

Denmark-Ballerup: Boots
OJ S 130/2023 10/07/2023
Contract award notice
Supplies

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: The Danish Ministry of Defence Acquisition and Logistics Organisation

National registration number: 16287180

Postal address: Lautrupbjerg 1

Town: Ballerup

NUTS code: DK012 Københavns omegn

Postal code: 2750

Country: Denmark

Contact person: Gert Larsen

E-mail: fmi-la-wud09@mil.dk

Telephone: +45 72814789

Internet address(es):

Main address: www.fmi.dk

I.4. Type of the contracting authority

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

I.5. Main activity

Defence

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Framework agreement regarding purchase of Combat Boot, Heavy and Combat Boot, Light

Reference number: 4019395

II.1.2. Main CPV code

18815000 Boots

II.1.3. Type of contract

Supplies

II.1.4. Short description

The Danish Defence Acquisition and Logistics Organization(DALO) wishes to renew the contracts concerning the Military Combat Boot System which is the soldier's primary footwear during daily training, exercise and work, but also during extended combat operations. The system consists of five primary boots divided into 5 lots, where this contract notice concerns LOT 1, Combat Boot, Heavy and LOT 2, Combat Boot, Light. The remaining boots (LOT 3-5) will be tendered by separate contract notices.

For daily duty, the soldier will use two primary boots; Combat Boot, Heavy (LOT 1) and Combat Boot, Light (LOT 2). Together, these two pair of boots must cover the soldiers' daily requirements for footwear, meaning all year round, in all types of weather and terrain and for all types of operations from office or garrison duties to field exercise and national or international operations.

II.1.6. Information about lots

This contract is divided into lots: yes

II.1.7. Total value of the procurement

Value excluding VAT: 69 500 000,00 DKK

II.2. Description

II.2.1. Title

Framework agreement regarding purchase of Combat Boot, Heavy
Lot No: 1

II.2.2. Additional CPV code(s)

18815000 Boots

II.2.3. Place of performance

NUTS code: DK Danmark

II.2.4. Description of the procurement

DALO intends to award two parallel framework agreements to two suppliers regarding purchases of Combat Boot, Heavy (LOT 1). The intention is to give each soldier the possibility of being equipped with one of two brands of the Combat Boot, Heavy shaped over two different lasts in order to achieve the best possible conditions of optimizing a sufficient foot comfort. See furthermore Special Appendix 6 to the Framework Agreements for details regarding award of purchase orders under the Framework Agreements.

The Combat Boot, Heavy is intended for duty in "regular" climates and is thus not intended for extreme climates and environments, as the soldier in case of being deployed to extreme climates and environments, will be equipped with special boots, e.g. a Desert Boot, Jungle Boot or Cold Weather Boot (Lot 3-5). These special boots will be tendered by separate contract notices.

The Combat Boot, Heavy is intended to be used for operations in the following climate NATO zones (AECTP-23 – Climate conditions); Primary C0 and C1, and secondary A3 and M3. The Primary terrain is Mud, grass, asphalt, paving and winter terrain. Key words for the boot's functionality are ankle support, heavy-duty, insulation, robust sole and water resistance. The Combat Boot, Heavy must be able to withstand the use that normally occur during a mission, including the build-up phase, which corresponds for a minimum of 18 months of use.

II.2.5. Award criteria

Quality criterion - Name: Quality / Weighting: 70

Price - Weighting: 30

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

The framework agreement is entered into by DALO. However, all divisions of the Danish Ministry of Defence, including all units of the Danish Defence subject to the command of the Chief of Defence is entitled to use the framework agreement.

II.2. Description

II.2.1. Title

Framework agreement regarding purchase of Combat Boot, Light
Lot No: 2

II.2.2. Additional CPV code(s)

18815000 Boots

II.2.3. Place of performance

NUTS code: DK Danmark

II.2.4. Description of the procurement

DALO intends to award two parallel framework agreements to two suppliers regarding purchases of Combat Boot, Light (LOT 2). The intention is to give each soldier the possibility of being equipped with one of two brands of the Combat Boot, Light shaped over two different lasts in order to achieve the best possible conditions of optimizing a sufficient foot comfort. See furthermore Special Appendix 6 to the Framework Agreements for details regarding award of purchase orders under the Framework Agreements.

