

**Denmark-Copenhagen: Electrical machinery, apparatus, equipment and consumables; lighting**  
**OJ S 103/2023 31/05/2023**  
**Contract notice – utilities**  
**Supplies**

**Legal Basis:**

Directive 2014/25/EU

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**Section I: Contracting entity**

**I.1. Name and addresses**

Official name: Udviklingsselskabet By & Havn I/S

National registration number: 30823702

Postal address: Nordre Toldbod 7

Town: København K

NUTS code: DK011 Byen København

Postal code: 1259

Country: Denmark

Contact person: Kasper Frank

E-mail: [kaf@bechbruun.com](mailto:kaf@bechbruun.com)

Telephone: +45 25263667

**Internet address(es):**

Main address: <https://www.ethics.dk/ethics/eo#/b9f81035-a439-48fa-a31d-4fba2fc723bc/homepage>

**I.3. Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://www.ethics.dk/ethics/eo#/b9f81035-a439-48fa-a31d-4fba2fc723bc/publicMaterial>

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: <https://www.ethics.dk/ethics/eo#/b9f81035-a439-48fa-a31d-4fba2fc723bc/homepage>

Tenders or requests to participate must be submitted to the abovementioned address

Electronic communication requires the use of tools and devices that are not generally available. Unrestricted and full direct access to these tools and devices is possible, free of charge, at: <https://www.ethics.dk/ethics/eo#/b9f81035-a439-48fa-a31d-4fba2fc723bc/homepage>

**I.6. Main activity**

Port-related activities

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**Section II: Object**

**II.1. Scope of the procurement**

**II.1.1. Title**

CPH City & Port I/S' (Udviklingsselskabet By & Havn I/S') public procurement procedure concerning Shoreside Power Supply 2023

**II.1.2.**

**Main CPV code**

31000000 Electrical machinery, apparatus, equipment and consumables; lighting

**II.1.3. Type of contract**

Supplies

**II.1.4. Short description**

The Shoreside Power Supply is to supply Oceankaj and Langeliniekaj, two quays situated in the port of Copenhagen, with the converter situated at Oceankaj.

The project includes the complete design, deliverance and execution of a converter station incl. isolations transformers, shoreside power distribution, cable management systems (Shoreside Power System, SPS) incl. any necessary connection boxes, which will connect with a shore power supply for cruise ships calling at both Oceankaj in Nordhavn and Langeliniekaj in Copenhagen Inner Harbour.

The Supplier shall as a turnkey Supplier be responsible for and perform the complete design, including Design management and ICT management, and execute all turnkey supply services.

**II.1.5. Estimated total value**

Value excluding VAT: 140 000 000,00 DKK

**II.1.6. Information about lots**

This contract is divided into lots: no

**II.2. Description****II.2.2. Additional CPV code(s)**

31170000 Transformers, 31174000 Power supply transformers, 31320000 Power distribution cables, 31340000 Insulated cable accessories, 71320000 Engineering design services

**II.2.3. Place of performance**

NUTS code: DK011 Byen København

**II.2.4. Description of the procurement**

CPH City & Port I/S' (in the following referred to as "the Contracting Authority") has initiated this tender procedure concerning Shoreside Power Supply, SPS. The Shoreside Power Supply is to supply Oceankaj and Langeliniekaj, two quays situated in the port of Copenhagen, with the converter situated at Oceankaj. The project includes the complete design, deliverance and execution of a converter station incl. isolations transformers, shoreside power distribution, cable management systems (Shoreside Power System, SPS) incl. any necessary connection boxes, which will connect with a shore power supply for cruise ships calling at both Oceankaj in Nordhavn and Langeliniekaj in Copenhagen Inner Harbour.

The Supplier shall as a turnkey Supplier be responsible for and perform the complete design, including Design management and ICT management, and execute all turnkey supply services (hereinafter referred to as the "Services").

The Design and Supply Contract has the following options ("Options"), cf. section 6 of the Design and Supply Contract.

- Option 1: Additional frequency converter capacity needed to reach a total capacity of at least 48 MVA measured as a sum at the ship connection plugs. The added frequency converters and their auxiliary equipment shall have same specifications as the equipment supplied in the basic scope.

