

**Germany-Stuttgart: Offshore installation services**  
**OJ S 130/2022 08/07/2022**  
**Contract notice – utilities**  
**Services**

**Legal Basis:**

Directive 2014/25/EU

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**Section I: Contracting entity**

**I.1. Name and addresses**

Official name: EnBW He Dreiht GmbH  
Postal address: Schelmenwasenstr. 15  
Town: Stuttgart  
NUTS code: DE111 Stuttgart, Stadtkreis  
Postal code: 70567  
Country: Germany  
E-mail: [j.biesenbach@enbw.com](mailto:j.biesenbach@enbw.com)  
**Internet address(es):**  
Main address: [www.enbw.com](http://www.enbw.com)

**I.2. Information about joint procurement**

The contract is awarded by a central purchasing body

**I.3. Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://www.tender24.de/NetServer/TenderingProcedureDetails?function=Details&TenderOID=54321-Tender-181cef494fd-715ad9fbfd2e17d3>  
Additional information can be obtained from the abovementioned address  
Tenders or requests to participate must be submitted electronically via: [www.tender24.de](http://www.tender24.de)

**I.6. Main activity**

Electricity

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**Section II: Object**

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

**II.1.1. Title**

He Dreiht - Marine Warranty Survey (MWS)  
Reference number: EnBW-2022-0057

**II.1.2. Main CPV code**

76521000 Offshore installation services

**II.1.3. Type of contract**

Services

**II.1.4. Short description**

EnBW has engaged an insurance company to cover risks during transport and installation for different trades of the He Dreiht wind farm through the CAR insurance. Part of the insurance

contract is the requirement of a MWS contractor to be appointed by the Client. MWS (Marine Warranty Surveyor) means the inspectors to be engaged by the Contractor.

For the MWS service, the Scope of Work will be splitted into following sub-trades:

1. Wind Turbine Generator (WTG)
2. Foundation (FOU)
3. Inner Array Grid (IAG)

#### **II.1.5. Estimated total value**

#### **II.1.6. Information about lots**

This contract is divided into lots: yes

Tenders may be submitted for maximum number of lots: 3

### **II.2. Description**

#### **II.2.1. Title**

Wind Turbine Generator (WTG)

Lot No: 1

#### **II.2.2. Additional CPV code(s)**

31121320 Wind turbines

#### **II.2.3. Place of performance**

NUTS code: DEZ Extra-Regio NUTS 1

Main site or place of performance: Loading Port and North Sea (EEZ)

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

The services provided by the MWS comprise the wind turbines (WTG) and will in principle cover the following:

- Meeting attendance
- Document reviews
- Activities, vessel and equipment survey
- On-Site surveillance
- Issuance of (repetitive) Certificates of Approval
- Submission of reports (monthly reports, DPRs and survey reports)

The appointed MWS will carry out an initial assessment of the procedures and methodology from a Marine Warranty perspective.

The MWS will provide all personnel, facilities and services for the performance of the MWS services including but not limited to the resourcing and management of personnel and facilities, provision of travel arrangements, reprographics, IT etc.

The MWS will provide a multi-disciplinary team of suitably qualified and experienced personnel, who will be available to provide the services at agreed timeframe and will have full responsibility and authority for the efficient and timely execution of the MWS services.

The on-site MWS monitoring for the WTG works generally begins with loading at the quay edge ("attaching the hooks of the hoist/crane to the respective part for loading onto the installation vessel") of the base port/at the last port and ends at the place of installation at sea / after installation. The base port is defined here as the last port from which the components are shipped to the construction site.

Pre-transportations for WTG are not part of this tender.

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

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

Start: 01/12/2022 End: 31/12/2025

This contract is subject to renewal: yes

Description of renewals:

Monthly extension possible exclusively by tendering company - subject to project progress and limited to maximum 12 month.

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

Variants will be accepted: no

## **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**

### **II.2. Description**

#### **II.2.1. Title**

Foundation (FOU)

Lot No: 2

#### **II.2.2. Additional CPV code(s)**

76521000 Offshore installation services

#### **II.2.3. Place of performance**

NUTS code: DEZ Extra-Regio NUTS 1

Main site or place of performance: Loading Port and North Sea (EEZ)

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

The services provided by the MWS comprise the foundations (FOU) and will in principle cover the following:

- Meeting attendance
- Document reviews
- Activities, vessel and equipment survey
- On-Site surveillance
- Issuance of (repetitive) Certificates of Approval
- Submission of reports (monthly reports, DPRs and survey reports)

The appointed MWS will carry out an initial assessment of the procedures and methodology from a Marine Warranty perspective.

