

Denmark-Rønne: Harbour construction works

OJ S 105/2023 02/06/2023

Contract notice

Works

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Rønne Havn A/S

National registration number: 27932150

Postal address: Fiskerivej 1

Town: Rønne

NUTS code: DK014 Bornholm

Postal code: 3700

Country: Denmark

Contact person: Mette Ravn Steenstrup, Kristian Bojsen

E-mail: mrs@mazanti.dk

Telephone: +45 29421334

Internet address(es):Main address: www.portofroenne.com**I.3. Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://roennehavn.ajoursystem.net/Tender/DirectLink/0bc28dba-968c-431d-bff0-a06f4225c6b2>

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: <https://roennehavn.ajoursystem.net/Tender/DirectLink/0bc28dba-968c-431d-bff0-a06f4225c6b2>

I.4. Type of the contracting authority

Regional or local agency/office

I.5. Main activity

Other activity: Port and harbour related activities

Section II: Object

II.1. Scope of the procurement**II.1.1. Title**

Expansion of the Port of Rønne - Phase 3

II.1.2. Main CPV code

45241000 Harbour construction works

II.1.3. Type of contract

Works

II.1.4. Short description

The Port of Rønne is the largest traffic and commercial port of Bornholm and one of the largest cruise ports in Denmark. More than 3,000 ships call at the port every year. The port is also one of the island's largest workplaces and is a vital engine of the future growth and development of Bornholm.

In addition to the expansions completed in 2019 and 2022, the Employer, the company operating the Port of Rønne, wishes to undertake a further expansion of the port to secure that the port's capacity satisfies the anticipated needs of future traffic, commercial and cruise vessels.

The expansions are expected to cover the port's needs at least 30 years into the future.

This tender notice is for the expansion of the Port of Rønne - Phase 3

The Port of Rønne emphasize and strongly urge all bidders of this tender regarding the expansion of the Port of Rønne – Phase 3, to also provide an offer for the tender regarding the Expansion of the Port of Rønne - Phase 4.

II.1.5. Estimated total value

Value excluding VAT: 190 000 000,00 DKK

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.3. Place of performance

NUTS code: DK014 Bornholm

II.2.4. Description of the procurement

The tender is carried out as a negotiated procedure.

The Employer expects to select up to 5 tenderers that will participate in a negotiation procedure.

The negotiation procedure is expected to be carried out as follows:

- Submission of initial tender (following prequalification)
- Negotiation meetings held with the selected tenderers
- Submission of BAFO (Best and Final Offer)

The Employer does not expect to eliminate tenderers that have proceeded to the negotiation procedure but reserves the right to do so.

The expansion of Phas 3 will not be gradually reduced during the negotiation procedure.

All tenders are binding upon tenderers, and the Employer reserves the right to award the contract based on the initial tender without conducting any negotiations.

The Employer expects to carry out an intense and short negotiation round but reserves the right to demand for tenderers to participate in further negotiations.

The tenderers will receive the following remuneration for their preparation of tenders:

- The winning tenderer receives no remuneration.
- A prequalified tenderer that submits a valid first tender/negotiation tender but is eliminated during the negotiations receives DKK 250,000.
- A tenderer that submits a BAFO receives additional DKK 100,000.

Reference is made to the Tender Conditions.

The Port of Rønne emphasizes and strongly urges all bidders of this tender regarding Phase 3, to also provide an offer for the tender regarding the Expansion of the Port of Rønne – Phase 4 (hereafter "Phase 4"), as the two expansions are expected to be executed nearly within the same timeframe. The contract notices for Phase 3 and Phase 4 are made public simultaneously.

The Port of Rønne recognises that there are significant advantages and synergy benefits to be gained if both phases are carried out by the same tenderer. Particularly in relation to creating and maintain the best and most safe navigation conditions for all traffic in the harbour, especially for the ferry services to Bornholm, but also for the harbour's continued use as an offshore wind installation and service port, as well as to ensure the general port service and security of supply to the island.

