

Denmark-Copenhagen: Foreign economic-aid-related services

OJ S 131/2016 09/07/2016

Contract notice**Services****Legal Basis:**

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Ministry of Foreign Affairs of Denmark, Danida

Postal address: Asiatisk Plads 2

Town: Copenhagen

NUTS code: DKZZ Extra-Regio NUTS 2

Postal code: 1448

Country: Denmark

Contact person: Mogens Strunge Larsen

E-mail: danidacontracts@um.dk

Telephone: +45 33920000

Internet address(es):Main address: <http://www.danidacontracts.um.dk>**I.3. Communication**The procurement documents are available for unrestricted and full direct access, free of charge, at: <http://um.dk/en/danida-en/activities/business/contracts/long/contract-opportunities/>

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

Ministry or any other national or federal authority, including their regional or local subdivisions

I.5. Main activity

Other activity: development cooperation

Section II: Object

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

Research platform on Security Dynamics in the Maghreb and the Sahel.

Reference number: 2016-22583

II.1.2. Main CPV code

75211200 Foreign economic-aid-related services

II.1.3. Type of contract

Services

II.1.4. Short description

Research platform on Security Dynamics in the Maghreb and the Sahel.

II.1.5. Estimated total value

Value excluding VAT: 2 500 000,00 DKK

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.2. Additional CPV code(s)

73210000 Research consultancy services

II.2.3. Place of performance

NUTS code: DKZZ Extra-Regio NUTS 2

Main site or place of performance: Various countries including Denmark as well as Sahel and Maghreb countries.

II.2.4. Description of the procurement

The last years the Sahel and Maghreb regions have been drawn closer together in terms of security and stability by a number of events such as the collapse of Libya and the current peace process in Mali, led by Algeria. Increased migration flows to Europe from among others West Africa via the Sahel region and North Africa have further underlined the close links between developments in the Sahel and the Maghreb, as well as the impact of these developments on Europe. Also increased activity by radical groups illustrated by the terrorist attacks in, inter alia, Bamako in November 2015, Ouagadougou January 2016 and Côte d'Ivoire March 2016 is a testimony of the security dynamics in the Sahel and the Maghreb. The relations and possible competition between different terror groups such as Al Qaida affiliated groups, ISIL/Daesh, Boko Haram, etc. remain to be further analysed. In addition, long standing challenges in the Sahel and the Maghreb region such as socio-economic underdevelopment, climate change, population growth as well as weak state and governance institutions and presence remain root causes for inter alia migration flows and increased radicalization. At the same time it has become increasingly clear that many of the challenges in the broader Sahel region related to migration, terrorism, radicalization, organized crime, etc. are transnational in nature and can only be solved through regional cooperation. Recognizing this the countries in the region have taken steps to strengthen regional cooperation, among others, by creating the regional structure G5 Sahel in February 2014. Important questions related to inter alia scope, division of labour between the G5 Sahel, AU and ECOWAS, as well as possibilities to ensure cooperation between the Sahel and the Maghreb, however, remain. The new developments have contributed to putting the Sahel and Maghreb region at the top of the international and European agenda. With the collapse of Libya, the Sahel is only 1 border from Europe and challenges related to stability, migration and violent extremism in the broader Sahel have a direct impact on European foreign policy interests. The security dynamics in the Sahel and the Maghreb therefore also call for a response from European leaders. In this regard the EU in April 2015 adopted the Sahel Regional Action Plan 2015-2020, which provides an overall framework for the EU's efforts to ensure security and development in the Sahel. Also the UN and the AU have developed action plans for the Sahel region.

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

Value excluding VAT: 2 500 000,00 DKK

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

End: 31/12/2017

This contract is subject to renewal: no

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

Envisaged number of candidates: 5

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

Not applicable.

Section III: Legal, economic, financial and technical information

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:

Not applicable.

III.1.2. Economic and financial standing

List and brief description of selection criteria:

List and brief description of selection criteria:

Using the ESPD, the applicant should quote its annual turnover for the last 3 available accounting years. The information should be provided in the ESPD, Part IV, B: Economic and financial standing, section 1a.

Unless the information is publicly and electronically accessible free of charge, the documentation for the turnover quoted in the ESPD should be included in the e-mail with the ESPD. The documentation should be in the form of financial statements or extracts from the financial statements or a statement of the undertaking's overall turnover certified by a chartered accountant or certified public accountant.

Minimum level (s) of standards possibly required: See below.

If the applicant is a joint venture, the joint venture shall, as a whole, meet the minimum conditions related to economic and financial standing. In that case, each member shall submit a completed and signed ESPD.

