

Belgium-Brussels: Studies related to trafficking in human beings — lots 1, 2, 3 and 4

OJ S 199/2013 12/10/2013

Contract notice

Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: European Commission, Directorate-General for Home Affairs, Directorate C — Schengen

Postal address: Office LX-46 5/073

Town: Brussels

Postal code: 1049

Country: Belgium

Contact person: home-c4-procurement@ec.europa.eu

For the attention of: Ms Belinda Pyke

E-mail: home-c4-procurement@ec.europa.eu

Telephone: +32 22952016

Fax: +32 22979590

Internet address(es):

General address of the contracting authority: http://ec.europa.eu/home-affairs/tenders/tenders_en.htm

Electronic access to information: http://ec.europa.eu/home-affairs/tenders/tenders_en.htm

Additional information can be obtained from:

the abovementioned address

Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from:

the abovementioned address

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

I.2. Type of the contracting authority

European institution/agency or international organisation

I.3. Main activity

General public services

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 attributed to the contract by the contracting authority**

Studies related to trafficking in human beings — lots 1, 2, 3 and 4.

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

Services

Service category No 11: Management consulting services [6] and related services

Main site or place of performance: Contractor's premises.

NUTS code

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

II.1.4. Information about framework agreement

II.1.5. Short description of the contract or purchase(s)

Studies related to trafficking in human beings — 4 separate lots. Each tenderer may bid for 1 or several lots.

Lot 1 — study on case-law relating to trafficking of human beings for labour exploitation.

Lot 2 — study on the gender dimensions of trafficking in human beings.

Lot 3 — study on high-risk groups for trafficking in human beings.

Lot 4 — study on prevention initiatives on trafficking in human beings.

II.1.6. CPV code(s)

73210000 Research consultancy services, 79100000 Legal services, 85300000 Social work and related services

II.1.7. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: yes

II.1.8. Lots

This contract is divided into lots: yes

Tenders may be submitted for all lots

II.1.9. Information about variants

Variants will be accepted: no

II.2. Scope of the procurement

II.2.1. Total quantity or scope

Lots 1, 2 and 3: 250 000 EUR each.

Lot 4: 350 000 EUR.

Estimated value excluding VAT: 1 100 000 EUR

II.2.2. Information about options

Options: no

II.2.3. Information about renewals

This contract is subject to renewal: no

II.3. Duration of the contract or time limit for completion

Duration in months: 9 (from the award of the contract)

Information about lots

Lot No: 1

Lot title: Lot 1: Study on case-law relating to trafficking of human beings for labour exploitation

1) Short description

The main aim of the study is to:

— provide the Member States, stakeholders and the European Commission with the necessary knowledge on trafficking in human beings case-law in the Member States as regards labour exploitation,

— analyse practice across Member States in terms of prosecution of trafficking for labour exploitation.

The information gathered in this study should be key in providing information on a multifaceted phenomenon, whose transnational nature creates a high level of complexity. This information will feed into Commission strategies and recommendations in addressing trafficking in human beings and will be of use to Member States in understanding and adapting to the jurisdictional and legalistic challenges posed by trafficking in human beings. The ultimate objective is not only to share knowledge but also to increase the number of cases of trafficking for labour exploitation that are investigated and prosecuted.

Thus, the study aims to acquire a clear picture of the situation in the Member States, including trends, practice, police/judicial architecture and legal situation. This information may also serve as a basis for policymaking for the European Commission in this area.

2) CPV code(s)

73210000 Research consultancy services, 79100000 Legal services, 85300000 Social work and related services

3) Quantity or scope

The study should look into the relevant case-law on trafficking for labour exploitation in all 28 EU Member States. Better insight into case-law in Member States can potentially shed some light on the differences in approach. The study should take into account and list all the studies that have already been carried out on this matter.

Estimated value excluding VAT: 250 000 EUR

4) Indication about different time frame or duration

Duration in months: 12 (from the award of the contract)

5) Additional information about lots

http://ec.europa.eu/dgs/home-affairs/financing/tenders/index_en.htm#/c_

Lot No: 2

Lot title: Study on the gender dimensions of trafficking in human beings

1) Short description

With this study the Commission aims to better understand the gender dimensions of trafficking in human beings, as reflected in the EU strategy.

