

Denmark-Ballerup: Fixed-wing aircrafts

OJ S 124/2023 30/06/2023

Contract award notice for contracts in the field of defence and security Services**Directive 2009/81/EC****Section I: Contracting authority/entity**

I.1. Name and addresses

Official name: Danish Defence Acquisition and Logistics Organisation

National registration number: 16287180

Postal address: Lautrupbjerg 1-5

Town: Ballerup

Postal code: 2750

Country: Denmark

Contact person: Jesper Lohse Ingvarsen

E-mail: fmi-sd-aam12@mil.dk

Telephone: +45 22964600

Internet address(es):General address of the contracting authority/entity: <https://fmi.dk/en>**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

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**

Rammeaftale - service og support til Forsvarets C-130J

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

Services

NUTS code DK Danmark

II.1.3. Information about framework agreement

The procurement involves the establishment of a framework agreement

II.1.4. Short description of the contract or purchase(s)

Rammeaftalen vedrører service og support til Forsvarets fire C-130J

II.1.5. CPV code(s)

34711110 Fixed-wing aircrafts

II.2. Total value of the contract/lot

II.2.1. Total value of the contract/lot

Value: 3 000 000 000,00 DKK
excluding VAT

Section IV: Procedure

IV.1. Type of procedure

Negotiated without publication of a contract notice

Justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union

Directive 2009/81/EC

1) Justification for the choice of the negotiated procedure without publication of a call for competition in accordance with Article 28 of Directive 2009/81/EC

All tenders submitted in reply to an open procedure, a restricted procedure or competitive dialogue were irregular or unacceptable. Only those tenderers were included in the negotiations which have satisfied the qualitative selection criteria: no

The periods for the restricted procedure and the negotiated procedure with prior publication of a contract notice are incompatible with the urgency resulting from a crisis: no

Extreme urgency brought about by events unforeseeable by the contracting authority/entity and in accordance with the strict conditions stated in the directive: no

The works, supplies or services can be provided only by a particular economic operator for the following reason: protection of exclusive rights, including intellectual property rights

The contract concerns research and development services other than those referred to in Article 13 of Directive 2009/81/EC: no

The products involved are manufactured purely for the purpose of research, experiment, study or development under the conditions stated in the directive: no

Additional deliveries by the original supplier ordered under the strict conditions stated in the directive: no

Procurement of supplies quoted and purchased on a commodity market: no

New works/services, constituting a repetition of existing works/services and ordered in accordance with the strict conditions stated in the directive: no

Contract related to the provision of air and maritime transport services for the armed forces of a Member State deployed or to be deployed abroad, under the strict conditions stated in the directive: no

IV.2. Award criteria

IV.2.1. Award criteria

Lowest price

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

IV.3.2. Previous publication concerning this procedure

Voluntary ex ante transparency notice

Notice number in the OJ S: [2022/S 181-513589](#) of 20.9.2022

Section V: Award of contract

V.1. Date of conclusion of the contract

12.9.2022

V.2. Information about tenders

V.3. Name and address of the contractor

Official name: Lockheed Martin Aeronautics Company

Postal address: 86 South Cobb Drive

Town: Marietta

Postal code: GA 30063-0264

Country: United States

V.4. Information on value of the contract/lot

V.5. Information about subcontracting

Section VI: Complementary information

VI.1. Information about European Union funds

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

VI.2. Additional information

VI.3. Procedures for review

VI.3.1. Review body

Official name: Klagenævnet for Udbud

Postal address: Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

E-mail: kifu@naevneneshus.dk

Telephone: +45 72405600

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

VI.3.2. Review procedure

Precise information on deadline(s) for review procedures: FMI har fulgt proceduren i klagenævnslovens § 4 (lovbekendtgørelse nr. 593 af 2. juni 2016 om Klagenævnet for Udbud, tilgængelig på www.retsinformation.dk). Rammeaftalen blev ikke indgået før udløbet af 10 kalenderdage regnet fra dagen efter den dag, hvor bekendtgørelse med henblik på frivillig forudgående gennemsigtighed [2022/S 181-513589](#) er offentliggjort, jf. klagenævnslovens § 4, stk. 1, nr. 2.

I henhold til klagenævnslovens § 7, stk. 3, skal en klage over, at ordregiveren i strid med udbudsreglerne har indgået en rammeaftale uden forudgående offentliggørelse af en udbudsbekendtgørelse i Den Europæiske Unions Tidende, i tilfælde hvor en ordregiver har fulgt proceduren i § 4, være indgivet til Klagenævnet for Udbud inden 30 kalenderdage regnet fra dagen efter den dag, hvor ordregiveren har offentliggjort en bekendtgørelse i Den Europæiske Unions Tidende om, at ordregiveren har indgået en rammeaftale, forudsat at bekendtgørelsen indeholder begrundelsen for ordregiverens beslutning om at tildele rammeaftalen uden forudgående offentliggørelse af en udbudsbekendtgørelse i Den

Europæiske Unions Tidende.

Senest samtidig med at en klage indgives til Klagenævnet for Udbud, skal klageren skriftligt underrette ordregiveren om, at klage indgives til Klagenævnet for Udbud, og om, hvorvidt klagen er indgivet i den periode på 10 kalenderdage, som er fastsat i § 4, stk. 1, nr. 2. I tilfælde, hvor klagen ikke er indgivet i den nævnte periode, skal klageren tillige angive, hvorvidt der begæres opsættende virkning, jf. § 12, stk. 1.

Kontaktoplysning til Klagenævnet for Udbud er angivet i pkt. VI.3).

Klagenævnet for Udbuds egen vejledning om klager er tilgængelig på hjemmesiden angivet i pkt. VI.3).

VI.3.3. Service from which information about the review procedure may be obtained

Official name: Konkurrence- og Forbrugerstyrelsen

Postal address: Valby

Town: Carl Jacobsens Vej 35

Postal code: 2500

Country: Denmark

E-mail: kfst@kfst.dk

Telephone: +45 41715000

Internet address: www.kfst.dk

VI.4. Date of dispatch of this notice

26.6.2023