If the applicant relies on the capacity of others, the turnover is calculated as the sum of the turnover of the applicant and the other entity's (or 'entities') turnover.

An economic operator may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links, which it has with them.

Where an economic operator wants to rely on the capacities of other entities, it should prove to the contracting authority that it will have at its disposal the resources necessary, for example, by producing a commitment by those entities to that effect. The letter of commitment or relevant documentation shall establish the legal commitment of the party concerned to support

the applicant for the full contract period. A template for a letter of commitment is available at: <http://um.dk/en/danida-en/activities/business/contracts/long/contract-opportunities/> Such entities, including the parent company of the candidate, must respect the same rules of eligibility, and must comply with the conditions as stated in this contract notice (see Section VI. 3)). Such an entity must also submit a completed and signed ESPD.

Minimum level(s) of standards possibly required:

5 000 000 DKK each accounting year.

III.1.3. Technical and professional ability

List and brief description of selection criteria:

List and brief description of selection criteria:

Using the ESPD, the applicant should provide:

a) A list of no more than 10 project references of contracts (entered or finalized) in the last 3 years of most relevant services provided cf. Section II.2.4) The information should include a description of the assignment and the services provided, the contract sum, dates and the name of the client. Information should be entered in the ESPD, Part IV, C, section (1b).

No documentation will be required for the information provided in the ESPD regarding project references of contracts.

Minimum level (s) of standards possibly required: See below.

If the applicant is a joint venture, the joint venture shall, as a whole, meet the minimum conditions related to technical and professional ability. In that case, each member shall submit a completed and signed ESPD. Note that no more than 10 project references must be presented for the joint venture as a whole.

Regarding a): 03 relevant reference (s) of contract (s) (entered or finalized) in the last 3 years.

An economic operator may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links, which it has with them.

With regard to criteria relating to the educational and professional qualifications or to the relevant professional experience, economic operators may however only rely on the capacities of other entities where the latter will perform the works or services for which these capacities are required.

Where an economic operator wants to rely on the capacities of other entities, it should prove to the contracting authority that it will have at its disposal the resources necessary, for example, by producing a commitment by those entities to that effect. The letter of commitment or relevant documentation shall establish the legal commitment of the party concerned to support the applicant for the full contract period. A template for a letter of commitment is available at:

<http://um.dk/en/danida-en/activities/business/contracts/long/contract-opportunities/>

Such entities, including the parent company of the candidate, must respect the same rules of eligibility, and must comply with the conditions as stated in this contract notice (see section VI. 3)). Such an entity must also submit a completed and signed ESPD.

Minimum level(s) of standards possibly required:

Regarding a): 03 relevant reference (s) of contract (s) (entered or finalized) in the last 3 years.

III.2. Conditions related to the contract

III.2.2. Contract performance conditions

A group of economic operators will be required to enter a joint venture agreement.

Where a joint venture is proposed, the Ministry of Foreign Affairs of Denmark will require that all members of the joint venture are jointly and severally liable.

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Restricted 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: no

IV.2. Administrative information

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

Date: 08/08/2016 Local time: 09:30

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

Date: 23/08/2016

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

English

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

Duration in months: 2 (from the date stated for receipt of tender)

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.2. Information about electronic workflows

Electronic invoicing will be accepted

Electronic payment will be used

VI.3. Additional information

The tender procedure is subject to the law of Denmark and the rules applicable hereunder.

Any legal entity may only submit 1 application.

No restrictions on nationality.

The pre-qualification applications (ESPD and documentation) should be submitted using the ESPD form available on: <http://um.dk/en/danida-en/activities/business/contracts/long/contract-opportunities/>

A signed electronic version of the ESPD (pdf file) preferably along with supporting documentation for the claims provided in the ESPD, unless it is publicly and electronically accessible free of charge, must be received by the Contracting Authority at the address stated in Section I.1) before the time limit stated in Section IV.2.2) of this Contract Notice.

The Contracting Authority shall exclude an economic operator from participation in a procurement procedure where they have established that the applicant is covered by the exclusion grounds listed in the Danish Public Procurement Act, (Udbudsloven) §135 and §136 (EU Directive 2014/24/EU of the European Parliament and of the Council, article 57 (1)-(3), and article 57 (4) (e),(f) and (h)) (i.e. Grounds relating to criminal convictions, grounds relating to the payment of taxes or social security contributions, Grounds relating to conflicts of

interests or distortion of competition from the prior involvement of the economic operators in the preparation of the procurement procedure, if this cannot be remedied by other, less intrusive measures, guilty of serious misrepresentation of information).