The MWS will provide all personnel, facilities and services for the performance of the MWS services including but not limited to the resourcing and management of personnel and facilities, provision of travel arrangements, reprographics, IT etc.

The MWS will provide a multi-disciplinary team of suitably qualified and experienced personnel, who will be available to provide the services at agreed timeframe and will have full responsibility and authority for the efficient and timely execution of the MWS services.

The on-site MWS monitoring for the FOU works generally begins with loading at the quay edge ("attaching the hooks of the hoist/crane to the respective part for loading onto the

installation vessel") of the base port/at the last port and ends at the place of installation at sea / after installation. The base port is defined here as the last port from which the components are shipped to the construction site.

The following applies to the foundations (Monopiles (MPs) / Transition Pieces (TPs)): Pre-transportation of the MPs is not to be checked or accompanied by the MWS objective here. With regard to the TPs, the pre-transport from Newcastle to Eemshaven is also covered under the CAR insurance, the MWS objective here checks the lifting/loading onto the barge in Newcastle, the pre-transport from Newcastle to Eemshaven and unloading from the barge onto the quay edge in Eemshaven as well as the pre-transport of the TPs from the quay edge (load-in area) to the "final storage area" in Eemshaven and back to the quay edge. The corresponding document checks are also part of this scope.

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

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

Start: 01/12/2022 End: 31/12/2025

This contract is subject to renewal: yes

Description of renewals:

Monthly extension possible exclusively by tendering company - subject to project progress and limited to maximum 12 month.

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

Variants will be accepted: no

#### **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**

##### **II.2. Description**

##### **II.2.1. Title**

Inner Array Grid (IAG)

Lot No: 3

##### **II.2.2. Additional CPV code(s)**

76521000 Offshore installation services

##### **II.2.3. Place of performance**

NUTS code: DEZ Extra-Regio NUTS 1

Main site or place of performance: Loading Port and North Sea (EEZ)

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

The services provided by the MWS comprise the inner-array cables (IAG) and will in principle cover the following:

- Meeting attendance

- Document reviews
- Activities, vessel and equipment survey
- On-Site surveillance
- Issuance of (repetitive) Certificates of Approval
- Submission of reports (monthly reports, DPRs and survey reports)

The appointed MWS will carry out an initial assessment of the procedures and methodology from a Marine Warranty perspective.

The MWS will provide all personnel, facilities and services for the performance of the MWS services including but not limited to the resourcing and management of personnel and facilities, provision of travel arrangements, reprographics, IT etc.

The MWS will provide a multi-disciplinary team of suitably qualified and experienced personnel, who will be available to provide the services at agreed timeframe and will have full responsibility and authority for the efficient and timely execution of the MWS services.

Referring to the IAG lot with regard to the MWS works and the associated document checks (the MWS scope) the CAR insurance cover for the supplier in the IAG lot begins with the first lifting of the cable for transport to the offshore location, i.e., with the lifting of the cable in the cable tank of the works and the subsequent loading processes onto the CLV.

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

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

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

Start: 01/12/2022 End: 31/12/2025

This contract is subject to renewal: yes

Description of renewals:

Monthly extension possible exclusively by tendering company - subject to project progress and limited to maximum 12 month.

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

Variants will be accepted: no

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

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#### **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:

Information and formalities required to verify compliance with the conditions (a complete overview can be found in the criteria overview, see link below under III.1.4):

- Contact person at the supplier

- Company Name
  - Company Address
  - Company Management board
  - Founded in
  - VAT No
  - Group affiliation
  - Company shareholder of an utility
  - Number of employees in FTE
  - Indication of the legal form and submission of an excerpt from the commercial register or a comparable document, e.g. an excerpt from a professional register.
  - Extract from the Central Trade Register or comparable document.
  - Necessary entries in the official directories/registers
  - Information on the ownership structure and the parent company (if applicable).
  - Designation of the company's registered office.
  - List of worldwide locations (branches, subsidiaries, branch offices, etc.) with details of the respective function (e.g. production, administration, service, sales).
  - Evidence of compliance with recognised occupational health and safety standards, such as ISO 45001.
  - Confirmation of compliance with the "Landestariftreue- und Mindestlohngesetz Baden-Württemberg".
  - Self-declaration that a person whose conduct to be attributed to the company has not been legally convicted by a court of law of a violation of one of the provisions listed in section 21(1) nos. 1-7 of the SektVO.
  - Self-declaration that the obligation to pay taxes, levies and social security contributions has been fulfilled (cf. § 21, section 4, no. 3 SektVO).
- Missing evidence may lead to exclusion from further proceedings.

