

Denmark-Odense: Risk or hazard assessment for construction
OJ S 132/2014 12/07/2014
Contract notice – utilities
Services

Directive 2004/17/EC

Section I: Contracting entity

I.1. Name and addresses

Official name: Odense Letbane
Postal address: Flakhaven 2
Town: Odense C
Postal code: 5000
Country: Denmark
For the attention of: Jørleif Joensen
E-mail: jjjoe@odense.dk
Telephone: +45 61348000

Internet address(es):

General address of the contracting entity: <http://www.odense.dk/letbane>

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

Other: General administrative activities

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

The contracting entity is purchasing on behalf of other contracting entities: yes
Official name: Future anticipated contracting entity Letbane P/S which is expected to be established ultimo 2014
Postal address: NA
Town: Odense
Postal code: NA
Country: Denmark

Section II: Object of the contract

II.1. Description

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

Odense Tramway - Independent Safety Assessor.

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

Services

Service category No 12: Architectural services; engineering services and integrated engineering services; urban planning and landscape engineering services; related scientific and technical consulting services; technical testing and analysis services

NUTS code DK031 Fyn

II.1.3. Information about a framework agreement or a dynamic purchasing system

The notice involves a public contract

II.1.4. Information about framework agreement

II.1.5. Short description of the contract or purchase(s)

The services of an independent safety assessor will be procured to assess all aspects of the design, manufacture, construction, installation, training, testing, commissioning, trial running and initial operation of the Light Rail Transit system to verify compliance with the governing standards for the assessment services and the standards governing safety of the Odense Tramway.

Legislative basis for development of the project: A Law will be enacted by Parliament authorising construction of the Odense Tramway. Legislation, regulations, standards and norms governing safety of the design and operation of the Odense Tramway shall include: BOStrab (Verordnung über den Bau und Betrieb der Strassenbahnen) and BOStrab-Richtlinien;

Applicable standards of Verband Deutscher Verkehrsunternehmen" (Association of German Transport Companies – VDV);

CENELEC railway standards EN 50126, 50128, 50129 (safety management, verification and validation);

Applicable requirements of the EN 45545 fire safety standards.

The safety assessments shall be carried out pursuant to EN 50126 (RAMS), EN 50128 and EN 50129, which correspond respectively to IEC 62278, IEC 62279 and IEC 62425.

The applicable procedures for regulatory approval by the Danish Transport Authority (Trafikstyrelsen) must be complied with, including Order No. 54 of 24 January 2013 concerning approval of the light rail vehicles, Order No. 1187 of 12.12.2012 concerning authorisation for operation of railway subsystems, Order No. 14 of 4 January 2007 concerning safety certification of railway companies, Order No. 13 of 4 January 2007 concerning safety certification of railway infrastructure managers and Chapters 3 and 4 of the Rail Act concerning permission to operate rail services and managing rail infrastructure.

II.1.6. CPV code(s)

71313410 Risk or hazard assessment for construction, 71311200 Transport systems consultancy services, 71317210 Health and safety consultancy services, 90711100 Risk or hazard assessment other than for construction

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

II.1.8. Information about lots

II.1.9. Information about variants

Variants will be accepted: no

II.2. Scope of the procurement

II.2.1. Total quantity or scope

Estimated value excluding VAT

Range: between 20 000 000 and 25 000 000 DKK

II.2.2. Information about options

Options: yes

Description of options: Similar services during phase 2 (future extension of the Odense tramway project). The option is a facultative option which will not be part of the evaluation.

II.2.3. Information about renewals

This contract is subject to renewal: no

II.3. Duration of the contract or time limit for completion

Start 25.11.2014 Completion 30.4.2020

Section III: Legal, economic, financial and technical information

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

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

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

If a consortium should be awarded the contract each member of the consortium must sign a certificate of joint and several liability under the contract.

III.1.4. Contract performance conditions

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

Description of particular conditions: Description of particular conditions: The contract, which is a part of the tender documents, contains social considerations.

The assessor who will be assigned to the task must comply with the standards of ISO 17065 and shall be approved by the Danish Railway Authority (Trafikstyrelsen) before a contract can be entered into.

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 respondents must provide the following documentation:

1. A solemn declaration, made in accordance with the template to be found on the DOCIA web page (Annex A), stating whether the respondent has fulfilled its obligations relating to the payment of direct and indirect taxes and social security contributions in accordance with the legal provisions of the country in which the respondent is established or in Denmark, in accordance with the Danish Consolidation Act No. 336 of 13.5.1997 on the restriction of Debtors' Options for Participating in Public Procurement Procedures and on the Amendment of Certain other Acts.

2. A solemn declaration, made in accordance with the template on the DOCIA web page (Annex B), stating whether the respondent is excluded from participating in a public contract due to the reasons stated in Article 45 of Directive 2004/18/EC, cf. Article 54, section 4 of Directive 2004/17. Submission from foreign respondents of a similar declaration/report from their country containing the same information as the Danish solemn declaration is also sufficient. Where the respondent comprises a consortium, each consortium member and / or subcontractor shall comply with this requirement. Please be aware that the declaration from the respondent may only contain information about the respondent's own country and the tender must then be supplemented with a declaration about the respondent's public debt in Denmark.

3. A solemn declaration, made in accordance with the template on the DOCIA web page

(Annex C), stating that the respondent shall adopt satisfactory quality assurance processes to ensure professional independence during execution of the safety assessment services if awarded a contract for provision thereof.

The declarations must not be older than six months before the deadline for receiving requests. If the respondent consists of a joint group of firms (e.g. a consortium) each member of the consortium should submit the declaration/report.

