

**Luxembourg-Luxembourg: Feasibility study in support of the development of a level playing field for nuclear safety assessment by regulators and technical safety organisations in the European Union**

OJ S 143/2014 29/07/2014

Contract notice

Services

Directive 2004/18/EC

**Section I: Contracting authority**

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**I.1. Name and addresses**

Official name: European Commission, Directorate-General for Energy, Directorate D — Nuclear Safety and Fuel Cycle

Postal address: 1, rue Henry Schnadt, Zone d'activités Cloche d'Or, 2530 Luxembourg

Town: Luxembourg

Postal code: 2920

Country: Luxembourg

For the attention of: Saila Kumputie, EUFO 4388

E-mail: [saila.kumputie@ec.europa.eu](mailto:saila.kumputie@ec.europa.eu)

Telephone: +352 4301-35843

**Internet address(es):**

General address of the contracting authority: [http://ec.europa.eu/dgs/energy/tenders/index\\_en.htm](http://ec.europa.eu/dgs/energy/tenders/index_en.htm)

**Additional information can be obtained from:**

the abovementioned address

**Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from:**

the abovementioned address

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

**I.2. Type of the contracting authority**

European institution/agency or international organisation

**I.3. Main activity****I.4. Contract award on behalf of other contracting authorities**

The contracting authority is purchasing on behalf of other contracting authorities: no

**Section II: Object of the contract**

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**II.1. Description****II.1.1. Title attributed to the contract by the contracting authority**

Feasibility study in support of the development of a level playing field for nuclear safety assessment by regulators and technical safety organisations in the European Union.

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

Services

Service category No 27: Other services

Main site or place of performance: Contractor's premises.

NUTS code

**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 main purpose of this contract is to foster and evaluate, on the basis of a concrete field test case, the potential of the pilot training, proposed by the tenderer, in establishing a level playing field of skills and competences for safety assessment carried out by safety authorities /regulators and technical support organisations in the EU Member States.

The outcome of this study shall fit in the implementation of the revised Nuclear Safety Directive.

The objective of this contract is to use an existing training programme for safety authorities and TSOs in the field of safety assessment of nuclear installations, to perform the feasibility study to analyse the proposed training programme as implemented in the concrete field test case, identify deficiencies and provide solutions to improve. The feasibility study would then conclude on the real potential to establish an EU-wide level playing field for nuclear safety assessment by regulators and TSOs, and propose ways ahead, via training and/or other means.

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

90721000 Environmental safety services

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

The procurement is covered by the Government Procurement Agreement: yes

**II.1.8. Lots**

This contract is divided into lots: no

**II.1.9. Information about variants**

Variants will be accepted: no

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

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

The cost estimation by the European Commission of the service described in this tender is approximately 330 000 EUR.

**II.2.2. Information about options**

Options: no

**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: 18 (from the award of the contract)

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

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**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**

See the draft contract attached to the tender specifications.

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

A joint tender is a situation where a tender is submitted by a group of economic operators (consortium). Joint tenders may include subcontractors in addition to the joint tenderers. In the case of a joint tender, all economic operators in a joint tender assume joint and several liability towards the contracting authority for the performance of the contract as a whole. These economic operators shall designate one of them to act as leader with full authority to bind the grouping or the consortium and each of its members. They shall be responsible for the receipt and processing of payments for members of the grouping, for managing the service administration and for coordination. The composition and constitution of the grouping or consortium, and the allocation of the scope of tasks amongst the members, shall not be altered without the prior written consent of the Commission.

The tenderers should indicate in their offer whether the partnership takes the form of:

- a) a new or existing legal entity which will sign the contract with the Commission in the case of award; or
- b) a group of partners not constituting a new legal entity, which via a power of attorney, signed by an authorised representative of each partner (except the lead partner), designates one of the partners as lead partner, and mandates him as lead contractor to sign the contract with the Commission in the case of award.

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

The performance of the contract is subject to particular conditions: no

## **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 tenderer's identification form in Annex 1 of the tender specifications shall be filled in and signed by:

- \* the tenderer (including any member of a consortium or grouping);
- \* subcontractor(s) whose share of the work represents more than 20 % of the contract.

— In order to prove their legal capacity and their status, all tenderers (including any member of a consortium or grouping) must provide a signed legal entity form with its supporting evidence. The form is available on: [http://ec.europa.eu/budget/contracts\\_grants/info\\_contracts/legal\\_entities/legal\\_entities\\_en.cfm](http://ec.europa.eu/budget/contracts_grants/info_contracts/legal_entities/legal_entities_en.cfm)

Tenderers that are already registered in the contracting authority's accounting system (i.e. they have already been direct contractors) must provide the form but are not obliged to provide the supporting evidence.

— If it has not been included with the legal entity form, tenderers must provide the following information:

- \* for legal persons, a legible copy of the notice of appointment of the persons authorised to represent the tenderer in dealings with third parties and in legal proceedings, or a copy of the publication of such appointment if the legislation which applies to the legal entity concerned requires such publication. Any delegation of this authorisation to another representative not indicated in the official appointment must be evidenced;
- \* for natural persons, where applicable, a proof of registration on a professional or trade register or any other official document showing the registration number.