- Option 2: One additional mobile cable system crane, rated to 16 MVA, available at Oceankaj with possibility to connect to any of the shore side terminal boxes O-T1, O-T2, O-T3. The additional mobile cable system crane vehicles shall have same specifications as the equipment supplied in the basic scope.
  - Option 3: The Service & Maintenance Agreement has a duration of 2 years with an option to increase with a duration of 1 year for three times, i.e. af total duration for up to 5 years.
  - Option 4: Additional earthing switch housing and required cabling from earthing switch housing and to CMS and CMS solution at Langelinie at a capacity of 16 MVA.
- The Contract will be carried out in the period 5 September 2023 – 6 March 2025 with subsequent Stability Test, service & maintenance, one-year inspection etc.

#### **II.2.5. Award criteria**

Criteria below

Quality criterion - Name: Technical solution / Weighting: 25 %

Quality criterion - Name: Organisation and staffing / Weighting: 10 %

Quality criterion - Name: Process description / Weighting: 10 %

Price - Weighting: 55 %

#### **II.2.6. Estimated value**

Value excluding VAT: 140 000 000,00 DKK

#### **II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Start: 05/09/2023 End: 06/03/2025

This contract is subject to renewal: no

#### **II.2.10. Information about variants**

Variants will be accepted: no

#### **II.2.11. Information about options**

Options: yes

Description of options:

The Design and Supply Contract has the following options ("Options"), cf. section 6 of the Design and Supply Contract.

- Option 1: Additional frequency converter capacity needed to reach a total capacity of at least 48 MVA measured as a sum at the ship connection plugs. The added frequency converters and their auxiliary equipment shall have same specifications as the equipment supplied in the basic scope.
- Option 2: One additional mobile cable system crane, rated to 16 MVA, available at Oceankaj with possibility to connect to any of the shore side terminal boxes O-T1, O-T2, O-T3. The additional mobile cable system crane vehicles shall have same specifications as the equipment supplied in the basic scope.
- Option 3: The Service & Maintenance Agreement has a duration of 2 years with an option to increase with a duration of 1 year for three times, i.e. af total duration for up to 5 years.
- Option 4: Additional earthing switch housing and required cabling from earthing switch housing and to CMS and CMS solution at Langelinie at a capacity of 16 MVA.

#### **II.2.13. Information about European Union funds**

The procurement is related to a project and/or programme financed by European Union funds: yes

Identification of the project: 2019-EU-TM-0125-W

#### **II.2.14. Additional information**

## Section III: Legal, economic, financial and technical information

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### III.1. Conditions for participation

#### III.1.2. Economic and financial standing

List and brief description of selection criteria:

The candidate have to fill in the following information to the ESPD:

- The candidate's turnover during each of the 2 most recent completed and audited financial reports.
- The candidate's equity in the most recent completed and audited financial report.
- The candidate's solvency ratio (equity to assets) in the most recent completed and audited financial report.

Minimum level(s) of standards possibly required:

- The tenderer must have a yearly turnover of at least DKK 140.000.000 excl. VAT during each of the past 2 most recent completed and audited financial reports.
- The tenderer must have an equity of at least DKK 15.000.000 in the most recent completed and audited financial report.
- The tenderer must have a solvency ratio (equity to assets) of at least 20 % in the most recent completed and audited financial report.

#### III.1.3. Technical and professional ability

List and brief description of selection criteria:

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### III.2. Conditions related to the contract

#### III.2.2. Contract performance conditions

The contract contains a labour clause and a social clause. Furthermore, the contract stipulates liquidated damages for certain delays and failure to meet performance requirements.

#### III.2.3. 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

## Section IV: Procedure

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### IV.1. Description

#### IV.1.1. Type of procedure

Open procedure

#### 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.2.2. Time limit for receipt of tenders or requests to participate

Date: 04/08/2023 Local time: 12:00

#### IV.2.3.

## **Estimated date of dispatch of invitations to tender or to participate to selected candidates**

### **IV.2.4. Languages in which tenders or requests to participate may be submitted**

English

### **IV.2.6. Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 3 (from the date stated for receipt of tender)

### **IV.2.7. Conditions for opening of tenders**

Date: 04/08/2023 Local time: 15:00

Information about authorised persons and opening procedure: Tenderers do not have access to attend the opening of tenders.

## **Section VI: Complementary information**

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### **VI.1. Information about recurrence**

This is a recurrent procurement: no

### **VI.2. Information about electronic workflows**

Electronic invoicing will be accepted

Electronic payment will be used

### **VI.3. Additional information**

The Contracting Authority will exclude economic operators who are covered by one or more of the voluntary grounds for exclusion in section 137(1), number (2) or (6) of the Danish Public Procurement Act.