The study should explore:

- (1) the different way women and men are recruited and exploited;
- (2) the consequences for women and men of the various forms of trafficking; and
- (3) potential differences in the vulnerability of men and women to victimisation;
- (4) examination of law and policy responses to trafficking in human beings from a gender perspective; and
- (5) gender issues related to traffickers and to those creating demand, clients, users of services and products.

2) CPV code(s)

73210000 Research consultancy services, 79100000 Legal services, 85300000 Social work and related services

3) Quantity or scope

The study should cover practices in the 28 Member States of the European Union, but should not be focused on any specific Member State. The scope of the study has to cover all forms of trafficking in human beings, including but not exhaustively, trafficking for sexual exploitation, for forced labour, forced marriages, domestic servitude, forced begging, removal of organs, child-buying, surrogate motherhood and cell harvesting.

Estimated value excluding VAT: 250 000 EUR

4) Indication about different time frame or duration

Duration in months: 9 (from the award of the contract)

5) Additional information about lots

http://ec.europa.eu/dgs/home-affairs/financing/tenders/index_en.htm#/c_

Lot No: 3

Lot title: Study on high-risk groups for trafficking in human beings

1) Short description

With this study the Commission aims to develop knowledge and increase understanding on vulnerable groups that are at greater risk of trafficking in human beings, ensuring a gender perspective. This study is a key deliverable of the EU strategy, which identifies as such groups (in a non-exhaustive manner) children, especially early school leavers, children left behind, unaccompanied children, and children with disabilities among others.

The results of the study should contribute to evidence-based policy development of the European Commission. It should further inform policy implementation and policy evaluation, as well as contributing to more targeted actions in a more coherent manner in the future.

Finally, the results of this study should enable the European Commission to understand emerging trends and ensure an effective response.

2) CPV code(s)

73210000 Research consultancy services, 79100000 Legal services, 85300000 Social work and related services

3) Quantity or scope

The study should cover practices in the 28 Member States of the European Union, but should not be focused on a specific Member State. The scope of the study must cover children as defined by UN CRC, namely all persons under 18 years of age. Age-related vulnerabilities and levels of protection should include the whole age range:

- a) newly born children including children in families and children abandoned at birth;
- b) from birth up to 5–7 years of age;
- c) children aged between 12 and 18.

The study should look into all forms of trafficking in human beings, including but not exhaustively trafficking for sexual exploitation, for forced labour, forced marriages, domestic servitude, forced begging, removal of organs, child-buying. Instances of child trafficking should include trafficking in human beings to the EU, within the EU and within a Member State.

Tenderers should demonstrate diverse and comprehensive areas of expertise (e.g. academia, practitioners, NGOs, statutory agencies including law enforcement) as extensively defined in the next chapter of the specifications.

Estimated value excluding VAT: 250 000 EUR

4) Indication about different time frame or duration

Duration in months: 9 (from the award of the contract)

5) Additional information about lots

http://ec.europa.eu/dgs/home-affairs/financing/tenders/index_en.htm#/c_

Lot No: 4

Lot title: Study on prevention initiatives on trafficking in human beings

1) Short description

The aim of the study is to systematically evaluate the impact of anti-trafficking prevention

initiatives, in particular awareness-raising activities (including online activities), as well as educational programmes, measures to reduce demand, measures specifically targeting root causes as these are directly linked to trafficking in human beings.

The study should focus on prevention initiatives achieving their objectives, such as changes in behaviour and attitudes, their added value, coherence and consistency and thus reducing trafficking in human beings.

The study should include activities aiming to prevent trafficking from ever occurring also targeting the general population, prevention activities targeting high-risk groups, and prevention activities that aims to contain the problem once it has occurred, by protecting victims from further harm, in particular relevant for preventing re-trafficking.

The study will thus provide the Member States, the European Commission and other stakeholders with the necessary knowledge on the impact of trafficking in human beings prevention activities and must provide recommendations for implementing future prevention activities.

