

**United Kingdom-Bristol: Repair and maintenance services of security and defence materials**

OJ S 232/2014 02/12/2014

Contract notice

Services

**Directive 2009/81/EC****Section I: Contracting authority/entity**

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**I.1. Name and addresses**

Official name: Ministry of Defence, Land Equipment

Postal address: Soldier, Training and Special Programmes, Surveillance and Target

Acquisition, Elm 3c, #4325, MoD Abbey Wood (South)

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

For the attention of: Ben Thomas, STSP Commercial

E-mail: [deslestsp-dcc-comrcl1d@mod.uk](mailto:deslestsp-dcc-comrcl1d@mod.uk)

Telephone: +44 3067986949

**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: 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 authority**

Surveillance and Target Acquisition Strategic Support Supplier (STA SSS).

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

Services

Service category No 3: Defence services, military defence services and civil defence services

NUTS code UKG21 Telford and Wrekin

**II.1.3. Information about framework agreement****II.1.4. Information about framework agreement****II.1.5.**

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

Repair and maintenance services of security and defence materials. Strategic Support Supplier (SSS) for Dismounted Close Combat (DCC) Surveillance and Target Acquisition (STA) equipment which comprises a number of weapon sights (target acquisition), head mounted night vision (enhanced vision) and target locating equipments. The SSS system will deliver, but is not necessarily limited to: STA equipment spares provisioning and spares re-procurement activity, receipt of equipments, storage, maintenance, repair, issuing and distribution of equipment to and collection from Purple Gate, and eventual disposal of in-scope equipments, and any Information Management System required to facilitate this. Whilst the maintenance, upkeep and obsolescence management is within the scope of the STA SSS project, procurement of new equipment and upgrades to deliver enhanced capabilities are not within scope, and will be delivered through individual projects. Once new equipment has been delivered by the Authority, the ongoing support will be undertaken by the STA SSS project. Equipment scope is subject to change and will be confirmed within the ITT. The scope and quantity of equipment supported by the STA SSS project is also likely to change throughout the term of the contract as new equipment is introduced and existing equipment is taken out of service. Consequently, optimisation of the supply chain, flexibility and resilience to address changes in fleet size, equipment scope and demand fulfilment will be key requirements of the SSS.

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

50600000 Repair and maintenance services of security and defence materials

### **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

### **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 authority is considering the procurement of a support solution for 5 years (+ 5 option years) for in scope STA equipment. In addition to this there will be periods for contract set-up and transition prior to full service delivery which together will amount to approximately 1 year. There are circa 55 equipments (~270 000 units) in scope for inclusion. The exact number is being finalised and will be advised in the Invitation to Tender. The equipment scope will also change through the duration of the contract as fleet sizes for particular items of equipment change and STA equipment comes into and goes out of service. The support solution comprises of activities necessary to sustain, configure and optimise these deployable equipments for military use. The equipments are managed by DCC who are part of the Soldier, Training and Special Programmes (STSP) team and responsible for through life project management.

Estimated value excluding VAT:

Range: between 100 000 000 and 300 000 000 GBP

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

Options: yes

Description of options: Options to extend the contract incrementally from 5 years up to a total of 10 years from completion of the transition phase will be included. Take up of these options will be at the Authority's discretion and subject to the contract continuing to demonstrate best value and required performance against Key Performance Indicators (KPI's).

## **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: 132 (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**

A parent company or bank guarantee may be required.

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

As detailed in the Invitation to Tender.

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

If a group of economic operators submits a bid, the group must nominate a legal entity to deal with the Authority and which will tender and enter into the contract.

#### **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 Authority reserves the right to amend any condition related to security of information to reflect any changes in national law and government policy. If any contract documents are accompanied by a Security Aspects Letter, the Authority reserves the right to amend the terms of the Security Aspects Letter to reflect any changes in national law or government policy whether in respect of the applicable protective marking scheme, specific protective markings given, the aspects to which any protective marking applies or otherwise.

TUPE obligations may be applicable to the STA SSS Invitation to Tender. The services that will be incorporated into STA SSS are currently provided to the MOD by a range of providers and TUPE implications will be scoped prior to release of the ITT.

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

### **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 Authority will apply all the offences listed in Article 39(1) of Directive 2009/81/EC (implemented as Regulation 23(1) of the Defence and Security Public Contract Regulations (DSPCR) 2011 in the UK) and all of the professional misconducts listed at Article 39(2) of Directive 2009/81/EC (see also Regulation 23(2) in the DSPCR 2011) to the decision of whether a Candidate is eligible to be invited to tender.

A full list of the Regulation 23(1) and 23(2) criteria are at <http://www.contracts.mod.uk/delta/project/reasonsForExclusion.html#dspr>

Candidates will be required to sign a declaration confirming whether they do or do not have any of the listed criteria as part of the pre-qualification process.

Candidates who have been convicted of any of the offences under Article 39(1) are ineligible and will not be selected to bid, unless there are overriding requirements in the general interest (including defence and security factors) for doing so.

