

Denmark-Lyngby: Microscopes
OJ S 137/2018 19/07/2018
Contract award notice
Services

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Danmarks Tekniske Universitet / Technical University of Denmark

Postal address: 2800

Town: Lyngby

NUTS code: DK012 Københavns omegn

Country: Denmark

Contact person: Johanne Liv Pedersen

E-mail: jolip@dtu.dk

Internet address(es):

Main address: <http://www.dtu.dk/>

I.4. Type of the contracting authority

Body governed by public law

I.5. Main activity

Education

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Service Contract covering 3 TEM systems and a Helios Nannol-AB 600 SDB

II.1.2. Main CPV code

38510000 Microscopes

II.1.3. Type of contract

Services

II.1.4. Short description

Service Contract covering 3 TEM systems and a Helios Nannol-AB 600 SDB.

II.1.6. Information about lots

This contract is divided into lots: no

II.1.7. Total value of the procurement

Value excluding VAT: 5 343 802,00 DKK

II.2. Description

II.2.3. Place of performance

NUTS code: DK012 Københavns omegn

II.2.4. Description of the procurement

The service contract is put in place to cover three TEM systems and a Helios NannoLAB 600 SDB. The Titan ATEM 80-300kV, Tecnai T20 Super Twin and Titan ETEM 80-300kV each with an Oxford XMax 80mm EDS and Gatan GIF. The Helios has 5 GIS an Omniprobe, EDAX Hikari EBSD with SDD EDS.

The contract will include parts and a 24 hour response time for unplanned service. A regular Preventative Maintenance visit is also to be carried out annually.

With these machines averaging ca. 3 000 hours each per annum, system functionality is critical to keeping our demanding user base satisfied.

II.2.5. Award criteria

Price

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

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

II.2.14. Additional information

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Award of a contract without prior publication of a call for competition in the Official Journal of the European Union in the cases listed below

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

Explanation:

Each builder of electron microscopes manufactures and assembles their equipment differently. Although common third party equipment is installed on these types of machines in a very limited scope e.g. EDS detectors or cameras, it is critical to understand the interfacing necessary for these devices to function. Therefore, given the technology levels of the original equipment and of third-party equipment fitted to these microscopes for various processes it is not possible for a third-party vendor to cover this equipment with this level of contract which is parts inclusive.

The interfacing between the microscope and the third party equipment is complex, it is critical that the supplier completely understand how these systems are integrated to operate efficiently.

Titan ETEM.

CS Image Corrector.

80 and 300kV alignments

STEM and Low dose.

Gatan One View Camera.

Oxford X-Max EDS with Aztec.
Gatan GIF Tridiem 866.
Titan ATEM.
CS Probe Corrector.
120 and 300kV alignments
STEM and Low dose.
Oxford TLE EDS with Aztec.
Gatan Digiscan.
Gatan GIF Tridiem 865.
Tecnai T20 Supper Twin.
Oxford X-Max EDS with Aztec.
Gatan GIF Tridiem 865.
Helios 600 nanoLAB.
EDAX SSD EDS with TEAM.
EDAX Hikari EBSD with OIM.

These systems run on average > 3 000 per annum. We require fast and concise technical support and service to maintain our excellent service status to the demanding user base both internal and external to DTU CEN.

Suppliers to this service contract will be required to provide adequately trained technicians who can carry out routine and non-routine maintenance both onsite and remotely. An agreed minimum response time with onsite presence will be key to this contract and DTU CEN maintaining a satisfactory level of user service.

Therefore, in this case, it is our belief not possible for another provider to support DTU CEN in this service. The only supplier, Thermo Fisher Scientific Materials and Structural Analysis, formerly FEI, has provided these microscopes and developed them with us over the years since initial installation to the level they are and operate at today, and are the only one meeting our requirements.

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

IV.1.8. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: yes

IV.2. Administrative information

IV.2.1. Previous publication concerning this procedure

Notice number in the OJ S: [2018/S 088-198377](#)

IV.2.8. Information about termination of dynamic purchasing system

IV.2.9. Information about termination of call for competition in the form of a prior information notice

Section V: Award of contract

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

29/06/2018

V.2.2.

Information about tenders

Number of tenders received: 1

The contract has been awarded to a group of economic operators: no

V.2.3. Name and address of the contractor

Official name: FEI Europe B.V. Branch Denmark

Town: København V

NUTS code: DK011 Byen København

Country: Denmark

The contractor is an SME: no

V.2.4. Information on value of the contract/lot

Total value of the contract/lot: 5 343 802,00 DKK

V.2.5. Information about subcontracting

Section VI: Complementary information

VI.3. Additional information

VI.4. Procedures for review

VI.4.1. Review body

Official name: Klagenævnet for Udbud / The Complaints Board for Public Procurement

Postal address: Nævnenes Hus, Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

E-mail: klfu@erst.dk

Telephone: +45 35291000

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

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Pursuant to Danish Act on The Complaints Board for Public Procurement (act n° 492 of 12.5.2010 with subsequent amendments — available at www.retsinformation.dk), the following time limits for filing a complaint apply: Complaints must 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, cf. § 2(2) or § 171(4) of the Act on Public Procurement, 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. § 185 (2) of the Act on Public Procurement.
- 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.4.4)

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

VI.4.4. Service from which information about the review procedure may be obtained

Official name: Konkurrence- og Forbrugerstyrelsen / Danish Competition and Consumer Authority

Postal address: Carl Jacobsens Vej 35

Town: Kgs. Lyngby

Postal code: 2800

Country: Denmark

E-mail: kfst@kfst.dk

Telephone: +45 41715000

Internet address: <http://www.kfst.dk/>

VI.5. Date of dispatch of this notice

18/07/2018