The Contracting Authority will exclude an applicant from the procurement procedure if the applicant is in a situation covered by the Danish Public Procurement Act (Udbudsloven) §137, stk. 1, no 2 (EU Directive 2014/24/EU of the European Parliament and of the Council, article 57 (4) (b)) (i.e. Grounds relating to insolvency).

Applicants should include documentation with the ESPD for the claims given in the ESPD proving the absence of grounds for exclusion, as stipulated in the Danish Public Procurement Act § 135, stk. 1 and 3, and §137 stk. 1, no 2. (EU Directive 2014/24/EU of the European Parliament and of the Council, article 57 (1), article 57 (2), and article 57 (4) (b)) (i.e. Grounds relating to criminal convictions, the payment of taxes or social security contributions and grounds relating to insolvency). For Danish applicants documentation can be presented in the form of a 'serviceattest'.

Entities from other EU member states may identify the relevant certificate (s) using the online platform e-Certis. Where the country in question does not issue such documents or certificates, or where these do not cover all the cases specified, they may be replaced by a declaration on oath or, in countries where there is no provision for declarations on oath, by a solemn declaration made by the person concerned before a competent judicial or administrative authority, a notary or a competent professional or trade body, in the country of origin or in the country where the economic operator is established.

The Ministry reserves the right — but is not obliged — to use the remedies provided for in the Danish Public Procurement Act, §159, stk. 5, if applications or tenders do not fulfil the formalities of the tender documents (EU Directive 2014/24/EU of the European Parliament and of the Council, article 56 (3)).

Rationale for not splitting the contract up into lots (cf. Danish Public Procurement Act §49, stk. 2): This contract has not been split into lots due to market and economic considerations. The size and character of the services to be provided makes it unsuitable for distributing over several lots (This text may need to be adapted depending on the type and size of contract). The Client opposes exclusive agreements with sub-consultants, be they organisations or individuals.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Klagenævnet for Udbud, Erhvervsstyrelsen (The Complaints Board for Public Procurement, Danish Commerce and Companies Agency)

Postal address: Dahlerups Pakhus, Langelinie Allé 17

Town: Copenhagen

Postal code: 2100

Country: Denmark

E-mail: klfu@erst.dk

Telephone: +45 35291095

Fax: +45 33307799

Internet address: <http://klfu.dk>

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Precise information on deadline(s) for lodging appeals pursuant to the Danish Act on Enforcement of the Procurement Rules, etc. (the Act is available at www.retsinformation.dk), the following deadlines apply to the lodging of appeals.

Appeals for not having been pre-qualified must be submitted to the Danish Complaints Board for Public Procurement (Klagenævnet for Udbud) within 20 calendar days calculated from the day after the day when the contracting authority has notified the applicants concerned which applicants have been pre-qualified provided that the notification has included a short explanation of the relevant grounds for the decision.

In other situations, appeals regarding tender procedures must be lodged with the Complaints Board for Public Procurement within:

- 1) 45 calendar days after the contracting authority has published a notice in the Official Journal of the European Union that the contracting authority has concluded the contract. The deadline is calculated from the day after the day when the notice was published;
- 2) 30 calendar days calculated from the day after the day when the contracting authority has notified the applicants concerned that a contract based on a framework agreement with reopening of competition or a dynamic purchasing system has been entered into if the notification has included a short explanation of the relevant grounds for the decision;
- 3) 6 months after the contracting authority has entered into a framework agreement calculated from the day after the day when the contracting authority has notified the applicants and tenderers concerned, see section 2 (2) of the Act.

The complainant must no later than at the same time as lodging the appeal with the Complaints Board for Public Procurement notify the contracting authority that an appeal has been lodged with the Danish Complaints Board for Public Procurement and whether the appeal has been lodged within the standstill period, see section 3 (1) of the Act. In the event that the appeal has not been lodged within the standstill period, the complainant must furthermore indicate whether he has requested a suspensory effect of the appeal, see clause 12 (1) of the Act.

The e-mail address of the Complaints Board for Public Procurement is set out in Section VI. 4.1)

The Complaints Board's own complaints procedure is available at: www.klfu.dk

VI.4.4. Service from which information about the review procedure may be obtained

Official name: Konkurrence- og Forbrugerstyrelsen (Danish Competition and Consumer Authority)

Postal address: Carl Jacobsens Vej 35

Town: Valby

Postal code: 2500

Country: Denmark

E-mail: kfst@kfst.dk

Telephone: +45 41715000

Fax: +45 41715100

Internet address: www.kfst.dk

VI.5. Date of dispatch of this notice

06/07/2016