— The tenderer (only the leader in the case of a joint tender) must provide a financial identification form and supporting documents. The form is available on: [http://ec.europa.eu/budget/contracts\\_grants/info\\_contracts/index\\_en.cfm](http://ec.europa.eu/budget/contracts_grants/info_contracts/index_en.cfm)

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

List and brief description of conditions: In order to prove their economic and financial capacity, the tenderer (in the case of a joint tender the combined capacity of all tenderers and identified subcontractors) must comply with the following criteria:

the annual turnover of the last 2 financial years above 500 000 EUR.

The following evidence should be provided:

— copy of the profit and loss account for the last 2 years for which accounts have been closed. If, for some exceptional reason which the contracting authority considers justified, a tenderer is unable to provide 1 or the other of the above documents, he or she may prove his or her economic and financial capacity by any other document which the contracting authority considers appropriate. In any case, the contracting authority must at least be notified of the exceptional reason and its justification in the tender. The Commission reserves the right to request any other document enabling it to verify the tenderer's economic and financial capacity.

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

List and brief description of conditions:

a. Criteria relating to tenderers:

Tenderers (in the case of a joint tender the combined capacity of all tenderers and identified subcontractors) must comply with the following criteria:

— the tenderer must prove experience in the field of nuclear safety, regulation and assessment of nuclear safety,

— the tenderer must prove experience in the field of education, training and tutoring activities on issues related to nuclear safety, regulation and assessment of safety, as well as analysing the outcomes, with at least 2 projects delivered in this field in the last 3 years covering at least 3 EU Member States, with a minimum value for each project of 100 000 EUR,

— the tenderer must prove experience of working in the English language, with at least 2 projects delivered in the last 3 years,

— the tenderer must prove capacity to draft reports in English.

b. Criteria relating to the team delivering the service:

The contractor should have an understanding of ECVET (European credit system for vocational education and training) and the European skills passport.

The team delivering the service should include, as a minimum, the following profiles:

Project manager: at least 10 years' experience in project management, including overseeing project delivery, quality control of the delivered service, client orientation and conflict resolution experience in a project of a similar size (at least 100 000 EUR) and coverage (geographical scope of at least half of 1 subject to this call for tender), with experience in management of a team of at least 5 people.

Teachers, instructors and tutors: relevant higher education degree and/or 5 years' professional experience in the field of nuclear safety and nuclear regulations.

Team for analysis and conclusions: experience in evaluating effects of training actions and the ability to draw conclusions and recommendations are required.

Language quality check: all members of the team should have proficiency level (or equivalent) language skills (communicating and drafting) in English, as guaranteed by a certificate or past relevant experience. Other EU languages provide added value.

c. Evidence:

The following evidence should be provided to fulfil the above criteria:

— list of relevant services provided in the past 3 years, with sums, dates and recipients, public or private. The most important services shall be accompanied by certificates of satisfactory execution, specifying that they have been carried out in a professional manner and have been fully completed,

— the educational and professional qualifications of the persons who will provide the service for this tender (CVs) including the management staff. Each CV provided should indicate the intended function in the delivery of the service.

#### **III.2.4. Information about reserved contracts**

#### **III.3. Conditions specific to services contracts**

##### **III.3.1. Information about a particular profession**

Execution of the service is reserved to a particular profession: no

##### **III.3.2. 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: yes

### **Section IV: Procedure**

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#### **IV.1. Type of procedure**

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

Open

##### **IV.1.2. Information about the limits on the number of candidates to be invited**

##### **IV.1.3. Information about reduction of the number of solutions or tenders during negotiation or dialogue**

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

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

The most economically advantageous tender in terms of Price is not the only award criterion and all criteria are stated only in the procurement documents

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

An electronic auction will be used: no

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

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

ENER/D2/2014-497.

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

no

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

Time limit for receipt of requests for documents or for accessing documents: 27.8.2014 - 16:00

Payable documents: no

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

3.9.2014 - 16:00

**IV.3.5. Estimated date of dispatch of invitations to tender or to participate to selected candidates**

**IV.3.6. Languages in which tenders or requests to participate may be submitted**

Any EU official language

**IV.3.7. Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 6 (from the date stated for receipt of tender)

**IV.3.8. Conditions for opening of tenders**

Date: 12.9.2014 - 10:00

Place:

European Commission, DG ENER, Euroforum Building, meeting room 4292, 10, rue Robert Stumper, 2557 Luxembourg, LUXEMBOURG.

Persons authorised to be present at the opening of tenders: yes

Information about authorised persons and opening procedure: 1 representative per tenderer.

**Section VI: Complementary information**

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**VI.1. Information about recurrence**

This is a recurrent procurement: no

**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**

The tender specifications related to this call for tender can be downloaded on the website of the Directorate-General for Energy at the following address: [http://ec.europa.eu/dgs/energy/tenders/index\\_en.htm](http://ec.europa.eu/dgs/energy/tenders/index_en.htm)

**VI.4. Procedures for review**

**VI.4.1. Review body**

Official name: General Court 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.4.2. Review procedure**

Precise information on deadline(s) for review procedures: Within 2 months of the notification to the plaintiff, or, in 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 this period or to open a new period for lodging appeals.

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

Official name: General Court 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.5. Date of dispatch of this notice**

17.7.2014