

**Norway-Oslo: Repair and maintenance services of warships**

OJ S 130/2022 08/07/2022

Contract notice

Services

Directive 2009/81/EC

**Section I: Contracting authority/entity**

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**I.1. Name and addresses**

Official name: FORSVARSMATERIELL [the Norwegian Defence Materiel Agency]

National registration number: 916075855

Postal address: Grev Wedels plass 1

Town: OSLO

Postal code: 0151

Country: Norway

For the attention of: Espen Herland

E-mail: [eherland@mil.no](mailto:eherland@mil.no)

Telephone: +47 99094961

**Internet address(es):**General address of the contracting authority/entity: <https://fma.no>Electronic access to information: <https://permalink.mercell.com/181885083.aspx>Electronic submission of tenders and requests to participate: <https://permalink.mercell.com/181885083.aspx>**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**

Ministry or any other national or federal authority, including their regional or local subdivisions

**I.3. Main activity**

Defence

**I.4. Contract award on behalf of other contracting authorities/entities**

The contracting authority is purchasing on behalf of other contracting authorities: yes

Official name: The Norwegian Defence logistics organisation

Postal address: Grev Wedels Plass 9

Town: Oslo

Postal code: 0151

Country: Norway

**Section II: Object of the contract**

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**II.1. Description****II.1.1. Title attributed to the contract by the contracting authority**

Framework agreement - Frigate maintenance and upgrade

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

Services

Main site or place of performance: Norway

NUTS code NO Norge

## **II.1.3. Information about framework agreement**

The procurement involves the establishment of a framework agreement

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

Framework agreement with a single operator

### **Duration of the framework agreement**

Duration in years: 17

Justification for a framework agreement, the duration of which exceeds seven years: The framework agreement is to be entered into for a duration of 4 years with options for extension of the expected service life of the vessels.

### **Estimated total value of purchases for the entire duration of the framework agreement**

Estimated value excluding VAT:

Range: between 4000000000.00 and 13000000000.00 NOK

Frequency and value of the contracts to be awarded: Calls for the framework agreement will be connected to the execution of major overhauls on the vessels and approved projects for upgrading and maintaining the vessel class at all times.

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

The contracting authority intends to enter into a framework agreement with a strategic collaboration partner with responsibility for carrying out modifications and maintenance of 4 Nansen-class vessels.

The framework agreement will help to strengthen the Defence's operational capabilities and preparedness through increased capacity for maintenance and upgrade services and relevant engineering support by providing the Defence with access to such services during times of peace, crisis, conflict and war.

In addition, the framework agreement will cover the Defence's need to provide support to allied vessels in connection with exercises and crisis/war situations.

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

50640000 Repair and maintenance services of warships, 35520000 Parts for warships, 35521000 Hull and mechanical spare parts for warships, 35521100 Engines and engine parts for warships, 35522000 Electronic and electrical spare parts for warships, 50242000 Conversion services of ships, 50600000 Repair and maintenance services of security and defence materials, 50800000 Miscellaneous repair and maintenance services, 50840000 Repair and maintenance services of weapons and weapon systems, 51550000 Installation services of weapon systems, 73434000 Test and evaluation of warships

## **II.1.7. Information about subcontracting**

The tenderer has to indicate in the tender any share of the contract it may intend to subcontract to third parties and any proposed subcontractor, as well as the subject-matter of the subcontracts for which they are proposed

The tenderer has to indicate any change occurring at the level of subcontractors during the execution of the contract

The successful tenderer is obliged to specify which part or parts of the contract it intends to subcontract beyond the required percentage and to indicate the subcontractors already identified

### **II.1.8. 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**

The scope mainly includes main routine (5-year classification), project and operation modifications, and extension of service life. The main routine, together with modifications, are jointly called main overhauling. The tenderer must take on general responsibility for the main overhauling. This includes management, planning, coordination, and facilitation of the scope that is executed by different sub-suppliers under existing framework agreements with the defence sector, as well as the deliveries carried out by the Norwegian Defence's own shipyards.

### **II.2.2. Information about options**

Options: yes

Description of options: The framework agreement will be valid for 4 years with an option for an extension one or more times depending on the lifetime of the Nansen class and the need for maintenance and upgrade of them. The framework agreement can be extended up until the last vessel in the Nansen class has been phased out.

### **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: 204 (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**

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

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

Tenderer groups shall establish a company to enter into and execute the contract, cf. section 4.3 of the qualifications documentation.

#### **III.1.4. Other particular conditions to which the performance of the contract is subject, in particular with regard to security of supply and security of information**

The tenderer must have a shipyard located in Norway for deliveries during the framework agreement. Furthermore, a security contract and supplier declaration will be entered into with the selected tenderer on a CONFIDENTIAL level. Other particular terms will be in the qualification and tender documentation.

