

I-Ispra: generation of data using 'in vitro' test systems to support an EURL ECVAM validation project

OJ S 174/2012 11/09/2012

Contract notice

Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: European Commission, Joint Research Centre, Institute for Health and Consumer Protection, TP 582

Postal address: via Enrico Fermi 2749

Town: Ispra VA

Postal code: 21027

Country: Italy

For the attention of: Mrs Giuliana Talamona

E-mail: jrc-ihcp-procurement@ec.europa.eu

Fax: +39 0332789434

Internet address(es):

General address of the contracting authority: <http://web.jrc.ec.europa.eu/callsfortender> The tender documentation has to be downloaded from this site

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

Other: Research

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

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

Generation of data using 'in vitro' test systems to support an EURL ECVAM validation project.

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

Services

Service category No 8: Research and development 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 requested services are part of a EURL ECVAM validation project (ring trial) and are aimed to produce sets of data for 2 test methods in three different laboratories. The methods selected by EURL ECVAM have been determined during an evaluation process to be suitably developed to enter formal validation.

The objective of the validation project is to assess the reproducibility of the test methods within and between laboratories and to determine their ability to accurately discriminate between substances that instigate androgen receptor mediated transactivation 'in vitro' and those that do not.

The contractor will support this validation project together with other laboratories by generating the data needed for the assessment by EURL ECVAM.

Since this is a ring trial to formally assess transferability and reproducibility of a method, it is necessary to sign 3 individual contracts with 3 different laboratories in order to ensure their independence and avoid any type of relationship or interaction between them that could potentially create bias between the datasets generated.

The JRC will sign individual contracts with the best 3 successful tenderers provided that there will be a sufficient number of compliant tenders. If only 1 or 2 compliant tenders are received, the JRC will sign respectively 1 or 2 individual contracts.

II.1.6. CPV code(s)

73100000 Research and experimental development services

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

The procurement is covered by the Government Procurement Agreement: no

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

3 contracts will be signed each of a value falling within a range between 80 000 and 120 000 EUR.

Estimated value excluding VAT:

Range: between 240 000 and 360 000 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

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

As specified in tender documents.

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

As specified in tender documents.

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

Tenders can be submitted by groups of economic operators that will not be required to adopt a particular legal form prior to the contract being awarded. However, a grouping of firms must nominate 1 party to be responsible for the receipt and processing of payments for members of the grouping, for managing the service administration, and for coordination and safety. Should they be awarded the contract, they must form a consortium, or an association or adopt some other form which would allow them to act as a single legal entity. Alternatively, the members of the consortium may provide the lead member with an official power of attorney. If the contractor is a grouping or consortium of 2 or more persons, all such persons shall be jointly and severally liable to the Commission for the fulfilment of the terms and conditions of the contract. Such persons shall designate 1 of them to act as leader with full authority to bind the grouping or the consortium and each of its members. 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 which can be withheld at discretion.

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: Tenderers will not be eligible to take part in this contract award procedure if they are in any of the exclusion situations listed in Articles 93 and 94 of Council Regulation (EC, Euratom) No 1605/2002 of 25.6.2002 (OJ L 248 of 16.9.2002) as amended by Council Regulation (EC, Euratom) No 1995/2006 of 13.12.2006 (OJ L 390 of 30.12.2006).

The tenderer to whom the contract is to be awarded must also furnish the documents stipulated in Article 134(1)(3) of Commission Regulation (EC, Euratom) No 2342/2002 of 23.12.2002 (OJ L 357 of 31.12.2002), as amended by Commission Regulation (EC, Euratom) No 1261/2005 of 20.7.2005 (OJ L 201 of 2.8.2005), by Commission Regulation (EC, Euratom) No 1248/2006 of 7.8.2006 (OJ L 227 of 19.8.2006) and by Commission Regulation (EC, Euratom) No 478/2007 of 23.4.2007 (OJ L 111 of 28.4.2007). In the case of groupings of contractors, the documents required must be provided by every member of the grouping. They must also be provided by subcontractors with a budget share of 20 % or more.