Furthermore, the respondents should provide the following documentation in accordance with the template on the DOCIA web (Annex D):

4. Description of the respondent's company, consortia partners (if applicable) and subcontractors (if applicable)

III.2.2. Economic and financial ability

List and brief description of conditions: The respondents must provide the following financial key figure information, as described in the template on the DOCIA web (Annex E):

- Equity (must be positive) in each of the last 2 complete financial years,
- The solvency ratio in each of the last 2 complete financial years,
- Revenue in each of the last 2 completed financial years.

Should the request for participation come from a consortium, then the financial key figures must be submitted for each single consortium member.

Should the respondents rely on the economic and financial capacity of other entities, whatever the legal nature of the link between itself and those entities, the respondent must submit a declaration in accordance with the template on the DOCIA web (Annex F) that the necessary resources will be available to for the execution of the ISA contract.

III.2.3. Technical and professional ability

List and brief description of conditions: The respondents should demonstrate experience of tram, light rail, metro or similar assignments during the previous 10 years, as well as experience in using the standards BOStrab, VDV Richtlinien, EN 50126, EN 50128 and EN 50129 during the previous 10 years;

To document the experience, the respondents should provide the following documentation in accordance with the template on the DOCIA web (Annex G):

1. References from tram, light rail, metro or similar assessment assignments during the previous 10 years, which contain experience in assessment of light rail transit systems from commencement of design to start up of operation. The references should be listed in accordance with the template on the DOCIA web (Annex G) and include:

- a) Project
- b) Name of client and contact person
- c) Project Type
- d) Project period
- e) Economic size of the contract
- f) Works Contract Type(s)
- g) Scope of Works Contract(s)
- h) Safety Assessment Service(s) Provided by the Tenderer
- i) Safety Standards Governing the Works Contract(s)
- j) Standard Governing the Safety Assessment Service(s)

2. Description of the respondent's experience in using the standards BOStrab, VDV Richtlinien, EN 50126, EN 50128 and EN 50129; in accordance with the template on the DOCIA web (Annex G)

Should the respondents rely on the technical and professional abilities of other entities, whatever the legal nature of the link between itself and those entities, the respondent must

submit a declaration in accordance with the template on the DOCIA web (Annex H) that the necessary resources will be available to for the execution of the ISA contract.

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

IV.1. Type of procedure

IV.1.1. Type of procedure

Negotiated

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

IV.3. Administrative information

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

IV.3.2. Previous publication concerning this procedure

IV.3.3. Conditions for obtaining specifications and additional documents

(except for a DPS)

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

31.7.2014 - 12:00

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

VI.1. Information about recurrence

VI.2. Information about European Union funds

VI.3. Additional information

Should the respondents rely on the economic and financial capacity of other entities, whatever the legal nature of the link between itself and those entities, the respondent must submit a declaration in accordance with the template on the DOCIA web page (Annex F) that the necessary resources will be available to for the execution of the ISA contract.

Should the respondents rely on the technical and professional abilities of other entities, whatever the legal nature of the link between itself and those entities, the respondent must submit a declaration in accordance with the template on the DOCIA web page (Annex H) that the necessary resources will be available to for the execution of the ISA contract.

The expected number of invited respondents is 5. Insofar as the number of respondents, whose request is in compliance with the requirements of this notice, exceeds five, the selection of respondents will be based on the following grounds in prioritized order of bullets:

- 1) the quality of references for light rail, metro or similar assessment assignments during the previous 10 years, as well as experience in using standards BOStrab, VDV Richtlinien, EN50126, EN50128 and EN50129;

- 2) equity, the solvency ratio and revenue of the respondent

The primary method of sharing documents between Odense Letbane and the respondents is the Odense

Tramway Tender Portal that has been established for the project. This Portal called DOCIA and administered by ByggeWeb is the online method that will be used for the Odense Tramway to both issue formal project Tender material and receive Bids (Offers) from the Tenderers. Further details are available in the ByggeWeb / DOCIA Instruction manual (see <http://www.byggeweb.dk/cms/uk/>).

Respondents shall be granted access to the Odense Tramway Tender Portal by use of a unique link, username and password sent by request via the email address in section I.1 above.

Respondents will receive notification about updated or new documents on the Odense Tramway Tender Portal from the email address in section I.1 above and shall confirm receipt of the notice.

Requests should be submitted electronically via the Odense Tramway Tender Portal.

The request must contain contact information of the company requesting prequalification, phone, email address and name of contact person.

The request should include a general description of the company including ownership, submitted in accordance with the templates on the DOCIA web page (Annex D).

The request should comprise the information requested in accordance with the template on the DOCIA web page; Annexes A – E and G in filled-in state, and if applicable, the Annexes F and H.

The Annexes to be used for request of participation will be available on the DOCIA web page from 9.7.2014.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Danish Procurement Board of Appeal

Postal address: Dahlerups Pakhus Langelinie Allé 17

Town: Copenhagen

Postal code: 2100

Country: Denmark

E-mail: klfu@erst.dk

Telephone: +45 35291000

Internet address: www.klfu.dk

Body responsible for mediation procedures

Official name: No such body exists in Denmark

VI.4.2. Review procedure

Precise information on deadline(s) for review procedures: A complaint lodged on the grounds that the entity was not prequalified for the further tender proceedings must be submitted to the Danish Procurement Board of Complaints within 20 calendar days. The 20 calendar days are calculated from the day where the contractor issued information to the entities expressing interest on which entities has been prequalified, provided that this information contains a short explanation on the relevant reasons for the decision.

Aside from complaints on prequalification, complaints must be submitted to the Danish Procurement Board of Complaints within 45 days after the contractor has published a notice on award of contract. The deadline for submission of complaints is calculated from the day after publication of the notice of award of contract.

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

Official name: 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 41715100

Internet address: www.kfst.dk

VI.5. Date of dispatch of this notice

9.7.2014