

B-Brussels: supply and installation of audiovisual and lighting equipment for the TV studios in Brussels and Strasbourg

OJ S 179/2012 18/09/2012

Contract notice

Supplies

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: European Parliament, Directorate-General for Communication, Media

Directorate, Audiovisual Unit

Postal address: rue Wiertz 60

Town: Brussels

Postal code: 1047

Country: Belgium

For the attention of: Ronald Evers PHS 01A063

E-mail: avtenders@europarl.europa.eu

Fax: +32 22832020

Internet address(es):General address of the contracting authority: <http://www.europarl.europa.eu>Address of the buyer profile: <http://www.europarl.europa.eu/tenders/invitations.htm>Electronic access to information: <http://www.europarl.europa.eu/tenders/invitations.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

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

Supply and installation of audiovisual and lighting equipment for the TV studios in Brussels and Strasbourg.

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

Supplies

Purchase

Main site or place of performance: Brussels, Belgium.

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

The procurement involves the establishment of a framework agreement

II.1.4. Information about framework agreement

Framework agreement with a single operator

Duration of the framework agreement

Duration in years: 4

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

On the one hand, supplying audiovisual and lighting equipment, including a large number of energy-saving spotlights and, on the other hand, fitting out ceiling lights for the TV studios in Brussels and Strasbourg.

These 2 installations must provide easier media access for MEPs and journalists via selected central locations, namely level 3 of the ASP Building in Brussels (lot 1) and the lobby of the Strasbourg hemicycle (lot 2).

II.1.6. CPV code(s)

32320000 Television and audio-visual equipment, 32321000 Television projection equipment, 31527260 Lighting systems

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: yes

Tenders may be submitted for one or more 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

See specifications.

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

Information about lots

Lot No: 1

Lot title: supply, installation and commissioning of lighting equipment for the TV studio in Brussels

1) Short description

The contractor shall carry out:

- the supply of audiovisual equipment and accessories,
- the supply, assembly and installation of the removable metal structure,
- the supply, installation, cabling and commissioning of the dimmer switches,
- the supply, installation, cabling and commissioning of the control panel,
- the supply, installation, cabling and commissioning of the projectors,

- the supply of a complete as-built plan (electrical, mechanical and architectural) in AutoCad format (DWG) and on A3 paper (as a minimum),
- the training of EP technicians on the supplied equipment.

2) CPV code(s)

32320000 Television and audio-visual equipment, 32321000 Television projection equipment, 31527260 Lighting systems

3) Quantity or scope

See specifications.

4) Indication about different time frame or duration

Duration in months: 48 (from the award of the contract)

5) Additional information about lots

Lot No: 2

Lot title: supply, installation and commissioning of lighting equipment for the TV studio in Strasbourg

1) Short description

The contractor shall carry out:

- the supply of audiovisual equipment and accessories,
- the supply, assembly and installation of the metal structure,
- the supply, installation, cabling and commissioning of the dimmer switches,
- the supply, installation, cabling and commissioning of the control panel,
- the supply, installation, cabling and commissioning of the projectors,
- the supply of a complete as-built plan (electrical, mechanical and architectural) in AutoCad format (DWG) and on A3 paper (as a minimum),
- the training of EP technicians on the supplied equipment.

2) CPV code(s)

32320000 Television and audio-visual equipment, 32321000 Television projection equipment, 31527260 Lighting systems

3) Quantity or scope

See specifications.

4) Indication about different time frame or duration

Duration in months: 48 (from the award of the contract)

5) Additional information about lots

Section III: Legal, economic, financial and technical information

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

See contract.

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

See contract.

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

Groupings of economic operators are permitted to tender. The European Parliament reserves the right to request that the grouping awarded the contract assume a specific legal form if this is necessary for satisfactory performance of the contract. The European Parliament may give notice of this requirement at any time during the contract award procedure but, in any event, before the contract is signed.

Tenderers belonging to the economic grouping must specify in detail the existing contractual arrangements or agreements between them.

The grouping of economic operators must provide proof of its legal form in the tender. This legal form may be 1 of the following:

- an entity with a legal personality recognised by a Member State,
- an entity with no legal personality, but which gives the European Parliament sufficient protection as regards contractual interests (depending on the Member State concerned, this may be a consortium or temporary association, for example),
- signature, by all partners, of a type of 'proxy agreement' or equivalent document which will ratify a form of cooperation.

The document submitted must provide proof of the grouping's actual status.

The European Parliament may accept other legal forms not included above on the condition that they guarantee that the parties are jointly and severally liable and are compatible with performance of the contract. However, the European Parliament will expressly refer to the existence of this joint and several liability in the contract to be signed with the grouping of operators. In addition, it reserves the right to request, as part of the contract, the nomination of a joint representative able to represent the members and having, amongst other things, the power to issue invoices in the name of the other members.

Tenders from groupings of economic operators must specify the role, skills and experience of each member of the grouping. Tenders shall be submitted by groupings of economic operators who will be jointly and severally liable for the submission.

