

Denmark-Valby: IT services: consulting, software development, Internet and support
OJ S 229/2013 26/11/2013
Contract award notice
Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: The Competition and Consumer Authority

Postal address: Carl Jacobsens Vej 35

Town: Valby

Postal code: 2500

Country: Denmark

Contact person: Kasper Pommer Kasch

E-mail: kpk@kfst.dk

Telephone: +45 41715146

Internet address(es):

General address of the contracting authority: <http://www.kfst.dk>

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

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

Delivery and maintenance of a Forensic IT solution for the handling of electronic data.

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

Services

Service category No 7: Computer and related services

NUTS code DK011 Byen København

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

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

The Danish Competition and Consumer Authority manages the control investigations of Danish undertakings, cf. Section 18 (4) of the Danish Competition Act. While carrying out the control investigations electronic data is seized from the IT system of the undertaking in question for subsequent review and analysis. The seized electronic data may be of a quite significant size. After having carried out a control investigation the Competition and Consumer Authority will have 25 days to review the data and identify the files which are deemed necessary to either confirm or dismiss the Authority's assumption of a violation of the

Competition Act. This phase is described as the subsequent processing and takes place in the Authority's Forensic IT Laboratory (FIT Lab). For the use hereof the Competition and Consumer Authority intends to purchase an IT system to support the handling of the seized data in connection with the control investigations as part of the review and analysis of the seized data.

The contract put out for tender comprises the purchase and implementation of an IT system which in relation to the Authority's handling of seized electronic data after a control investigation will support a quick and credible review of the matters and ensure that evidence of a possible violation of the Competition Act is secured. The IT system must functionally support the principles of Forensic IT and thereby ensure that the files handled by the system will maintain their origin and authenticity so that the HASH-value, contents and metadata are identical with the corresponding original data in the undertaking from which the copy was seized and loaded to the system. For the use of the subsequent processing phase the IT system must have the capacity to process, index and analyse very large amounts of data as well as document these in order for the data to be used as evidence in court.

For the purchase and implementation of the IT system as described above in relation to necessary software and, if relevant, hardware, the contract also comprises maintenance and necessary further development and adjustment of the IT system to ensure the system's continued use and availability. Maintenance and further development must be supplied in a four year period after the delivery and implementation of the IT system with the option of two extension periods, each by one year.

The operation of the IT system will be performed by the Competition and Consumer Authority or by a third party on behalf of the Competition and Consumer Authority.

II.1.5. CPV code(s)

72000000 IT services: consulting, software development, Internet and support, 72268000 Software supply services, 72263000 Software implementation services, 72267000 Software maintenance and repair services, 72261000 Software support services

II.1.6. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: yes

II.2. Total value of the contract/lot

II.2.1. Total value of the contract/lot

Section IV: Procedure

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

1. Quality. Weighting 55
2. Price. Weighting 35
3. Deliveries and maintenance. Weighting 10

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

13/09228

IV.3.2. Previous publication concerning this procedure

Contract notice

Notice number in the OJ S: [2013/S 132-228689](#) of 10.7.2013

Section V: Award of contract

Contract No: 1

V.1. Date of conclusion of the contract

6.11.2013

V.2. Information about tenders

Number of tenders received: 1

V.3. Name and address of the contractor

Official name: Dell A/S

Postal address: Arne Jacobsens Allé 15-17

Town: Copenhagen S

Postal code: 2300

Country: Denmark

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

Initial estimated total value of the contract/lot:

Value: 11 000 000 DKK

excluding VAT

Total value of the procurement:

Value: 6 490 391 DKK

excluding VAT

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

Regarding section V.4), the initial estimated total value of the contract were DKK 2-11 mio.

The stated total final value of the contract is the total tender sum calculated in order to evaluate the sub-criterion 'price' in the tender evaluation in accordance with the tender material.

Regarding V.3), the contract is awarded to a consortium consisting of two companies:

1) Dell A/S

Arne Jacobsens Allé 15-17

2300 Copenhagen S

Denmark

Vat No: DK 18 29 67 99

2) AccessData
3rd Floor
1 Bedford Street
London WC2E 9HG
United Kingdom
afleet@accessdata.com
VAT - 974 0803 11 (AccessData)

VI.3. Procedures for review

VI.3.1. Review body

Official name: The Danish Complaints Board, The Danish Business Authority
Postal address: Langelinie Allé 17
Town: Copenhagen Ø
Postal code: 2100
Country: Denmark
E-mail: klfu@erst.dk
Telephone: +45 35291000
Internet address: <http://www.klfu.dk>

VI.3.2. Review procedure

Precise information on deadline(s) for review procedures: Complaint for not having been prequalified must be lodged with the Danish Complaints Board for Public Procurement within 20 calendar days of the date following the date when the Contracting Authority sent notification to the affected applicants stating the names of those prequalified if the notification as well as a brief outline of the relevant reasons for the decision.

A complaint must be lodged with the Danish Complaints Board for Public Procurement before 45 calendar days after the Contracting Authority has published a notice in the Official Journal of the European Union to the effect that the Contracting Authority has entered into a contract. The deadline is counted from the date following the date when the notice was published. The complainant must notify the Contracting Authority of a complaint lodged with the Danish Complaints Board for Public Procurement no later than on the date of submission of the complaint to the Danish Complaints Board for Public Procurement. Furthermore, the Contracting Authority must be informed whether the complaint was lodged in the standstill period.

In cases where the complaint is not lodged within the stand-still period, the claimant must also state if he has applied for a stay pending the outcome of the complaint.

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

Official name: The Competition and Consumer Authority
Postal address: Carl Jacobsens Vej 35
Town: Valby
Postal code: 2500
Country: Denmark
E-mail: kfst@kfst.dk
Telephone: +45 41715000
Internet address: <http://www.kfst.dk>

VI.4. Date of dispatch of this notice

22.11.2013