#### **III.1.5. Information about security clearance**

Candidates which do not yet hold security clearance may obtain such clearance until:  
7.12.2022

## **III.2. Conditions for participation**

### **III.2.1. Personal situation**

#### **Criteria regarding the personal situation of economic operators (that may lead to their exclusion) including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions: The tenderer must be registered in a company register, professional register or a trade register in the country where the tenderer is established. If the tenderer is a tenderer group, the requirement must be met by each individual participant in the group.

Documentation requirement:

Norwegian tenderers:

Company registration certificate

Foreign tenderers:

Confirmation that the tenderer is registered in a company register, professional register or a trade register in the country where the tenderer is established.

If the tenderer is a tenderer group, the above-mentioned documentation shall be supplied for each individual participant in the group.

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

#### **Criteria regarding the economic and financial standing of economic operators (that may lead to their exclusion)**

List and brief description of conditions: Tenderers must have orderly conditions with regard to payment of tax, employer's national insurance contributions and VAT. This means that the tenderer should have no more than an insignificant amount of unpaid taxes and VAT, or should be able to provide a satisfactory explanation as to why they are arrears.

If the tenderer is a tenderer group, the requirement must be met by each individual participant in the group.

Documentation: Norwegian tenderers: Tax certificates (RF-1316) not older than 6 months from the application deadline. Tax certificates are defined as:

Certificate issued by the tax collector or the Norwegian Tax Authority for:

o VAT

o Tax

o Payroll tax

Foreign tenderers must provide documentation proving that the tenderer has complied with legal provisions regarding payment of taxes and duties in the state where the tenderer is established. If the tenderer is a tenderer group, the above-mentioned documentation shall be supplied for each individual participant in the group.

Tenderers must have sufficient economic and financial capacity to carry out the delivery, including minimum turnover, satisfactory profit ratio, liquidity ratio and equity ratio.

The tenderer must document a minimum revenue of MNOK 500 for each of the last 3 years.

If the tenderer is a tenderer group, the contracting authority will evaluate the fulfilment of the requirement for the tenderer group as a whole.

Tenderers shall provide the following documents:

1: The tenderer's Annual Financial Statements (including notes with the Board's and auditor's reports) from the last 3 years for the tenderer and any parent company.

2: A credit assessment from a certified independent credit appraisal agency based on the most recent known accounting figures. The rating must not be older than 2 months.

3: An overview of any significant events that have occurred after the publication of the most recently revised Annual Financial Statements that will require adjustments (in cases where the financial statements have not been re-issued), or that are subject to reporting requirements in

accordance with Norwegian and/or international accounting standards. If this documentation requirement is not relevant to the business or supporting business(s), it must be confirmed in writing upon request that the relationship is not relevant.

Tenderers must confirm that they are open to necessary access to information and permit the contracting authority to undertake necessary reviews/analysis of the tenderer's financial ability to fulfil the framework agreement.

If the tenderer has valid reasons for not being able to provide the documentation requested by the Contracting Authority, the tenderer can document their economic and financial capacity by presenting any other document that is relevant to the fiscal figures/economy of the company and that the Contracting Authority deems suitable. The tenderer must substantiate why they are unable to present the documentation required by the Contracting Authority. If the tenderer is a tenderer group, the above-mentioned documentation shall be supplied for each individual participant in the group.

**Criteria regarding the economic and financial standing of subcontractors (that may lead to their rejection)**

Minimum level(s) of standards possibly required: The tenderer must document a minimum revenue of MNOK 500 for each of the last 3 years.

**III.2.3. Technical and/or professional capacity**

**Criteria regarding the technical and/or professional ability of economic operators (that may lead to their exclusion)**

List and brief description of conditions:

(K4) The tenderer must have good experience from similar deliveries. Similar deliveries mean that the experience must apply to equivalent types of assignments, scope and complexity, including but not limited to ship and rig technical maintenance and upgrades, project and integration management, configuration management and coordination of one's own works and that of sub-contractors.

The supplier must refer to experience from deliveries with an approximate scope of 300-400 days work in one or more shifts. If the tenderer is a tenderer group, the contracting authority will evaluate the fulfilment of the requirement for the tenderer group as a whole.

Documentation: Tenderers must attach an overview of the tenderer's 5 most relevant assignments in the last 5 years. The list must include an indication of:

The value of the assignment

Date

The contracting authority's name

Contact person at the contracting authority (name, telephone number and email address).

Certificate from the receiver of the assignment(s), cf. FOSA Section 8-12 (1) c.

A short description of the delivery, including whether the supplier delivered on time, cost and performance

Relevance to this framework agreement.

It is the tenderer's responsibility to document relevance and complexity through the description. The description of each reference task should not exceed 3 A4 pages.

The contracting authority will only contact a given reference when selecting qualified Tenderers. The tenderer can attach appendix 9 of the Qualification documents - Optional certificate template as a certificate from the receiver of the assignment(s).

(K5) The tenderer must have sufficient man power to fulfil the delivery in the framework agreement.