Candidates who are guilty of any of the offences, circumstances or misconduct under Article 39 (2) may be excluded from being selected to bid at the discretion of the Authority.

A declaration of good standing will be required as part of the Pre-Qualification Questionnaire process.

### **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: (a) Appropriate statements from the economic operator's bankers or where appropriate, evidence of relevant professional risk indemnity insurance.

(b) The presentation of balance-sheets or extracts from the balance-sheets, where publication of the balance-sheet is required under the law of the country in which the economic operator is established.

(c) Where appropriate, a statement, covering the 3 previous financial years of the economic operator, of:

(i) the overall turnover of the business of the economic operator; and (ii) where appropriate, the turnover in respect of the work, works, goods or services which are of a similar type to the subject matter of the contract.

As detailed in the Pre-Qualification Questionnaire.

### **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:

(a) in the case of a supply contract requiring the siting or installation of goods, a services contract or a works contract, the economic operator's technical ability, taking into account in particular that economic operator's skills, efficiency, experience and reliability.

(c) a statement of the principal goods sold or services provided by the supplier or the services provider in the past five years, or during a shorter period if necessary, and:

(i) the dates on which the goods were sold or the services provided;

(ii) the consideration received;

(iii) the identity of the person to whom the goods were sold or the service were provided;

(iv) any certificate issued or countersigned by that person confirming the details of the contract for those goods sold or services provided; and;

(v) where — (a) that person was not a contracting authority, and (b) the certificate referred to in sub-paragraph (c)(iv) is not available, any declaration by the economic operator attesting the details of the goods sold or services provided.

(d) a statement of the technicians or technical services available to the economic operator to:

(i) carry out the work under the contract, or (ii) be involved in the production of goods or the provision of services under the contract, particularly those responsible for quality control, whether or not they are independent of the economic operator.

(e) a statement of the economic operator's: (i) technical facilities; (ii) measures for ensuring

quality; (iii) study and research facilities; and (iv) internal rules regarding intellectual property.  
(j) a description of the tools, material, technical equipment, staff numbers, know-how and sources of supply (with an indication of their geographical location when it is outside the territory of the EU) available to the economic operator to perform the contract, cope with any additional needs required by the contracting authority as a result of a crisis or carry out the maintenance, modernisation or adaptation of the goods covered by the contract.

(n) a certificate: (i) attesting conformity to quality management systems standards based on the relevant European standard; and (ii) from an independent accredited body established in any member State conforming to the European standards concerning accreditation and certification.

(o) any other evidence of conformity to quality management systems standards which are equivalent to the standards referred to in sub-paragraph (n)(i).

As detailed in the Pre-Qualification Questionnaire.

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

Envisaged minimum number 3 and Maximum number 10

Objective criteria for choosing the limited number of candidates: Interested suppliers are required to complete the PQQ to provide information that allows the Authority to evaluate the supplier's capacities and capabilities against the selection criteria set out at Sections III.2.1), III.2.2) and III.2.3) of this Contract Notice.

The Authority will use the PQQ response to create a short-list of tenderers who:

- (1) are eligible to participate under Section III.2.1) of this Contract Notice;
- (2) fulfil any minimum standards under Sections III.2.2) and III.2.3) of this Contract Notice; and;
- (3) best meet in terms of capacity and capability the selection criteria set out Sections III.2.2) and III.2.3) of this Contract Notice.

The assessment in respect of capacity and capability in accordance with sections III.2.2) and III.2.3) will be undertaken as follows:

Section III.2.2 — Economic and financial standing.

The Potential Provider's financial ability to meet this requirement will be assessed on a risk basis and the financial information provided by the Potential Provider in response to Section 4 (Part 1 Form D) of the PQQ will be evaluated by the Authority. Factors that will be taken into consideration when evaluating financial information include:

- a. Turnover;
- b. Profitability;

- c. Liquidity and Working Capital;
- d. Debt;
- e. Cash Flow.

The Authority will also examine the financial health of any holding company or subsidiary of the Potential Provider where it is part of a group.

When assessing the financial health of an organisation the Authority will also take into consideration any Auditor's opinion, for example Qualifications or Emphasis of Matter Statements.

The Authority's opinion may be validated using credit agencies such as Company Watch. If examination of the financial information exposes the potential for a Potential Provider to experience financial difficulty in performing the contract, then the Authority will determine the level of risk that it is willing to bear in fulfilling the requirement. Evaluation of the financial information will attract a Pass or Fail risk marking.

Pass;

A low or medium financial risk assessment as evaluated by the Authority.

Fail;

A high unacceptable level of financial risk as evaluated by the Authority.

Section III.2.3 — Technical and/or professional capacity.