Each member of a grouping of economic operators must provide proof that they have access to the contract (eligibility) and the relevant documentary evidence concerning the exclusion and selection criteria. With regard to the selection criteria, the European Parliament may take into account the capacities of other members of the grouping in order to determine whether the tenderer has the resources needed to carry out the contract. In this case, a written commitment will be required from these members stating that they will provide the other members with the resources needed to carry out the contract.

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: * Article 93 of the Financial Regulation:

1. tenderers will be disqualified from taking part in procurement procedures if they:
 - (a) are bankrupt or being wound up, if their affairs are being administered by the court or if they have entered into an arrangement with creditors, if they have suspended business activities, if they are the subject of proceedings of this nature or if they are in any analogous situation arising from a similar procedure under national laws or regulations;
 - (b) have been convicted of an offence concerning their professional conduct by a judgment which has the force of 'res judicata';
 - (c) have been guilty of grave professional misconduct proven by any means which the contracting authorities can justify;

(d) have not fulfilled their obligations to pay social security contributions or taxes in accordance with the legal provisions of their country of residence, those of the country of the contracting authority, or those of the country where the contract is to be carried out;

(e) have been the subject of a judgment which has the force of 'res judicata' for fraud, corruption, involvement in a criminal organisation or any other illegal activity detrimental to the financial interests of the Union;

(f) are currently subject to an administrative penalty referred to in Article 96(1).

Points (a) to (d) do not apply in the case of purchase of supplies under particularly advantageous conditions, whether from a supplier definitively suspending commercial activities or from receivers or liquidators of a bankruptcy, by legal arrangement or a similar procedure provided for under national laws.

* Article 94 of the Financial Regulation:

2. tenderers will not be considered for contract award if, at the time of the procurement procedure for this contract, they:

(a) are in a situation where interests conflict;

(b) are guilty of misrepresentation in supplying the information required by the contracting authority in order to participate in the contract, or if they have not supplied such information;

(c) are in any of the situations giving grounds for exclusion from the procurement procedure for this contract referred to in paragraph 1, points (a) to (f) above.

* Evaluation of exclusion criteria:

1. all tenderers, with regard to their tender, must provide a duly signed and dated solemn declaration, stating that they are not in any of the situations mentioned in Articles 93 and 94 of the Financial Regulation; the required solemn declaration model can be found in the specifications (Annex C to the letter of invitation to tender);

2. the tenderer to whom the contract is to be awarded must submit the following means of proof within 15 calendar days of notification of provisional contract award and before contract signature:

— recent extract from the judicial record or, failing this, an equivalent document recently issued by a judicial or administrative body in the country of origin or provenance, showing that the tenderer to be awarded the contract is not in any of the situations mentioned in points (a), (b) or (e) of Article 93(1) of the Financial Regulation,

— recent certificate issued by the competent body in the country concerned as proof that the tenderer is not in the situation mentioned in point (d) of Article 93(1) of the Financial Regulation,

— where the documents or certificates indicated above are not issued in the country concerned, and for the other exclusion cases referred to in Article 93 of the Financial Regulation, they may be replaced by a statement under oath or, failing that, a solemn declaration made by the interested party before a judicial or administrative body, a notary or a qualified professional body in the country of origin or provenance;

3. the tenderer to whom the contract is to be awarded is exempt from having to provide the documentary evidence referred to in paragraph 1 if it has already been submitted as part of another European Parliament procurement procedure, and provided that the documents in question are less than 1 year old and still valid. In such a case, the tenderer must solemnly declare that the supporting documents have already been provided for a previous contract award procedure, which he will specify, and that no change in his situation has occurred.

III.2.2. Economic and financial ability

List and brief description of conditions: financial and economic capacity:

tenderers' economic and financial capacity must be sufficient for them to carry out the contract in accordance with the contract provisions. If, in the light of the information given, the

European Parliament has serious doubts as to the tenderer's financial capacity or if the latter proves to be clearly insufficient to carry out the contract, the tender may be rejected without the tenderer being entitled to any financial compensation.

The financial and economic capacity will be assessed on the information contained in the following documents, to be supplied by tenderers:

- professional risk insurance cover,
- balance sheets or summaries thereof for the past 2 financial years for which accounts have been closed, where publication of balance sheets is prescribed under company law in the country in which the economic operator is resident,
- declaration including overall turnover and turnover for works, supplies or services related to the field of the contract for the past 2 financial years for which accounts have been closed,
- profit and loss accounts for each of the past 2 financial years for which accounts have been closed.

If the tenderer is unable to furnish the means of proof required, he may prove his economic and financial capacity by any other means which the European Parliament deems appropriate. The tenderer may rely on the capacities of other entities, regardless of the legal nature of the links which he has with them. In such an event, he must provide the European Parliament with proof that he will have the resources needed to carry out the contract, for example, by a commitment from said bodies to make such resources available. In this case, the European Parliament is entitled to refuse the application or tender submitted if it has any doubts about the third party's commitment.

Minimum level(s) of standards possibly required: for the contract referred to in this invitation to tender, the European Parliament requires tenderers to have a minimum financial and economic capacity, which shall be proven by a minimum turnover of:

- 600 000 EUR for lot 1,
- 600 000 EUR for lot 2, and
- 1 200 000 EUR, if the tenderer is tendering for both lots

for each of the past 2 financial years for which accounts have been closed.

