

**UK-Liverpool: dredging and pumping works**  
**OJ S 222/2012 17/11/2012**  
**Contract notice – utilities**  
**Works**

**Directive 2004/17/EC**

**Section I: Contracting entity**

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**I.1. Name and addresses**

Official name: The Mersey Docks and Harbour Company Limited  
Postal address: Maritime Centre, Port of Liverpool,  
Town: Liverpool  
Postal code: L21 1LA  
Country: United Kingdom  
Contact person: The Mersey Docks and Harbour Company Limited  
For the attention of: Peter Valkenburg  
E-mail: [peter.valkenburg@liverpool2.com](mailto:peter.valkenburg@liverpool2.com)

**Internet address(es):**

General address of the contracting entity: <http://www.peelports.co.uk>

**Additional information can be obtained from:**

the abovementioned address

**Specifications and additional documents (including documents for a dynamic purchasing system) can be obtained from:** the abovementioned address

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

**I.2. Main activity**

Port-related activities

**I.3. Contract award on behalf of other contracting entities**

The contracting entity is purchasing on behalf of other contracting entities: no

**Section II: Object of the contract**

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**II.1. Description**

**II.1.1. Title attributed to the contract by the contracting entity**

River Mersey Approach Channel Dredging Contract.

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

Works

Main site or place of performance: River Mersey Approach to the Port of Liverpool.

NUTS code UKD52 Liverpool

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

The notice involves a public contract

**II.1.4. Information about framework agreement**

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

The project is to deepen, and if required, widen the River Mersey existing approach channel to the Port of Liverpool between the bar at the outer end of the channel and the Port of Liverpool.

It is estimated that the total volume of dredged material will be between 4 500 000 m<sup>3</sup> and 5 000 000 m<sup>3</sup>. The minimum required bed level of the approach channel following dredging is 8.0 m below Chart Datum (bCD). The channel has historically been dredged to this level although currently the existing approach channel has a maintained depth of circa 6.9mbCD. The contractor will be required to carry out bathymetric surveys before, during and after the works to verify sea bed levels. Depending on the final dredge profile of the channel there may be a requirement to reposition and/or replace some of the channel marker buoys.

It is envisaged that the dredged material will be transported to designated disposal sites in the Irish Sea, as well as two other local marine sites.

There may be a requirement to interface with the contractor constructing the new quay wall and the associated land reclamation for The Mersey Docks and Harbour Company Ltd (MDHC) at the Port of Liverpool. This requirement may be that a portion of the dredged material, suitable for use as reclamation material, will be supplied to the contractor carrying out the quay wall and reclamation works on behalf of MDHC.

#### **II.1.6. CPV code(s)**

45252124 Dredging and pumping works, 45244000 Marine construction works, 45112300 Infill and land-reclamation work, 63724300 Buoy positioning services, 63724310 Buoy marking services, 71354500 Marine survey services, 71354400 Hydrographic services

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

The procurement is covered by the Government Procurement Agreement: no

#### **II.1.8. Information about lots**

This contract is divided into lots: no

#### **II.1.9. Information about variants**

Variants will be accepted: no

### **II.2. Scope of the procurement**

#### **II.2.1. Total quantity or scope**

Estimated value excluding VAT

Range: between 20 000 000,00 and 40 000 000,00 GBP

#### **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: 12 (from the award of the contract)

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

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### **III.1. Conditions related to the contract**

#### **III.1.1. Deposits and guarantees required**

The Contracting Authority reserves the right to demand any deposits, guarantees, bonds and insurance cover it deems appropriate.

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

The main financing conditions and payment arrangements will be provided within the tender documentation.

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

The contracting entity will consider tenders from single legal entities or consortia / joint venture entities.

In the event of a group of companies submitting an acceptable offer, it will be necessary for each member of the group to sign an undertaking that each company will be jointly and severally liable for the satisfactory performance of the contract.

### **III.1.4. Contract performance conditions**

The performance of the contract is subject to particular conditions: yes

Description of particular conditions: Specific conditions will be set out in the contract documentation which will be despatched by the Contracting Authority at tender stage.