2) CPV code(s)

73210000 Research consultancy services, 79100000 Legal services, 85300000 Social work and related services

3) Quantity or scope

The study must cover practices in the 28 Member States of the European Union, but should not be focused on any specific Member State. The study should take into account different aspects of prevention activities, in particular awareness-raising activities (including online activities), as well as educational programmes, measures to reduce demand, measures specifically targeting root causes as these are directly linked to trafficking in human beings. The study should first and foremost evaluate the impact of relevant EU-funded projects in the area of prevention of trafficking in human beings. It should further cover other relevant large-scale prevention initiatives in countries outside of the EU, initiatives of international organisations (such as UN, IOM, ILO and Council of Europe), and key media to the extent possible.

The study should take into account prevention initiatives carried out by various actors, including government (ministries, police, labour inspectors, immigration services, border guards, local and regional authorities), academics, international organisation, the private sector and non-government organisations (NGOs, trade unions). It should include prevention initiatives at local, national, and EU level. Prevention initiatives at the international level and in third countries should also be taken into consideration.

The study should include prevention activities on all forms of trafficking in human beings, in particular sexual and labour exploitation, as well as forced begging, domestic servitude, criminal activities, forced marriages, the removal of organs and others.

Estimated value excluding VAT: 350 000 EUR

4) Indication about different time frame or duration

Duration in months: 9 (from the award of the contract)

5) Additional information about lots

http://ec.europa.eu/dgs/home-affairs/financing/tenders/index_en.htm#/c

Section III: Legal, economic, financial and technical information

III.1. Conditions related to the contract

III.1.1.

Deposits and guarantees required

No.

III.1.2. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them

Payments shall be made in accordance with the provisions specified in the draft contract attached to the specifications.

No prefinancing.

III.1.3. Legal form to be taken by the group of economic operators to whom the contract is to be awarded

If the contractor is a grouping or consortium of 2 or more persons, all such persons shall be jointly and severally liable to the Commission for the fulfilment of the terms and conditions of the contract.

Joint tenders can be submitted by groupings of service providers/suppliers who will not be required to adopt a particular legal form prior to the contract being awarded. However, the Commission will require the grouping:

- either to have the contract signed by all members of the grouping. In this case, one of them will be responsible for the receipt and processing of payments for members of grouping, for managing the service administration and for coordination of the contract, or
- to have the contract signed by a team leader, which has been duly authorised by the other members to bind each of them (a power of attorney will be attached to the contract according to the template provided by the Commission).

In addition, the composition and constitution of the grouping, and the allocation of the scope of tasks amongst the members, shall not be altered without the prior written consent of the Commission which can be withheld at discretion.

III.1.4. Contract performance conditions

The performance of the contract is subject to particular conditions: no

III.2. Conditions for participation

III.2.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions: All tenderers and partners must provide proof of registration, as prescribed in their country of establishment, in one of the professional or trade registers or provide a declaration or certificate.

If the tenderer or a partner is a natural person, he/she must provide a copy of his/her identity card/passport or driving licence and proof that he/she is covered by a social security and taxation scheme as a self-employed person.

III.2.2. Economic and financial ability

List and brief description of conditions: In order to prove their economic and financial capacity, the tenderer (i.e. in the case of a joint tender, the combined capacity of all members of the consortium and identified subcontractors) must comply with the following criteria: tenderers must show that their annual consolidated turnover exceeds 400 000 EUR, for the past 3 years (2010, 2011 and 2012 figures) — in the case of a consortium, this threshold will be verified at the level of the consortium.

Tenderers must provide proof of their economic and financial capacity by means of the following documents:

1. the balance sheets or extracts from balance sheets for the last 3 financial years (for which the accounts have been closed);

2. a statement of overall turnover and turnover relating to the relevant services for the last 3 financial years;
3. the completed 'Simplified balance sheet' and 'Simplified profit & loss account' (Annex 2), completed for the last 3 years (for which the accounts have been closed — expected to be 2010, 2011 and 2012);
4. evidence of professional risk indemnity insurance.

III.2.3. Technical and professional ability

List and brief description of conditions:

The tenderer must comply with the following criteria:

— Criteria relating to tenderers:

Tenderers (in the case of a joint tender the combined capacity of all tenderers and identified subcontractors) must comply with the following criteria:

For lot 1:

1. The tenderer must prove experience in conducting and delivering studies or research in the field of trafficking in human beings and legal expertise, ideally in a similar scope as the scope of this study, with previous projects delivered in this field.