Tenderers submitting an offer for both Phase 3 and Phase 4 will be subject to an economic reduction related to the evaluation based on the synergy benefits for carrying out both phases. The economic reduction will be applicable to the evaluation of Phase 4 alone, thus not applicable for this Phase 3. Reference is made to the procurement material

II.2.5. Award criteria

Criteria below

Quality criterion - Name: Quality and functionality / Weighting: 20

Quality criterion - Name: Organization and competence / Weighting: 15

Quality criterion - Name: Plan and process; including "handling of the work area / Weighting: 25

Price - Weighting: 40

II.2.6. Estimated value

Value excluding VAT: 190 000 000,00 DKK

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

Duration in days: 298

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Envisaged number of candidates: 5
Objective criteria for choosing the limited number of candidates:

The selection of applicants who will be asked to submit a tender will be made on the basis of a reasoned assessment of the following criteria:

1) Economical and financial standing

2) Technical and professional ability

Re. 1)

The assessment of the economical and financial standing of the applicants is based on the following key figures provided by the applicant:

- Total and average turnover for the last three financial years available

- Solvency ratio for the last three financial years available

- Equity for the last three financial years available

Re. 2)

The assessment of the technical and professional ability of the applicants is based on references and previous experience with port expansion projects. Particular emphasis will be paid to references and experience that document the ability to carry out construction work that is specifically needed for this project. Particular emphasis will also be paid to references documenting a history of effective and timely performance, especially in relation to port expansion projects of similar size and complexity.

When evaluating an applicant's technical and professional ability, attention will also be paid to the subcontracting proportion.

II.2.10. Information about variants

Variants will be accepted: no

II.2.11.

Information about options

Options: yes

Description of options:

Reference is made to the procurement material, FB section 2.1 and Totalentrepriseaftale section 7.

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

Reference is made to the procurement material

Section III: Legal, economic, financial and technical information

III.1. Conditions for participation

III.1.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions:

To participate in the prequalification, all applicants must submit a European Single Procurement Document ("ESPD").

The ESPD must contain declarations on the following:

That the applicant is not subject to grounds for exclusion as stipulated in the Danish Procurement Act, section 135.

That the applicant is not subject to grounds for exclusion as stipulated in the Danish Procurement Act, section 136.

That the applicant is not subject to grounds for exclusion as stipulated in the Danish Procurement act, section 137(1)(1) - (6).

An application for prequalification will only be taken into consideration if the above declarations have been provided in the ESPD. Declarations cannot be provided in any other manner than through the ESPD:

Where a group of applicants (consortium) applies for prequalification, each individual participant in the group must provide an ESPD containing the declaration above.

If an applicant relies on the economic and financial standing of other entities (e.g. entities within the same group, including parent companies, affiliates, subsidiaries etc.) each entity must provide an ESPD containing the declarations above.

III.1.2. Economic and financial standing

List and brief description of selection criteria:

To participate in the prequalification, all applicants must submit a European Single Procurement Document

("ESPD"). The ESPD must contain declarations on the following:

- The applicant's total turnover during the last three financial years available.
- The applicant's average turnover during the last three financial years available.
- The applicant's solvency ratio during the last three financial years available.
- The applicant's equity for the last three financial years available

An application for prequalification will only be taken into consideration if the above declarations have been

provided in the ESPD. Declarations cannot be provided in any other manner than through the ESPD:

Where a group of applicants (consortium) applies for prequalification, each individual participant in the group must provide an ESPD containing the declaration above.

If an applicant relies on the economic and financial standing of other entities (e.g. entities within the same group, including parent companies, affiliates, subsidiaries etc.) each entity must provide an ESPD containing the declarations above.

The assessment of a group of applicants' (consortium) economic and financial standing will be based partly on an assessment of the individual entities' economic and financial standing, partly on the group's overall economic and financial standing.

III.1.3. Technical and professional ability

List and brief description of selection criteria:

Liste over og kort beskrivelse af udvælgelseskriterier:

To participate in the prequalification, all applicants must submit a European Single Procurement Document

("ESPD"). The ESPD must contain declarations on the following:

- References and presentation regarding previous port (expansion) construction projects in the last five years,

that are similar in size, complexity and nature. References should be limited to a maximum of 10 references within the last five years.