The Combat Boot, Light is intended for duty in "regular" climates is thus not intended for extreme climates and environments, as the soldier in case of being deployed to extreme climates and environments, will be equipped with special boots, e.g. a Desert Boot, Jungle Boot or Cold Weather Boot. These special boots will be tendered by separate contract notices. The Combat Boot, Light is intended to be used for operations in the following climate NATO zones (AECTP-23 – Climate conditions); Primary A3, M2 and C0, and secondary A2 and M1. The primary terrain is grass, asphalt and paving. Key words for the boot's functionality are ankle support, breathability, low weight, flexible. The Combat Boot, Light must be able to withstand the use that normally occur during a mission, including the build-up phase, which corresponds for a minimum of 18 months of use.

II.2.5. Award criteria

Quality criterion - Name: Quality / Weighting: 70

Price - Weighting: 30

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

The framework agreement is entered into by DALO. However, all divisions of the Danish Ministry of Defence, including all units of the Danish Defence subject to the command of the Chief of Defence is entitled to use the framework agreement.

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Restricted procedure

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

The procurement involves the establishment of a framework agreement

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.2.1. Previous publication concerning this procedure

Notice number in the OJ S: [2022/S 108-304552](#)

IV.2.8. Information about termination of dynamic purchasing system

IV.2.9. Information about termination of call for competition in the form of a prior information notice

Section V: Award of contract

Contract No: 1

Lot No: 1

Title:

Framework agreement regarding purchase of Combat Boot, Heavy

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

06/06/2023

V.2.2. Information about tenders

Number of tenders received: 5

The contract has been awarded to a group of economic operators: no

V.2.3. Name and address of the contractor

Official name: Altberg Ltd

National registration number: 2563160

Postal address: Unit 2B Racecourse Road

Town: Richmond, North Yorkshire

NUTS code: UK United Kingdom

Postal code: DL10 4TG

Country: United Kingdom

The contractor is an SME: yes

V.2.4. Information on value of the contract/lot

Total value of the contract/lot: 45 500 000,00 DKK

V.2.5. Information about subcontracting

Section V: Award of contract

Contract No: 2

Lot No: 1

Title:

Framework agreement regarding purchase of Combat Boot, Heavy

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

06/06/2023

V.2.2. Information about tenders

Number of tenders received: 5

The contract has been awarded to a group of economic operators: no

V.2.3. Name and address of the contractor

Official name: ITURRI SA

National registration number: ESA41050113

Postal address: Calle Roberto Osborne 9

Town: Seville

NUTS code: ES España

Postal code: 41007

Country: Spain

The contractor is an SME: no

V.2.4. Information on value of the contract/lot

Total value of the contract/lot: 45 500 000,00 DKK

V.2.5. Information about subcontracting

Section V: Award of contract

Contract No: 3

Lot No: 2

Title:

Framework agreement regarding purchase of Combat Boot, Light

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

06/06/2023

V.2.2. Information about tenders

Number of tenders received: 4

The contract has been awarded to a group of economic operators: no

V.2.3.

Name and address of the contractor

Official name: B. Stumpp & S. Baier GmbH

National registration number: HRB 4956

Postal address: August-Bebel-Str., 14

Town: Heidenau

NUTS code: DE Deutschland

Postal code: 01809

Country: Germany

The contractor is an SME: yes

V.2.4. Information on value of the contract/lot

Total value of the contract/lot: 24 000 000,00 DKK

V.2.5. Information about subcontracting**Section V: Award of contract**

Contract No: 4

Lot No: 2

Title:

