

**Belgium-Brussels: Low- and medium-voltage cable**  
**OJ S 159/2021 18/08/2021**  
**Contract notice – utilities**  
**Supplies**

**Legal Basis:**

Directive 2014/25/EU

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**Section I: Contracting entity**

**I.1. Name and addresses**

Official name: Fluxys LNG

National registration number: 0426.047.853\_632000

Postal address: Guimardstraat 4

Town: Brussels

NUTS code: BE100 Arr. de Bruxelles-Capitale/Arr. Brussel-Hoofdstad

Postal code: 1040

Country: Belgium

Contact person: Frédéric Tilmans

E-mail: [procurement@fluxys.com](mailto:procurement@fluxys.com)

Telephone: +32 22827858

**Internet address(es):**

Main address: <http://www.fluxys.com>

Address of the buyer profile: <https://enot.publicprocurement.be/enot-war/preViewNotice.do?noticeId=419540>

**I.3. Communication**

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://enot.publicprocurement.be/enot-war/preViewNotice.do?noticeId=419540>

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted to the abovementioned address

**I.6. Main activity**

Production, transport and distribution of gas and heat

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**Section II: Object**

**II.1. Scope of the procurement**

**II.1.1. Title**

Production and Delivery of Medium Voltage and Low Voltage cables for E&I (Electrical and Instrumentation) applications for the projects Send-out and Truck Loading in the LNG Terminal in Zeebrugge in Belgium.

Reference number: Fluxys LNG-CEAPN2116-F05\_0

**II.1.2. Main CPV code**

31321200 Low- and medium-voltage cable

**II.1.3. Type of contract**

Supplies

#### **II.1.4. Short description**

Production and Delivery of Medium Voltage and Low Voltage cables for E&I (Electrical and Instrumentation) applications for the projects Send-out and Truck Loading in the LNG Terminal in Zeebrugge in Belgium.

#### **II.1.5. Estimated total value**

#### **II.1.6. Information about lots**

This contract is divided into lots: no

### **II.2. Description**

#### **II.2.2. Additional CPV code(s)**

31321210 Low-voltage cable, 31321220 Medium-voltage cable

#### **II.2.3. Place of performance**

NUTS code: BE2 Vlaams Gewest

#### **II.2.4. Description of the procurement**

Production and Delivery of Medium Voltage and Low Voltage cables for E&I (Electrical and Instrumentation) applications for the projects Send-out and Truck Loading in the LNG Terminal in Zeebrugge in Belgium.

#### **II.2.5. Award criteria**

Price is not the only award criterion and all criteria are stated only in the procurement documents

#### **II.2.6. Estimated value**

#### **II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 24

This contract is subject to renewal: no

#### **II.2.10. Information about variants**

Variants will be accepted: no

#### **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**

### **Section III: Legal, economic, financial and technical information**

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#### **III.1. Conditions for participation**

##### **III.1.2. Economic and financial standing**

List and brief description of selection criteria:

The candidate must have the necessary economic and financial standing to perform the contract.

1) Proof of the candidate's economic and financial standing may be furnished by one or more of the following references:

- the presentation of financial statements or extracts from the financial statements, where publication of financial statements is required under the law of the country in which the economic operator is established;
- a statement of the economic operator's overall turnover of the last three financial years available, depending on the date on which the undertaking was set up or the economic operator started trading.
- the audited annual accounts of the last three fiscal years.

2) The candidate must also provide evidence of relevant professional risk indemnity insurance. Minimum level(s) of standards possibly required:

1) The candidate must have an average yearly turnover of at least 3,5 M EUR. This criterion applies to the candidate as a whole, i.e. through the combined capacity of all members of the group in case of a group of economic operators.

In addition, the following financial ratio's shall be met:

- Current ratio (i.e. current assets divided by current liabilities) must be above 1.0;
- Solvency ratio (i.e. equity divided by total assets) must be above 20%.

This criterion applies to each member of the group in case of a group of economic operators.

2) The relevant professional risk indemnity insurance must have a minimum coverage of 1,25 M EUR.