For lot 2:

1. The tenderer must prove strong experience in conducting and delivering studies in the field of gender and/or trafficking in human beings, with previous projects delivered in this field.

For lot 3:

1. The tenderer must prove experience in conducting and delivering studies in the field of child protection and care and/or trafficking in human beings, with previous projects delivered in this field.

For lot 4:

1. The tenderer must prove experience in conducting and delivering evaluations of studies or projects, preferably in the field of trafficking in human beings or similar areas, with previous projects delivered in this field.

For all lots:

2. the tenderer must prove experience of working in a multilingual and multicultural environment in EU Member States with at least 3 projects delivered in the last 5 years;
3. the tenderer must prove capacity to draft reports at professional level and proofread English;
4. the tenderer must prove experience of working for EU projects implemented in at least 6 Member States with at least 1 project delivered in the last 5 years;
5. the tenderer must prove experience in survey techniques, data collection, statistical analyses and drafting reports and recommendations with at least 3 projects delivered in the last 5 years.

Criteria relating to the team delivering the service:

The team delivering the service should include, as a minimum, the following profiles:

1. expertise able to meet technical, operational and legal requirements of the assignment, including lawyers familiar with EU-level comparative legal analyses and criminal law;
2. project manager: at least 5 years' experience in project management, including overseeing project delivery, quality control of delivered service, client orientation and conflict resolution experience in project of a similar size and coverage (geographical scope at least half of the one subject to this call for tender), with experience in management of a team of similar size;
3. language quality check: at least the proposed project manager and proposed staff responsible for conducting surveys and drafting reports should have native-level language skills in English or equivalent to ensure that the deliverables are written to a professional and proofread standard;

4. experts in the fields of expertise necessary for the study: relevant higher education degree and 5 years' professional experience for senior staff and 3 years for junior staff.

III.2.4. Information about reserved contracts

III.3. Conditions specific to services contracts

III.3.1. Information about a particular profession

Execution of the service is reserved to a particular profession: no

III.3.2. 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: yes

Section IV: Procedure

IV.1. Type of procedure

IV.1.1. Type of procedure

Open

IV.1.2. Information about the limits on the number of candidates to be invited

IV.1.3. Information about reduction of the number of solutions or tenders during negotiation or dialogue

IV.2. Award criteria

IV.2.1. Award criteria

The most economically advantageous tender in terms of Price is not the only award criterion and all criteria are stated only in the procurement documents

IV.2.2. Information about electronic auction

An electronic auction will be used: no

IV.3. Administrative information

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

'HOME/2013/ISEC/PR/014-A2 Lot 1, 2, 3 and/or 4'.

IV.3.2. Previous publication concerning this procedure

no

IV.3.3. Conditions for obtaining specifications and additional documents or descriptive document

Time limit for receipt of requests for documents or for accessing documents: 12.11.2013
Payable documents: no

IV.3.4. Time limit for receipt of tenders or requests to participate

19.11.2013

IV.3.5. Estimated date of dispatch of invitations to tender or to participate to selected candidates

IV.3.6. Languages in which tenders or requests to participate may be submitted

Any EU official language

IV.3.7. Minimum time frame during which the tenderer must maintain the tender

Duration in months: 9 (from the date stated for receipt of tender)

IV.3.8. Conditions for opening of tenders

Date: 26.11.2013 - 11:00

Place:

DG Home Affairs, Unit C.4, 46 rue du Luxembourg, 5th floor, Brussels, BELGIUM.

Persons authorised to be present at the opening of tenders: yes

Information about authorised persons and opening procedure: Legal persons should announce their participation by sending the names of their representative to home-c4-procurement@ec.europa.eu

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.2. 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: Prevention and fight against crime programme (ISEC).

VI.3. Additional information

Specifications and any additional information/clarifications will be published on http://ec.europa.eu/dgs/home-affairs/financing/tenders/index_en.htm#/_

Tenderers should consult this link frequently until the submission of their tenders.

VI.4. Procedures for review

VI.4.1. Review body

VI.4.2. Review procedure

VI.4.3. Service from which information about the review procedure may be obtained

Official name: Court of Justice of the European Union

Town: Luxembourg

Country: Luxembourg

VI.5. Date of dispatch of this notice

2.10.2013