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

List and brief description of selection criteria:

Information and formalities required to verify compliance with the conditions (a complete overview can be found in the criteria overview, see link below under III.1.4):

- Company annual reports for the last three years or, in the absence thereof, the annual financial reports.
- Last available quarterly report.
- Financial Information
- Subscribed capital in Euro
- Indication of which types of collateral for advance payments and securities for warranty claims will be provided.
- Self-declaration by the applicant that no insolvency proceeding or comparable legal proceedings have been instituted or the opening of such proceedings has been applied for or an application has been rejected for lack of assets and that the applicant is not in liquidation (cf. § 21 para. 4 No. 1, 2 SektVO).
- Submission of a statement of creditworthiness from the applicant's bank.
- Declaration pursuant to § 123 of the Act against Restraints of Competition (GWB).
- Corresponding judgement or legally binding administrative decision due to § 123 GWB.
- Self-purification after responding judgement or legally binding administrative decision based on § 123 GWB.
- Declaration pursuant to § 124 of the Act against Restraints of Competition (GWB).
- Self-purification after responding judgement or legally binding administrative

decision based on §124 GWB.

- Self-declaration due to Russia sanctions according to Regulation (EU) 833/2014.
- CAR-Insurance
- Judgments, lawsuits, arbitration proceedings or other pending proceedings/claims
- Business liability insurance
- Personal damage coverage
- Personal damage coverage amount
- Material damage coverage
- Material damage coverage amount
- Property damage coverage
- Property damage coverage amount
- Environmental Protection insurance
- Environmental Protection insurance amount
- Certification of QM
- Quality management officer
- Quality management system standards
- Environmental protection policies
- Environmental management system standards
- Certification of environmental management
- Environmental management officer Environmental management officer
- Document environmental protection measures and results
- Pending proceedings for environmental violations
- Measures for climate protection and environmental sustainability
- Organisational and procedural measures
- Principles of sustainable corporate governance
- Publication of sustainability reports
- Product range
- Occupational health and safety standards
- System to monitor and review compliance with Occupational health and safety standards
- Evaluation and selection of subcontractors for occupational health and safety standards
- Commitment of sub-suppliers to principles of internationally recognized social or ethical standards
- Demonstration of compliance with internationally accepted labor standards when evaluating and selecting sub-suppliers
- Self disclosure questionnaire on sanctions
- Affirmation of paying employees according to the legal requirements
- Declaration on required declarations and evidence
- Self disclosure questionnaire on sanctions

Missing evidence may lead to exclusion from further proceedings.

Minimum level(s) of standards possibly required:

- Affirmation of paying employees according to the legal requirements
- Declaration on required declarations and evidence
- Declaration pursuant to § 123 of the Act against Restraints of Competition (GWB).
- Corresponding judgement or legally binding administrative decision due to § 123 GWB.
- Self-purification after responding judgement or legally binding administrative decision based on §123 GWB.
- Declaration pursuant to § 124 of the Act against Restraints of Competition (GWB).

- Self-purification after responding judgement or legally binding administrative decision based on §124 GWB.
- Self-declaration due to Russia sanctions according to Regulation (EU) 833/2014.
- CAR-Insurance
- Self disclosure questionnaire on sanctions
- Register, commercial register number
- Necessary entries in the official directories/registers
- Annual financial reports for the past three years
- Financial information

### III.1.3. Technical and professional ability

List and brief description of selection criteria:

Information and formalities required to verify compliance with the conditions (a complete overview can be found in the criteria overview, see link below under III.1.4):

- Effective certified management system according to ISO 9001, Quality Management Systems
- Provide evidence of HSE company policy.
- Project Language
- Assurance of compliance with official requirements and regulations
- Declaration regarding possible subcontracting.
- Proof of reference projects comparable to the services to be awarded:
  - >Proof of at least five (5) completed offshore reference projects (here: wind farms with a minimum of 100MW per wind farm) for each trade to be awarded in the EEZ (WTG\*, FOU\*\*, IAG\*\*\* to be considered separately) and with track record of projects showing in the last 3 years
  - >Designation and place of performance of the service
  - >Description of the provided services in the respective trades
  - >Minimum evidence includes client, project name, year of contract award and start/end of work, scope of work, contract value

For FOU it is mandatory to proof evidence for FOU-Pretransportation and FOU-T&I Offshore, especially for MP.

A brief description of the Scopes can be found in the attached document.

\*Wind Turbine Generator

\*\*Foundation

\*\*\*Inner Array Grid

- Applicability of the General Data Protection Regulation (GDPR)
  - Acting in accordance with the General Data Protection Regulation (GDPR)
  - Qualified and certified Managementsystem; Qualitymanagementsystem
- Mising evidence may lead to exclusion from further proceedings.