Testimonials regarding the most important parts of the projects should be included.

- A statement regarding to what extent the applicant wishes to sub-contract.

Where a group of applicants (consortium) applies for prequalification, each individual participant in the group must provide an ESPD containing the declaration above.

If an applicant relies on the economic and financial standing of other entities (e.g. entities within the same group, including parent companies, affiliates, subsidiaries etc.) each entity must provide an ESPD containing the declarations above.

Mindstekrav til det niveau, der muligvis kræves:

The applicant (including sub-contractors) must have completed at least one port (expansion) construction

project within the last five years with a contract sum equal to or above DKK 175.000.000.

III.2. Conditions related to the contract

III.2.2. Contract performance conditions

Reference is made to the procurement material.

Section IV: Procedure

IV.1. Description

IV.1.1.

Type of procedure

Competitive procedure with negotiation

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

IV.1.5. Information about negotiation

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: 29/06/2023 Local time: 08:00

IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates

Date: 06/07/2023

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

Danish

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

Tender must be valid until: 31/01/2024

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.3. Additional information

The contract is offered as a negotiated procedure with prior call for competition. Applicants that wish to participate in the procedure must apply for prequalification.

Applications for prequalification must be submitted under the conditions stated above.

The deadline stated in section IV.2.2 is the deadline for receipt of applications for prequalification.

The deadline stated in section IV.2.3 is the expected date when the Employer will call for initial tenders to be submitted.

The deadline for submission of tenders is stated in the procurement material.

Each applicant can only submit one application for prequalification.

The application for prequalification must be sent by <https://roennehavn.ajoursystem.net/Tender/DirectLink/0bc28dba-968c-431d-bff0-a06f4225c6b2>. Application cannot be submitted any other way.

Questions before prequalification must be submitted by e-mail to frk@niras.dk with copies tomrs@portofoenne.com and mrs@mazanti.dk.

Questions after prequalification must be submitted by e-mail to frk@niras.dk with copies to mrs@mazanti.dk. Reference is made to the Tender Conditions section 6.

An applicant will be excluded from the procurement process if violates grounds for exclusion stated above.

The Employer can at any time request documentation for the declarations made in the ESPD. To the extent that clarification or supplementation is needed, the Employer can request that such is provided within a short timeframe. Failure to provide adequate and final documentation can result in exclusion from the procurement procedure.

The tender language is Danish. The ESPD, contract notice and Tender Conditions are provided in English on an ex gratia basis. All communications with the Employer must be in Danish. Application for prequalification as well as tenders must be submitted in Danish. Appendixes to the tender can, however, be submitted in English. The spoken language at meetings with the Employer as well as minutes of the same meetings are in Danish. The Employer informs tenderers that financing for the project has not been obtained at the time of publication of the contract notice. The Employer reserves the right to annul and abandon the procurement procedure if financing has not been obtained before Employer calls for the submission of BAFO.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Klagenævnet for Udbud - Nævnenes hus

Postal address: Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

E-mail: klfu@naevneneshus.dk

Telephone: +45 72405708

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

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

A complaint by an applicant for regarding not having been prequalified must be filed within 20 calendar days

from the day after the day that the Employer sent notice to the applicant of who had been prequalified. The

complaint must be filed with Klagenævnet for Udbud.

Other complaints must be filed with Klagenævnet for Udbud within 45 calendar days from the day after the

Employer has published a notice in the Official Journal of the European Union stating that the employer has concluded a contract.

On the same date as a complaint is filed with Klagenævnet for Udbud, the complainant must inform the

Employer that such a complaint has been filed and whether the complaint has been filed in the standstill period.

Where the complaint has not been filed in the standstill period, the complainant must also inform the Employer

whether a suspension of the contract has been requested or not.

Reference is made to the guide on complaints in procurement procedures found on <https://naevneneshus.dk/start-din-klage/klagenaevnet-for-udbud/>

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

Official name: Klagenævnet for Udbud - Nævnenes hus

Postal address: Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

E-mail: klfu@naevneneshus.dk

Telephone: +45 72405708

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

VI.5. Date of dispatch of this notice

30/05/2023