbH (the "Employer"). The Employer is the owner of the Offshore

Wind Park named "EnBW He Dreiht" for which the Employer invites for tenders regarding various goods and services.

## **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:

Informational criteria:

- EnBW-Supplier number
- Contact person at the supplier
- Company Name
- Company Address
- Company Management board
- Legal form
- Founded in
- Necessary entries in the official directories/registers

Mandatory criteria:

- register, commercial register number or comparable number
- Data protection according to German Federal Data Protection Act (BDSG) and DSGVO
- > Applicability of the General Data Protection Regulation (GDPR/DSGVO)
- > Acting in accordance with the General Data Protection Regulation (GDPR/DSGVO)

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

List and brief description of selection criteria:

Informational criteria:

- V.A.T. number
- Subscribed capital in Euro
- Group affiliation
- Number of employees in FTE (2019, 2020, 2021)
- Financial information (2019, 2020, 2021)
- > Revenue, in Euro:
- > Profit before tax (EBIT), in Euro:
- > Total assets, in Euro:
- > Equity, in Euro:
- > Investments in R&D, in Euro:
- Judgments, lawsuits, arbitration proceedings or other pending proceedings/claims
- Company shareholder of an utility
- Business liability insurance
- Personal damage coverage and personal damage coverage amount (insurance company and date of insurance policy)
- Material damage coverage and material damage coverage amount (insurance company and date of insurance policy)
- Property damage coverage and property damage coverage amount (insurance company and date of insurance policy)
- Environmental protection insurance and environmental protection insurance amount (insurance company and date of insurance policy)

Mandatory criteria:

- Annual financial reports for the past three years
- Declarations
  - > Declaration pursuant to § 123 of the Act against Restraints of Competition (GWB)
  - > Corresponding judgement or legally binding administrative decision due to §123 GWB
  - > Self-purification after responding judgement or legally binding administrative decision based on §123 GWB
  - > Declaration pursuant to § 124 of the Act against Restraints of Competition (GWB)
  - > Self-purification after responding judgement or legally binding administrative decision based on §124 GWB
  - > Affirmation of paying employees according to the legal requirements
  - > Declaration on required declarations and evidence

Minimum level(s) of standards possibly required:

- Annual financial reports for the past three years
- Declarations
  - > Declaration pursuant to § 123 of the Act against Restraints of Competition (GWB)
  - > Corresponding judgement or legally binding administrative decision due to §123 GWB
  - > Self-purification after responding judgement or legally binding administrative decision based on §123 GWB
  - > Declaration pursuant to § 124 of the Act against Restraints of Competition (GWB)
  - > Self-purification after responding judgement or legally binding administrative decision based on §124 GWB
  - > Affirmation of paying employees according to the legal requirements
  - > Declaration on required declarations and evidence

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

List and brief description of selection criteria:

Informational criteria:

- Quality management (QM)
  - > Certification of QM
  - > Quality management system standards
  - > Quality management officer
- Environmental management
  - > Environmental protection policies
  - > Environmental management system standards
  - > Certification of environmental management
  - > Environmental management officer
  - > Document environmental protection measures and results
  - > Pending proceedings for environmental violations
  - > Measures for climate protection and environmental sustainability
- Compliance
  - > Organisational and procedural measures
- Sustainability/ Corporate Social Responsibility
  - > Principles of sustainable corporate governance
  - > Publication of sustainability reports
- Occupational health and safety
  - > Product range (occupational and operational safety, hazardous, biological substances)
  - > Occupational health and safety standards
  - > System to monitor and review compliance with Occupational health and safety standards

- > Evaluation and selection of subcontractors for occupational health and safety standards
  - Social and ethical standards with regard to your suppliers/sub-suppliers
- > Commitment of sub-suppliers to principles of internationally recognized social or ethical standards
- > Demonstration of compliance with internationally accepted labor standards when evaluating and selecting subsuppliers
  - Technical prequalification criteria
- > Information on production sites, service and on-site response times
- > Declaration regarding possible subcontracting
- Mandatory criteria:
  - Technical prequalification criteria
- > Proof of at least three reference projects comparable to the services to be awarded (TETRA radio system in an offshore environment)
- > Proof offshore certificate for minimum 2 employees
- > Assurance of compliance with official requirements and regulations
- Minimum level(s) of standards possibly required:
  - Technical prequalification criteria
- > Proof of at least three reference projects comparable to the services to be awarded (TETRA radio system in an offshore environment)
- > Proof offshore certificate for minimum 2 employees
- > Assurance of compliance with official requirements and regulations

#### **III.1.4. Objective rules and criteria for participation**

List and brief description of rules and criteria:

Directlink to documents with Selection criteria: (URL) <https://www.tender24.de/NetServer/SelectionCriteria/54321-Tender-17ff8969b55-311bc76d35b86c24>

#### **III.1.6. Deposits and guarantees required**

Please see tender documentation

#### **III.1.7. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them**

Please see tender documentation

#### **III.1.8. Legal form to be taken by the group of economic operators to whom the contract is to be awarded**

jointly and severally liable

### **Section IV: Procedure**

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

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

Negotiated procedure with prior call for competition

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

##### **IV.1.4. 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

#### **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: 19/05/2022 Local time: 15:00

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

Date: 06/06/2022

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

English, German

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

Tender must be valid until: 31/12/2023

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

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

This is a recurrent procurement: no

#### **VI.2. Information about electronic workflows**

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

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

All request and communication shall be done through the AI bidding cockpit (AI Bietercockpit) via tendering platform "tender24".

Please be aware that question regarding the call for competition shall only be submitted latest May 2nd 2022.

Due date for questions by tendering company: May 11th 2022

The tendering company reserves its unilateral right to award a tenderer a contract based on initial or subsequent tenders received without negotiations and/or requesting best and final offers (BAFO's).

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

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

Official name: Vergabekammer Baden-Württemberg

Postal address: Durlacher Allee 100

Town: Karlsruhe

Postal code: 76137

Country: Germany

Telephone: +49 721-926-8730

Fax: +49 721-926-3985

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

Precise information on deadline(s) for review procedures:

According to Section 160 (1) GWB, the public procurement chamber initiates a review only on request.

An application may, inter alia, be inadmissible if the candidate has not complained in due time of the alleged infringement of public procurement rules. Infringements recognized in the award procedure must be notified to the tendering company within ten calendar days (§ 160 (3) no. 1 GWB).

Infringements of procurement rules, which are recognizable on the basis of the notice, must be notified at the latest by the end of the participation period (§ 160 (3) no. 2 GWB). Infringements that can only be identified in the tender documents must be notified at the latest by the end of the offer period (§ 160 (3) no. 3 GWB). Furthermore, the petition for review is inadmissible if more than 15

calendar days have elapsed after receipt of the notification of the issuing undertaking to refuse to remedy a complaint (sec. 160 (3) no. 4 GWB)

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

19/04/2022