Minimum level(s) of standards possibly required:

- Applicability of the General Data Protection Regulation (GDPR)
- Acting in accordance with the General Data Protection Regulation (GDPR)
- Qualified and certified Managementsystem; Qualitymanagementsystem
- Proof of reference projects comparable to the services to be awarded
- Project Language
- Assurance of compliance with official requirements and regulations
- Provide evidence of HSE company policy

### III.1.4. Objective rules and criteria for participation

List and brief description of rules and criteria:

**III.1.6. Deposits and guarantees required**

Will be announced with the tender documents, if applicable.

**III.1.7. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them**

Will be announced with the tender documents.

**III.1.8. Legal form to be taken by the group of economic operators to whom the contract is to be awarded**

Bidding consortia are permitted. The participation of a bidder in more than one consortium is not permitted.

An application as an individual bidder is not permitted at the same time as an application in a consortium.

All consortia shall be jointly and severally liable. The consortium leader must be named.

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**Section IV: Procedure**

**IV.1. Description**

**IV.1.1. Type of procedure**

Negotiated procedure with prior call for competition

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

**IV.1.4. Information about reduction of the number of solutions or tenders during negotiation or dialogue**

Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated

**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: 05/08/2022 Local time: 15:00

**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: 6 (from the date stated for receipt of tender)

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**Section VI: Complementary information**

**VI.1. Information about recurrence**

This is a recurrent procurement: no

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

Electronic ordering will be used  
Electronic invoicing will be accepted  
Electronic payment will be used

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

#### 1. Time zone

The time zone CEST / CET applies to all time data.

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#### 2. Tender24 tendering platform:

The tendering company uses for this tendering procedure the tendering platform tender24 ([https:// www.tender24.de](https://www.tender24.de)). The use of tender24 is available to the free of charge to the applicants and bidders.

The following is to be noted:

- Companies can only participate in the tendering procedure if they have registered on tender24. The registration is also a prerequisite for submitting questions regarding the announcement or the tender documents and the receipt of related answers from the tendering company. The registration is free of charge.
- It is recommended to the participating companies to get early access to the tender24 platform and its usability at an early stage. In case of any problems, the applicants or tenderers can contact the the tender support team at <https://www.tender24.de/contact>
- Communication between the tendering company and interested or participating companies takes place exclusively via tender24 and the bidder cockpit.
- All documents will be made available within the scope of this tender procedure via tender24 and the Bidder Cockpit.
- The submission of requests to participation and tenders is exclusively by means of the Bidder Cockpit via tender24. In the Bidder Cockpit, requests to participate are available under the heading requests for participation and tenders under the heading tenders in the the relevant procedure.
- In the menu item Requests for participation or Offers the Bidder Cockpit can be downloaded which is free of charge and requires a separate installation. The prerequisite for using the the bidder cockpit is a Java runtime environment (AI Weblauncher). This is provided free of charge at <https://www.bietercockpit.de/install.html>, if it is not already installed on your computer. Depending on the operating environment for the installation of the Weblauncher runtime environment and bidder cockpit administrative rights are required.

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#### 3. General information on the submission of documents

The following requirements must be observed when processing and preparing documents in the context of requests to participation or tenders:

- All documents must be provided in one of the following formats: docx, xlsx, pdf. In addition, all documents must be submitted compressed in their entirety in zip format.
- The documents included in the tender documents must be carefully checked and, if required, completed and submitted with the participation application or tender. If the space provided in these documents or their text fields is not sufficient, documents may be enclosed as additional attachments.
- An incomplete submission of the required attachments and documents with a reference to attachments and documents that were e.g. submitted in previous applications is not permitted.
- The dispatch of participation applications or the associated attachments and documents by any means other than via tender24, e.g. by e-mail, fax or postal mail, is not permitted.

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

**VI.4.1. Review body**

Official name: Vergabekammer Baden-Württemberg

Postal address: Durlacher Allee 100

Town: Karlsruhe

Postal code: 76137

Country: Germany

Telephone: +49 721-926-8730

Fax: +49 721-926-3985

**VI.4.3. Review procedure**

Precise information on deadline(s) for review procedures:

A review procedure is only admissible if, inter alia, the applicant has recognised the alleged infringement of procurement rules prior to filing the request for review and has objected to the contracting authority within a period of 10 calendar days and the request for the initiation of a review procedure is filed within 15 calendar days after receipt of the contracting authority's notification that it does not intend to remedy an objection (cf. in detail Section 160 (3) ARC).

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

05/07/2022