The tenderer must command at minimum:

80 skilled electricians, of which a minimum of 30 must have Norwegian citizenship

80 skilled mechanics, of which a minimum of 20 must have Norwegian citizenship

20 skilled hull and structure workers, of which a minimum of 5 must have Norwegian citizenship  
20 skilled ISO professionals, of which a minimum of 5 must have Norwegian citizenship  
20 engineers in ship technical systems, of which a minimum of 5 must have Norwegian citizenship

6 technical illustrators, of which a minimum of 2 must have Norwegian citizenship

Relevant expertise as required to execute the framework agreement is described in further detail in Qualification documents, Annex 6 - Competence requirements

If the tenderer is a tenderer group, the contracting authority will evaluate the fulfilment of the requirement for the tenderer group as a whole. The tenderer should deliver the following documentation: A description of the tenderer's organisation of their own personnel and the personnel that they otherwise command, including the total staff and the competence and citizenship of the personnel. CVs are not to be submitted.

(K6) The tenderer must have competence in military capabilities that can impact the execution of the mission. Including

Signatures

Vulnerability reduction (weapon effects on its own platform)

EMC/EMI

Shock from underwater explosions

Underwater signature (acoustic and magnetic)

Radar Cross Section (RCS)

Thermal signature

Survival concept

Damage stability

Nuclear, Biological, Chemical (NBC) protection

If the tenderer is a tenderer group, the contracting authority will evaluate the fulfilment of the requirement for the tenderer group as a whole.

Documentation: A description of competence and experience in connection with the military capabilities listed in the qualification documents of the tenderer's own personnel and the personnel that they otherwise command.

(K7) The tenderer must command docks and infrastructure in Norway that are suitable for the execution of the contract.

The requirement is considered fulfilled when the requirements of the Contracting Authority in Annex 5 are fulfilled, or when the tenderer proves that the requirements in Annex 5 of Qualification documents will be fulfilled no later than 3 months after the contract enters into force. The tentative date for the contract to go into force is 19/10/2023, but this date is subject to change. Documentation: The tenderer must prepare a document describing fulfilment of the requirements in Annex 5 of the Qualification documents.

If the tenderer's dock and infrastructure do not fulfil all of the requirements in Annex 5 of the Qualification documents at the time of delivery of the qualification documents, the tenderer must submit an overview of the deviation and a plan for implementation of the relevant upgrades / modifications.

(K8) The tenderer must have a Quality Management System that complies with the requirements in ISO 9001:2015 Quality management systems - Requirements, and within a scope that is relevant to the delivery scope of the contract. If the tenderer is a tenderer group, the requirement must be fulfilled by each participant in the group that will perform work under the contract. Documentation: The supplier must deliver a copy of a valid ISO 9001:2015 certificate with a Scope that is relevant to the delivery scope of the contract, issued by an accredited third-party certification organisation.

If the tenderer does not have a valid ISO 9001:2015 certificate, the tenderer must submit a compliance matrix that shows compliance between the tenderer's Quality Management

System, with reference to the requirements in ISO 9001:2015 (Main sections and sub-section). The conformity matrix must make concrete references to documented information (process descriptions, procedures, instructions, etc.) in the tenderer's Quality Management System, with reference to the document name/number and the requirements in ISO 9001:2015. The Scope of the system must be clearly stated.

If the tenderer is a tenderer group, the aforementioned documentation must be submitted for each individual participating in the group who will perform work under the contract. It must also state what the individual participant must contribute under the total delivery scope of the contract and how it is ensured that system is implemented in the company that is to be established, cf. the Qualification documents point 4.3.

(K9) The tenderer must have a system for systematic environmental management at a level equal to the latest version of the ISO 14001 series. If the tenderer is a tenderer group, the requirement must be fulfilled by each individual participant in the group. Documentation: General concise description of the environmental management system implemented in the business (for example, table of contents and summary). If the tenderer can present certificates as documentation that the tenderer meets the requirements of the EU Eco-Management and Audit Scheme (EMAS), other recognised environmental management systems in Europa-Parlamentets og Rådets Forordning (EF) no. 1221/2009 article 45 or other environmental management standards based on relevant European or international standards from accredited organisations, e.g. ISO 14001, or equivalent certificates issued by organisations in other EEA countries, it will be sufficient to provide a copy of the valid certificate.

If the tenderer is a tenderer group, the above-mentioned documentation shall be supplied for each individual participant in the group. It must further state how it is ensured that the system is implemented in the company that is to be established, cf. Qualification documentation section 4.3

#### **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**

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

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

competitive dialogue

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

Envisaged number of candidates 3

Objective criteria for choosing the limited number of candidates: (K4) - Experience from similar deliveries

(K7) - Dock and infrastructure

##### **IV.1.3. 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 yes

## **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 has been used: no

## **IV.3. Administrative information**

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

2021031899

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

Notice number in the OJ S: [2021/S 225-593817](#) of 21.12.2021

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

Payable documents: no

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

29.9.2022 - 12:00

### **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**

Other Norwegian

## **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**

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

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

Official name: Oslo District Court

Country: Norway

#### **Body responsible for mediation procedures**

Official name: Oslo District Court

Country: Norway

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

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

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

5.7.2022