As documentation of the fact that the tenderer is not subject to the grounds for exclusion, the Contracting Authority will accept the following:

- An extract from the relevant register or a similar document issued by a competent judicial or administrative authority stating that the candidate or tenderer is not subject to the grounds for exclusion stipulated in section 135(1).
- A certificate issued by the competent authority in the country referred to as documentation that the candidate is not subject to the grounds for exclusion stipulated in the cases stated in section 135(3) and section 137(1)(2 or 6).

If the country in question does not issue the documents or certificates, or if such documents or certificates do not cover all the cases mentioned in section 135(1) or (3) and section 137(1)(2 or 6), those documents or certificates can be replaced by a statement provided on oath. If statements on oath are not provided for in the relevant country, a solemn declaration made before a competent judicial or administrative authority, a notary or a competent professional organisation in the country in which the tenderer is registered can be applied.

For tenderers registered in Denmark, this documentation can be in the form of a service certificate issued by the Danish Business Authority on request. This also applies in case the tenderer has foreign members in the board, management or supervisory committee.

For tenderers registered outside Denmark, please be aware of the listed relevant documentation in e-certis, which will be sufficient: <https://ec.europa.eu/growth/tools-databases/ecertis/>.

The Contracting Authority will accept sufficient documentation from national authorities in the national language. The Contracting Authority requests this documentation to be unofficially translated into English.

Documentation must not have been issued earlier than 6 months prior to the deadline of submission of tender.

As documentation that the tenderer meets the requirements for suitability specified in section 6.2.3, the tenderer will be asked to submit:

- Audited annual accounts or extracts thereof, showing the tenderer's annual turnover and equity in the most recently completed and audited financial reports at the deadline of submission of the tender.

The tenderer may document its fulfilment of the minimum requirements for economic and financial standing by any other document that the Contracting Authority deems appropriate if the tenderer for a valid reason is unable to submit the above documents or is unable to document one or more of the minimum requirements by the audited annual accounts.

In addition, the tenderer is not obliged to provide documentation for information that the Contracting Authority can obtain itself in a national database. In this case, however, the tenderer must state where this documentation can be found.

If the tenderer is a group of economic operators (e.g. a consortia), documentation in relation to both grounds for exclusion and suitability must be submitted for each of the entities in the group.

If the tenderer relies on the economic and financial standing and /or technical and professional ability of one or more entities, documentation for reasons of exclusion and relevant documentation of suitability must also be submitted for each of the supporting entities.

#### **VI.4. Procedures for review**

##### **VI.4.1. Review body**

Official name: Klagenævnet for Udbud

Postal address: Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

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

Telephone: +45 72405600

Internet address: <https://naevneshus.dk/start-din-klage/klagenaevnet-for-udbud/>

##### **VI.4.3. Review procedure**

Precise information on deadline(s) for review procedures:

The Danish Complaints Board for Public Procurement Act (Act no. 593 of 02.06.2016 which is available at [www.retsinformation.dk](http://www.retsinformation.dk).) contains the regulation governing deadlines for review procedures regarding public procurement under Danish law. Complaints must be lodged with the Complaints Board within a 45 calendar day deadline initiated by CPH City & Port I/S' publication of a contract award notice in the Official Journal of the European Union. The first day of the deadline is the day following the publication date, cf. section 7(2)(i) of the Danish Complaints Board for Public Procurement Act.

The complainant must notify CPH City & Port I/S of the complaint in writing at the latest at the same time as the complainant lodges the complaint with the Complaints Board. Furthermore, the complainant must inform CPH City & Port I/S as to whether or not the complaint has been lodged in the standstill-period and whether the complainant has requested the complaint to be given suspensory effect, cf. section 6(4) of the Danish Complaints Board for Public Procurement Act.

To lodge a complaint with the Danish Complaints Board for Public Procurement the complainant must pay a fee of DKK 20,000.

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

Official name: Konkurrence- og Forbrugerstyrelsen

Postal address: Carl Jacobsens Vej 35

Town: Valby

Postal code: 2500

Country: Denmark

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

Telephone: +45 41715000

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

**VI.5. Date of dispatch of this notice**

26/05/2023