The assessment of whether suppliers (a) meet the minimum levels of standards of technical and professional capacity and (b) best meet the technical and professional capacity requirements will be based upon the information provided in response to Part 1 Form E, Part 2 Form F and Part 2 Form G (sections 5, 6 and 7) of the Pre-Qualification Questionnaire (PQQ). An initial assessment will be made as to whether the suppliers responses to the questions in sections Part 1 Form E, Part 2 Form F and Part 2 Form G of the PQQ are complete and adequate to demonstrate that they have a level of technical and professional capacity which is commensurate with managing a contract of the scale and technical complexity of STA SSS. Where a supplier is judged to have failed any of these sections of the PQQ they will be judged to have failed to meet the minimum standard for Section III.2.3 and will not be invited to tender. Responses from those suppliers who are judged to have met the minimum standards for section III.2.3 will then have their answers to the questions in 2 Form F and Part 2 Form G of the PQQ scored according to the following marking scheme and weightings:

Marking Scheme.

- 1 — Poor;
- 2 — Satisfactory;
- 3 — Good;
- 4 — Very Good;
- 5 — Excellent.

Weighting.

Project Related Questions — 40;

Additional Questions for Technical and Professional Capability — 20;

Security of Supply (1) — 5;

Security of Supply (2) — 20;

Intellectual Property Rights — 15.

Should more than 10 suppliers respond to the PQQ, be eligible to participate under section III.2.1 and fulfil the minimum standards under III.2.2 and III.2.3 then only the 10 suppliers who receive the highest scores for Part 2 Form F and Part 2 Form G of the PQQ will be invited to tender.

Full details of the method for choosing the tenderers will be set out in the Help Text Box for the Dynamic PQQ.

#### **IV.1.3. Information about reduction of the number of solutions or tenders during negotiation or dialogue**

#### **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**

SSP/00011

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

no

##### **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**

28.1.2015 - 17:00

##### **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**

English.

### **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**

The contracting authority considers that this contract may be suitable for economic operators that are small or medium enterprises (SMEs). However, any selection of tenderers will be based solely on the criteria set out for the procurement, and the contract will be awarded on the basis of the most economically advantageous tender. Suppliers interested in working with the Ministry of Defence should register on the MOD Supplier Information Database (SID) Register, available at [www.contracts.mod.uk](http://www.contracts.mod.uk) The MOD SID is a database of active and potential suppliers available to all MOD and UK Defence procurement personnel, and is the main supplier database of MOD Procurement organisations. Please note: the registration and publication of a company profile on the MOD SID does not mean or imply that the supplier has in any way been vetted or approved by the MOD. Suppliers wishing to compete for advertised MOD contracts must respond to

any specific call for competition by submitting a separate expression of interest in accordance with the instructions of the purchasing organisation.

From 2.4.2014 the Government is introducing its new Government Security Classifications Policy (GSC) to replace the current Government Protective Marking Scheme. A key aspect of this is the reduction in the number of security classifications used. All suppliers to the Department are encouraged to make themselves aware of the changes as it may impact on this Requirement. The link below to the Gov.uk website provides information on the new GSC.  
<https://www.gov.uk/government/publications/government-security-classifications>

The Authority reserves the right to amend any condition related to security of information to reflect any changes in national law or government policy. If any contract documents are accompanied by instructions on safeguarding classified information (e.g. a Security Aspects Letter), the Authority reserves the right to amend the terms of these instructions to reflect any changes in national law or government policy, whether in respect of the applicable protective marking scheme, specific protective markings given, the aspects to which any protective marking applies, or otherwise.

Advertising Regime OJEU:

— This contract opportunity is published in the Official Journal of the European Union (OJEU), the MoD Defence Contracts Bulletin and [www.contracts.mod.uk](http://www.contracts.mod.uk)

Electronic Trading.

Potential suppliers must note the mandatory requirement for electronic trading using the Ministry of Defence's standard Purchase to Payment (P2P) system operating under the Defence Electronic Commerce Service, which shall be a special condition for the performance of this Contract. You can find details on the P2P system at [www.d2btrade.com](http://www.d2btrade.com)

The Contractor shall be required to sign DEFFORM 30 (Electronic Transaction Agreements) and unconditionally accept DEFCON 5J (Unique Identifiers), DEFCON 129J (The Use of Electronic Business Delivery Form); and DEFCON 522J (Payment under P2P). Suppliers must read through this set of instructions and follow the process to respond to this opportunity.

The information and/or documents for this opportunity are available on <http://www.contracts.mod.uk>

You must register on this site to respond, if you are already registered you will not need to register again, simply use your existing username and password. Please note there is a password reminder link on the homepage.

Suppliers must log in, go to your Response Manager and add the following Access Code: 3V6GQBZVGG.

Please ensure you follow any instruction provided to you here.

The deadline for submitting your response(s) is detailed within this contract notice, you will also have visibility of the deadline date, once you have added the Access code via DCO as the opening and closing date is visible within the opportunity.

Please ensure that you allow yourself plenty of time when responding to this opportunity prior to the closing date and time, especially if you have been asked to upload documents.

If you experience any difficulties please refer to the online Frequently Asked Questions (FAQs) or the User Guides or contact the MOD DCO Help-desk by emailing [support@contracts.mod.uk](mailto:support@contracts.mod.uk) or Telephone +44 800 282 324.

GO Reference: GO-20141128-DCB-6194798.

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

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

##### **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**

28.11.2014