If the tenderers are economic groupings, the turnover of the lead partner must represent at least 30 % of the aforementioned turnover,

- professional risk insurance cover.

III.2.3. Technical and professional ability

List and brief description of conditions:

technical and professional capacity:

the tenderer's technical and professional capacity must be sufficient for him to carry out the contract in accordance with the contract provisions. If, in the light of the information provided, the European Parliament has serious doubts as to the tenderer's technical and professional capacities or if the latter prove to be clearly insufficient to carry out the contract, the tender may be rejected without the tenderer being entitled to any financial compensation.

Economic operators' technical and professional capacity shall be proven by the following documents:

- list of the principal similar supplies provided over the past 5 years, with details of their values, dates and the public or private recipients thereof. Where the recipient of said services was an EU institution department, economic operators shall furnish proof of this in the form of certificates issued or countersigned by the appropriate authority;
- complete dossier with 2 projects of similar structures with illustrations,
- statement as to the tenderer's human resources, specialised in the audiovisual field and the capacity to work in French and/or in English,
- any other document which the tenderer considers useful to prove compliance of his tender

with the above requirements.

Tenderers must clearly indicate the proportion of the contract they may intend to subcontract and the link between the tenderer and the subcontractor(s).

Tenderers may rely on the capacities of other bodies, regardless of the legal nature of the links which they have with them. In such an event, they must provide the European Parliament with proof that they will have the resources needed to carry out the contract, for example, by a commitment from said bodies to make such resources available. In this case, the European Parliament is entitled to refuse the application or tender submitted if it has any doubts about the third party's commitment.

Minimum level(s) of standards possibly required:

for this contract, the European Parliament requires tenderers to have the following technical and professional capacities:

- at least 5 years' experience in similar supplies, including metal structures similar to those required in the contract in question,
- expertise in the field of the contract in question, including the study and installation of structures. The experts must be capable of working in English and in French.

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

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

COMM/ME-AV/FWC/2012/333/137.

IV.3.2. Previous publication concerning this procedure

no

IV.3.3.

Conditions for obtaining specifications and additional documents or descriptive document

Payable documents: no

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

6.11.2012 - 17:00

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: 9 (from the date stated for receipt of tender)

IV.3.8. Conditions for opening of tenders

Date: 12.11.2012 - 10:00

Place:

Brussels

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

Information about authorised persons and opening procedure: tenderers wishing to attend the tender opening should confirm this by e-mail to the following address: avtenders@europarl.europa.eu with the department responsible for managing this contract, quoting 'Ouverture offres COMM/DG/AWD/2012/333/137/Lot xx', before 6.11.2012 (12:00), limiting their representation to 1 person.

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 appropriate European Parliament departments will arrange 2 mandatory site visits to be held:

— lot 1 on 9.10.2012 (10:00), European Parliament — Brussels, rue Wiertz 60, 1047 Brussels, BELGIUM, Press Entrance of the PHS Building (rue Vautier), and

— lot 2 on 11.10.2012 (14:00), European Parliament — Strasbourg, 2 allée du Printemps, 67000 Strasbourg, FRANCE, Press Entrance of the Louise Weiss Building.

Economic operators who receive the invitation to tender documents are permitted to take part in this visit.

Tenders submitted for a lot by economic operators who did not attend the mandatory site visit related to this lot will be considered non-compliant.

Up to 2 representatives per tenderer may attend. At least 1 representative per tenderer must attend, on pain of exclusion. The names and positions of the participants must be notified at the latest 5 working days prior to the visit at the following e-mail address:

avtenders@europarl.europa.eu

The European Parliament will give a certificate of attendance to each tenderer and compile a report at the end of the site visit which will be e-mailed to all participants no later than 6 working days after the visit.

During the site visit, tenderers will have the opportunity to ask questions which they deem relevant and useful for drawing up a tender.

Any travel costs relating to the site visit are to be borne by tenderers and will not be reimbursed by the European Parliament.

During the 3 years following conclusion of the original framework contract, the European Parliament may open a negotiated procedure, without prior notification of a contract notice, in accordance with Article 126(1)(f) of the detailed rules for the implementation of the Financial Regulation of the European Union.

VI.4. Procedures for review

VI.4.1. Review body

Official name: General Court of the European Union

Postal address: boulevard Konrad Adenauer

Town: Luxembourg

Postal code: 2925

Country: Luxembourg

E-mail: generalcourt.registry@curia.europa.eu

Telephone: +352 4303-1

Fax: +352 4303-2600

Internet address: <http://curia.europa.eu>

VI.4.2. Review procedure

Precise information on deadline(s) for review procedures: please contact the bodies mentioned.

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

Official name: General Court of the European Union

Postal address: boulevard Konrad Adenauer

Town: Luxembourg

Postal code: 2925

Country: Luxembourg

E-mail: generalcourt.registry@curia.europa.eu

Telephone: +352 4303-1

Fax: +352 4303-2600

Internet address: <http://curia.europa.eu>

VI.5. Date of dispatch of this notice

6.9.2012