Framework agreement regarding purchase of Combat Boot, Light

A contract/lot is awarded: yes

V.2. Award of contract**V.2.1. Date of conclusion of the contract**

06/06/2023

V.2.2. Information about tenders

Number of tenders received: 4

The contract has been awarded to a group of economic operators: no

V.2.3. Name and address of the contractor

Official name: HAIX Schuhe - Produktions- und Vertriebs GmbH

National registration number: DE128694545

Postal address: Auhofstrasse 10

Town: Mainburg

NUTS code: DE Deutschland

Postal code: 84048

Country: Germany

The contractor is an SME: no

V.2.4. Information on value of the contract/lot

Total value of the contract/lot: 24 000 000,00 DKK

V.2.5. Information about subcontracting**Section VI: Complementary information**

VI.3. Additional information

Regarding section V.2.4): The estimated value of the framework agreements in LOT 1 is DKK 45,500,000 and the maximum value is DKK 70,000,000. The estimated value of the framework agreements in LOT 2 is DKK 24,000,000 and the maximum value is DKK 36,000,000. Thus, the values stated are for both parallel framework agreements on each lot. The reason for the difference between the stated values is the uncertainty regarding the final value of the framework agreements, cf. below. Hence, the estimated value constitutes DALO's most qualified estimate of the value of the framework agreements at the present moment, while the maximum value constitutes the maximum value of purchases under the framework agreements in its duration.

The uncertainty regarding the final value of the framework agreement is primarily caused by uncertainty regarding the Danish Defence' operational needs through the duration of the framework agreement, including uncertainty about specific deployments and mission areas in particular, which is not possible to foresee for the entire span of the framework agreement. Thus, changes to the operational needs of the Danish Defence compared to the existing situation and needs may cause a significant larger expenditure on the framework agreement than what is expected at the moment.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Klagenævnet for Udbud (The Danish Complaints Board for Public Procurement)

Postal address: Nævnenes Hus, Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

E-mail: klfu@naevneshus.dk

Telephone: +45 72405600

Internet address: <https://klfu.naevneshus.dk/>

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Pursuant to the Danish Consolidation Act no. 593 of 2 June 2016 on the Complaints Board for Public Procurement (available at www.retsinformation.dk), the following time limits for filing a complaint apply:

Complaints regarding a candidate not being prequalified must be filed with The Complaints Board for Public Procurement within 20 calendar days starting the day after the contracting authority has sent notification to the candidates involved, cf. § 7(1) of the Act on The Complaints Board for Public Procurement, provided that the notification includes an account of the reasons for the decision.

Other complaints must in accordance with § 7(2) of the Act on The Complaints Board for Public Procurement be filed with The Complaints Board for Public Procurement within:

1) 45 calendar days after the contracting authority has published a contract award notice in the Official Journal of the European Union. The time limit is calculated from the day after the publication date.

2) 30 calendar days starting the day after the contracting authority has notified the tenderers in question, that the contracting authority has entered into a contract based on a framework agreement through reopening of competition or a dynamic purchasing system, provided that the notification includes an account of the reasons for the decision.

3) 6 months after the contracting authority has entered into the framework agreement, calculated starting the day after the contracting authority has sent notification to the candidates and tenderers involved, cf. § 2(2) or § 171(4) of the Public Procurement Act, provided that the notification included an account of the reasons for the decision.

4) 20 calendar days starting the day after the contracting authority has published a notice concerning his decision to uphold the contract, cf. § 185(2) of the Public Procurement Act. The complainant must inform the contracting authority of the complaint in writing at the latest simultaneously with the lodge of the complaint to The Complaints Board for Public Procurement stating whether the complaint has been lodged in the stand-still period, cf. § 6(4) of the Act on The Complaints Board for Public Procurement. If the complaint has not been lodged in the stand-still period, the complainant must also state whether it is requested that the appeal is granted delaying effect, cf. § 12(1) .

Contact information for The Complaints Board for Public Procurement is stated in section VI.4.1).

The Complaints Board for Public Procurement's own guidance note concerning complaints is available on the website stated in section VI.4.1).

VI.4.4. Service from which information about the review procedure may be obtained

Official name: Konkurrence- og Forbrugerstyrelsen (The Danish 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.5. Date of dispatch of this notice

05/07/2023