

Norway-Oslo: Conversion services of ships

OJ S 99/2023 24/05/2023

Contract award notice for contracts in the field of defence and security Services

Directive 2009/81/EC

Section I: Contracting authority/entity

I.1. Name and addresses

Official name: The Norwegian Defence Materiel Agency

National registration number: 916075855

Postal address: Grev Wedels plass 1

Town: OSLO

Postal code: 0151

Country: Norway

For the attention of: Jan Krister Rosenlund

E-mail: jrosenlund@mil.no

Telephone: +47 55504674

I.2. Type of the contracting authority

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

I.3. Main activity

Defence

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**

Award of contract notice - Fridtjof Nansen class frigates.

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

Services

NUTS code NO0A Vestlandet

II.1.3. Information about framework agreement**II.1.4. Short description of the contract or purchase(s)**

The contract scope concerns time-critical changes to important systems on Fridtjof Nansen class frigates. The contract has been awarded to the original shipyard Navantia S.A., S.M.E.
See

Doffin 2022-900782 / TED notice - [2022/S 174-494272](#).**II.1.5. CPV code(s)**

50242000 Conversion services of ships, 35511200 Destroyers and frigates, 50640000 Repair and maintenance services of warships

II.2. Total value of the contract/lot

II.2.1. Total value of the contract/lot

Lowest offer 200000000.00 and Highest offer 400 000 000,00 NOK
excluding VAT

Section IV: Procedure

IV.1. Type of procedure

Negotiated without publication of a contract notice

Justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union

Directive 2009/81/EC

1) Justification for the choice of the negotiated procedure without publication of a call for competition in accordance with Article 28 of Directive 2009/81/EC

The works, supplies or services can be provided only by a particular economic operator for the following reason: technical

A negotiated procedure without a prior notice is allowed if 5-3 c) 'the service, for technical reasons or to protect a monopoly, can only be carried out by one supplier'.

The four frigates in the FN class are integrated battle platforms with very large, technical complexity. The original shipyard Navantia S.A. has unique competence in the FN class' special requirements and design. This competence is very important in order to ensure that the FN class functions correctly and safely for the Navy, and that important changes can be implemented quickly. No other company has such competence in the FN class. Based on Navantia S.A.'s position as the owner of the IPMS source code, and their in-depth competence in the FN class' construction, the shipyard is deemed to be the sole supplier for the specific scope that includes engineering design and partial implementation of a total of 12 changes. These changes are each assessed to have such a character that Navantia S.A.'s technical competence and/or rights are unique. Based on the above justification, there is a legal basis to sign a contract without a prior notice in accordance with 5-3 c) for the described and limited scope.

IV.2. Award criteria

IV.2.1. Award criteria

Lowest price

IV.2.2. Information about electronic auction

IV.3. Administrative information

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

4600003420

IV.3.2. Previous publication concerning this procedure

Voluntary ex ante transparency notice

Notice number in the OJ S: [2022/S 174-494272](#) of 9.9.2022

Section V: Award of contract

Contract No: 4600003420

Lot title: Important Modifications to the frigates of the Fridtjof Nansen-class.

V.1. Date of conclusion of the contract

2.9.2022

V.2. Information about tenders

Number of tenders received: 1

Number of tenders received by electronic means: 1

V.3. Name and address of the contractor

Official name: Navantia S.A., S.M.E.

Postal address: Velazquez 132

Town: Madrid

Country: Spain

V.4. Information on value of the contract/lot

Initial estimated total value of the contract/lot:

Value: 206 254 000,00 NOK

excluding VAT

Total value of the procurement:

Lowest offer 206254000.00 and Highest offer 400 000 000,00 NOK

excluding VAT

V.5. Information about subcontracting

The contract is likely to be subcontracted: yes

Value or proportion likely to be subcontracted to third parties:

Not known

Section VI: Complementary information

VI.1. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

VI.2. Additional information

Contract signed 25.4.2023.

VI.3. Procedures for review**VI.3.1. Review body****Body responsible for mediation procedures**

Official name: The appeals board for public procurements (KOFA)

Town: Bergen

Country: Norway

Telephone: +47 55193000

VI.3.2. Review procedure**VI.3.3. Service from which information about the review procedure may be obtained****VI.4. Date of dispatch of this notice**

19.5.2023