Any tenderer or candidate shall prove that he is authorised to perform the contract under national law, as evidenced by inclusion in a trade or professional register, or a sworn declaration or certificate, membership of a specific organisation, express authorisation, or entry in the VAT register.

III.2.2. Economic and financial ability

List and brief description of conditions: The tenderer shall provide:

- (a) appropriate statements from banks as regards current financial standing; and
- (b) a statement of overall turnover and turnover concerning similar services delivered during the last 3 financial years.

In the case of groupings of contractors, the documents required must be provided by every member of the grouping. They must also be provided by subcontractors with a budget share of 20 % or more.

III.2.3. Technical and professional ability

List and brief description of conditions:

The tenderer shall provide:

- (a) a list of the services provided by the tenderer so far with the description, sums, dates and recipients, public or private; and
- (b) a detailed description of the educational and professional qualifications of the tenderer and /or those of its managerial staff (CVs); and
- (c) a description of the educational and professional qualifications of the technicians/personnel appointed to conduct and monitor the study, with emphasis on their experience in 'in vitro' toxicity testing (CVs); and
- (d) a description of the tenderer's facilities, where the work for tasks 2 and 3, as specified in the technical specifications, are carried out; and
- (e) a description of the technical equipment and tools used for performing services such as the services requested; and
- (f) a statement that the tenderer has access on its site to the main equipment involved in the tasks to be performed (cell culture facilities, fluorescence plate reader, luminescence plate reader, plate shaker) and that he has full control over the maintenance, performance and quality assurance of this equipment; and
- (g) a description of the quality assurance system in place at the test facilities, where the service is performed (e.g. GLP or another internationally recognised quality assurance system, such as ISO 17025 or ISO 9001 or equivalent) complemented by a copy of the most recent certificate on the quality assurance system issued by an external body; and
- (h) a description of the safety system in place at the tenderer's testing facilities that demonstrate the ability to safely receive, store and manipulate coded chemicals for toxicological studies.

Minimum level(s) of standards possibly required:

For point III.2.3:

- (a) the description of the services provided by the tenderer shall demonstrate at least 5 years of experience with similar services as those specified in the technical specifications;
- (c) the CVs shall demonstrate at least 3 years of experience in 'in vitro' toxicity testing.

In the case of groupings of contractors, the documents required must be provided by every member of the grouping. They must also be provided by subcontractors with a budget share of 20 % or more.

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

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

IHCP/2012/I.2/034/OC.

IV.3.2. Previous publication concerning this procedure

Prior information notice

Notice number in the OJ S: [2012/S 70-115259](#) of 11.4.2012

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: 11.10.2012

Payable documents: no

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

11.10.2012

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: 18.10.2012 - 14:00

Place:

JRC Ispra, via E. Fermi 2749, 21027 Ispra VA, ITALY — ext. building, room 7.

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

Information about authorised persons and opening procedure: Please, provide to jrc-ihcp-procurement@ec.europa.eu the names of people attending the opening session, within and not later than 11.10.2012.

Section VI: Complementary information

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 documents and any additional information are available on the contracting authority's website <http://web.jrc.ec.europa.eu/callsfortender>

The tenderers are invited to regularly check this Internet address where answers to requests for additional information and to relevant questions will be made available. It is the responsibility of the tenderers to check updates and modifications during the tendering period. The Commission reserves the right to use a negotiated procedure in the circumstances outlined in Article 126(1)(f) of Commission Regulation (EC, Euratom) No 2342/2002 of 23.12.2002 and subsequent amendments, according to which 'Contracting authorities may use the negotiated procedure without prior publication of a contract notice, whatever the estimated value of the contract for new services or works consisting in the repetition of similar services or works entrusted to the economic operator awarded the initial contract by the same contracting authority, provided that these services and works conform to the basic project and that this project was awarded under an open or restricted procedure, in accordance with the conditions set out in paragraph 3'.

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: 2625

Country: Luxembourg

E-mail: cfi.registry@curia.ec.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: 2625

Country: Luxembourg

E-mail: cfi.registry@curia.ec.europa.eu

Telephone: +352 4303-1
Fax: +352 4303-2100
Internet address: <http://curia.europa.eu>

VI.5. Date of dispatch of this notice
30.8.2012