## **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: Information and formalities necessary for evaluating if the requirements are met: The contracting entity will evaluate all pre-qualification responses, including the personal situation of economic operators and any requirements relating to enrolment on professional or trade registers, if applicable, in accordance with articles 51 to 54 of Directive 2004/17/EC, Regulations 23 to 27 of the Utilities Contracts Regulations 2006 and as set out in the pre-qualification questionnaire available from the contact point stated in Section 1.1 of this notice.

### **III.2.2. Economic and financial ability**

List and brief description of conditions: Information and formalities necessary for evaluating if the requirements are met: The contracting entity will evaluate all pre-qualification responses, including those related to the economic operator's economic and financial ability, in accordance with articles 51 to 54 of Directive 2004/17/EC, Regulations 23 to 27 of the Utilities Contracts Regulations 2006 and as set out in the pre-qualification questionnaire available from the contact point stated in Section 1.1 of this notice.

### **III.2.3. Technical and professional ability**

List and brief description of conditions: Information and formalities necessary for evaluating if the requirements are met: The contracting entity will evaluate all pre-qualification responses, including those relating to the economic operator's technical capacity in accordance with articles 51 to 54 of Directive 2004/17/EC, Regulations 23 to 27 of the Utilities Contracts Regulations 2006 and as set out in the pre-qualification questionnaire available from the contact point stated in Section 1.1 of this notice.

Further information and formalities necessary for evaluation if the requirements are met will be set out in the pre-contractual documentation.

### **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: no

### **Section IV: Procedure**

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

##### **IV.1.1. Type of procedure**

Restricted

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

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

The most economically advantageous tender in terms of the criteria stated in the specifications or in the invitation to tender or to negotiate

##### **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 entity**

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

no

##### **IV.3.3. Conditions for obtaining specifications and additional documents**

(except for a DPS)

Time limit for receipt of requests for documents or for accessing documents: 20.12.2012 - 12:00

Payable documents: no

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

21.12.2012 - 12:00

##### **IV.3.5. Languages in which tenders or requests to participate may be submitted**

English.

##### **IV.3.6. Minimum time frame during which the tenderer must maintain the tender**

##### **IV.3.7. Conditions for 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 European Union funds**

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

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

On receipt of the "Request to Participate", by the Contracting Authority, at the email address indicated in I.1 above, and by the date indicated in item IV.3.3 (20.12.2012 - 12:00), an

electronic copy of the Pre-Qualification Questionnaire (PQQ) will be issued by the Contracting Authority.

The Request to Participate must include the name and contact details, including a return email address, of the entity wishing to receive the PQQ.

The Pre-Qualification Questionnaire must be completed and returned to the Contracting Authority, by the date and time indicated in item IV.3.3 (21.12.2012 - 12:00).

Applicants shortlisted from the assessment of the PQQ submissions will be invited to tender (ITT).

It is anticipated that the ITT will be issued around 14.1.2013.

It is anticipated that the Tenderers will meet with the Contracting Authority during the tender period to clarify and discuss the ITT in a controlled and managed manner.

It is anticipated that completed ITT's will be returned by 18.2.2013.

During the ITT assessment period, there may be a requirement for the Tenderers to present their Tender submission to the Contracting Authority, in a controlled and managed manner.

The Contracting Authority shall not be responsible for any costs, charges or expenses incurred by the candidates or tenderers and accepts no liability for any costs, charges or expenses irrespective of the outcome of the competition or if the competition is cancelled or postponed.

The Contracting Authority reserves the right not to award all or any part of this contract. All dates and time periods specified in the notice are only provisional and the Contracting Authority reserves the right to change these.

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

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

##### **VI.4.2. Review procedure**

Precise information on deadline(s) for review procedures: The contracting entity will undertake the enquired standstill period of at least 10 calendar days from the point at which the award decision notice is electronically communicated to unsuccessful tenderers. The Utilities Contracts Regulations 2006 provide for aggrieved parties who have been harmed or are at risk of harm by a breach of the Regulations to take action in the High Court (England, Wales and Northern Ireland). Any such action must be brought within 30 days of the date on which the aggrieved party knew or ought to have known the grounds for bringing the claim had arisen. The Court may order the setting aside of the award decision under narrow circumstances, may impose additional fines, or order the contracting entity to amend any document and may award damages. The purpose of the standstill period referred to above is to allow parties to apply to the Courts to set aside the award decision before the contract is executed.

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

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

14.11.2012