

**Denmark-Ballerup: Security, fire-fighting, police and defence equipment**  
**OJ S 135/2018 17/07/2018**  
**Contract award notice for contracts in the field of defence and security**  
**Supplies**

**Directive 2009/81/EC**

**Section I: Contracting authority/entity**

---

**I.1. Name and addresses**

Official name: The Danish Ministry of Defence Acquisition and Logistics Organisation

Postal address: Lautrupbjerg 1-5

Town: Ballerup

Postal code: 2750

Country: Denmark

Contact person: Martin Mehlsen

Telephone: +45 72814078

**Internet address(es):**

General address of the contracting authority/entity: <https://www.ethics.dk/ethics/eo#/3f5abf6b-b269-439b-8d5c-0a3459bb7152/homepage>

Electronic access to information: <https://www.ethics.dk/ethics/eo#/3f5abf6b-b269-439b-8d5c-0a3459bb7152/homepage>

Electronic submission of tenders and requests to participate: <https://www.ethics.dk/ethics/eo#/3f5abf6b-b269-439b-8d5c-0a3459bb7152/homepage>

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

**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**

Acquisition of CVC Helmets

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

Supplies

Purchase

NUTS code DK Danmark

**II.1.3. Information about framework agreement**

The procurement involves the establishment of a framework agreement

**II.1.4. Short description of the contract or purchase(s)**

The following text was written in the Contract Notice:

The Danish Ministry of Defence Acquisition and Logistics Organisation (DALO) is putting the Framework Agreement for Combat Vehicle Crew Helmet System (CVC Helmet) up for tender.

The Danish Army operate a number of armoured vehicles. Crews that operate these vehicles work in a noisy and hazardous environment. To protect the users (crew) against these threats the crews are currently equipped with a Bose CVC helmet. It is essential that the CVC helmet provide the user with both hearing and ballistic protection without hindering the user's performance. The CVC Helmet must at the same time secure the user's 2-way communication through the vehicle intercom SOTAS M2 system. The CVC Helmet has two main objectives - protection and clear communication of which neither can be neglected. DALO is therefore tendering a Framework Agreement to make it possible to acquire new and updated CVC Helmets, to be used primary on Main Battle tanks and infantry fighting vehicles. The scope of the Framework Agreement also includes the Supplier to provide maintenance /service, spare parts and accessories.

The evaluation will regard the following positively in the selection of candidates:

- quantity of similar products delivered recently (within the past 1 (one) year prior to the deadline for the request to participate), and
- quantity of similar products delivered within the past 5 (five) years prior to the deadline for the request to participate to NATO countries, and
- similar products delivered for use in Main Battle tanks.

Candidates are made aware that it is mandatory to deliver test samples to DALO in connection with a test of the candidates offer. The candidates shall not deliver test samples in order to participate in the pre-qualification however the candidates are encouraged to utilize the time during the pre-qualification period to insure timely delivery of the test samples. The test samples with necessary equipment shall be delivered to The Danish Army in connection with the test and must consist of 20 CVC helmet systems (in differentiated sizes) provided with necessary equipment to support the claim during the testing. The test is expected to be conducted in the 4th quarter of 2018. However, this may be subject to change. More information will be presented once the selection of candidates has been done (expected July 2018).

The Framework Agreement will have a duration of 4 years and the Framework Agreement is subject to renewal for additional 3 years (36 months) cf. section 2.2.3).

#### **II.1.5. CPV code(s)**

35000000 Security, fire-fighting, police and defence equipment, 32342100 Headphones, 35813000 Military helmets

#### **II.2. Total value of the contract/lot**

##### **II.2.1. Total value of the contract/lot**

Lowest offer 10 000 000 and Highest offer 30 000 000 DKK  
excluding VAT

### **Section IV: Procedure**

---

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

Negotiated with publication of a contract notice

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

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

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

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

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

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

Notice number in the OJ S: [2018/S 093-212217](#) of 15.5.2018

### **Section V: Award of contract**

---

#### **V.1. Date of conclusion of the contract**

13.7.2018

#### **V.2. Information about tenders**

#### **V.3. Name and address of the contractor**

Official name: N/A. Please see section VI.2) for additional information.

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

#### **V.5. Information about subcontracting**

### **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**

The Danish Defence Acquisition and Logistics Organization (DALO) has decided to terminate the tender for acquisition of CVC Helmets without an award. The reason for the termination is that DALO has come to the conclusion that there is a need for additional market analysis to obtain a more thorough and in-depth market knowledge before the continuation of the tendering process.

#### **VI.3. Procedures for review**

##### **VI.3.1. Review body**

Official name: Klagetvænet for Udbud (The Complaints Board for Public Procurement)

Postal address: Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

E-mail: [kifu@naevneneshus.dk](mailto:kifu@naevneneshus.dk)

Telephone: +45 72405600

Internet address: <https://erhvervsstyrelsen.dk/klagenævnet-for-udbud>

##### **VI.3.2. Review procedure**

Precise information on deadline(s) for review procedures: Pursuant to Section 3 of the Danish Consolidation Act no. 593 of 2.6.2016 on the Complaints Board for Public Procurement (available at [www.retsinformation.dk](http://www.retsinformation.dk)), the following time limits for filing a complaint apply: Complaints regarding a candidate not being pre-qualified must be filed with The Complaints Board for Public Procurement within 20 calendar days starting the day after the contracting authority has sent notification to the candidates involved, cf. § 7(1) of the Act on the Complaints Board for Public Procurement, provided that the notification includes a short account of the relevant reasons for the decision.

Other complaints must in accordance with § 7(2) of the Act on the Complaints Board for Public Procurement be filed with The Complaints Board for Public Procurement within:

1) 45 calendar days after the contracting authority has published a contract award notice in the Official Journal of the European Union (with effect from the day following the publication date).

2) 30 calendar days starting the day after the contracting authority has informed the tenderers in question, that the contracting authority has entered into a contract based on a framework agreement through reopening of competition or a dynamic purchasing system, provided that the notification includes a short account of the relevant reasons for the decision.

3) 6 months starting the day after the contracting authority has sent notification to the candidates/tenderers involved that the contracting authority has entered into the framework agreement, provided that the notification included a short account of the relevant reasons for the decision.

4) 20 calendar days starting the day after the contracting authority has published a notice concerning his decision to uphold the contract, cf. the principle in § 185(2) of the Public Procurement Act (act no. 1564 of 15.12.2015 – available at [www.retsinformation.dk](http://www.retsinformation.dk)).

The complainant must inform the contracting authority of the complaint in writing at the latest simultaneously with the lodge of the complaint to The Complaints Board for Public Procurement stating whether the complaint has been lodged in the stand-still period, cf. § 6(4) of the Act on The Complaints Board for Public Procurement. If the complaint has not been lodged in the stand-still period, the complainant must also state whether it is requested that the appeal is granted delaying effect, cf. § 12(1) of the said act.

The e-mail of The Complaints Board for Public Procurement is stated in section VI.4.1.

The Complaints Board for Public Procurement's own guidance note concerning complaints is available at the internet address stated in section VI.4.1.

VI.4.3) Service from which information about lodging of appeals may be obtained

Konkurrence- og Forbrugerstyrelsen (The Danish Competition and Consumer Authority)

Carl Jacobsens Vej 35

DK-2500 Valby

Denmark

E-mail: [kfst@kfst.dk](mailto:kfst@kfst.dk)

Telephone: +45 41715000

Internet address: [www.kfst.dk](http://www.kfst.dk)

### **VI.3.3. Service from which information about the review procedure may be obtained**

### **VI.4. Date of dispatch of this notice**

13.7.2018