### **III.1.3. Technical and professional ability**

List and brief description of selection criteria:

The candidate must have the necessary technical and professional ability to perform the contract. Proof of the candidate's ability must be furnished by the following means (in case of a joint tender, the combined capacity of all members is taken into account):

Criterion 1: a list of the principal deliveries effected or the main services provided over at the most the past five (5) years, with the sums, dates and recipients.

Criterion 2: an indication of the supply chain management and tracking systems that the economic operator will be able to apply when performing the contract.

Minimum level(s) of standards possibly required:

Criterion 1: minimum five (5) references related to production and delivery of Medium Voltage and/or Low Voltage cables for industry and/or utility sector for a minimum value of 500 k EUR each.

Criterion 2: ISO 9001: 2008 [or other ISO standard related to supply chain management] certification or equivalent.

### **III.1.6. Deposits and guarantees required**

see invitation to tender.

### **III.1.7. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them**

see invitation to tender.

### **III.1.8. Legal form to be taken by the group of economic operators to whom the contract is to be awarded**

1. Tenders or requests to participate may be submitted by a group of economic operators who will not be required to adopt a particular legal form prior to the award of the contract. A letter of consent between the members of the group should be included in the request to participate and all the information required under the contract notice should be provided for each member of the group.

In the case of a joint tender, all members of the group assume joint and several liability towards Fluxys for the performance of the contract as a whole, i.e. both financial and operational liability.

The operators forming a group must designate one of them as a single point of contact (SPOC) towards Fluxys for the administrative, financial and operational management of the contract.

Furthermore, the operators forming a group should provide information on the role of each member of the group.

After the award, Fluxys will sign the contract either with all members of the group, or with the SPOC on behalf of all members of the group, authorised by the other members via powers of attorney.

2. In order to prove its economic, financial, technical or professional capacity, an economic operator may rely on the capacity of other entities, whatever the legal nature of the link between itself and those entities. The economic operator must prove to Fluxys that the necessary resources will be available to it, by delivering a written undertaking by the other entity to that effect.

### **III.2. Conditions related to the contract**

#### **III.2.2. Contract performance conditions**

See invitation to tender.

## **Section IV: Procedure**

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### **IV.1. Description**

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

Negotiated procedure with prior call for competition

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

#### **IV.1.4. 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

#### **IV.1.8. Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: no

### **IV.2. Administrative information**

#### **IV.2.2. Time limit for receipt of tenders or requests to participate**

Date: 13/09/2021 Local time: 00:00

#### **IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates**

#### **IV.2.4. Languages in which tenders or requests to participate may be submitted**

English, French, Dutch

## **Section VI: Complementary information**

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### **VI.1.**

## Information about recurrence

This is a recurrent procurement: no

### VI.3. Additional information

The request to participate and its annexes have to be uploaded by the candidate on the Fluxys Sourcing Invitation Platform (as specified under I.3) Communication).

Each candidate will have to request via the contact person as per I access to the appropriate protected folder on this Sourcing Invitation Platform. New candidates to this platform will also receive their password and instructions for access.

From receipt of the request to participate until execution of the contract Fluxys Belgium may ask tenderers and candidates at any moment during the procedure to submit all or part of the supporting documents as requested in this contract notice. In any event, prior to awarding the contract, Fluxys Belgium will require the bidder to which it has decided to award the contract to submit up-to-date supporting documents.

The requests to participate shall clearly mention the candidate's full name, including the company number, VAT number, full address and legal form.

Requests to participate must be structured as follows:

1. Name of Bidder
2. Legal form of company
3. Date of registration
4. Country of registration
5. Registration number
6. VAT number
7. Registered address of company
8. Person(s) authorised to sign contracts (together or alone) on behalf of the company  
[Surname, forename, title (e.g. Dr, Mr, Ms), function (e.g. Manager...)]
9. Contact person for this Bid:  
[Surname, forename, title (e.g. Dr, Mr, Ms), function (e.g. Manager...) Telephone number, fax number, address, e-mail]
10. European Standard Procurement Document (ESPD)
11. Requested information about each abovementioned selection criterium.

The candidates must fill in the European Single Procurement Document (ESPD) at the following address: <https://ec.europa.eu/tools/espd/filter?lang=en>.

The following parts and questions of the ESPD must be answered:

- Part I (Information concerning the procurement procedure and the contracting entity);
- Part II (Information concerning the economic operator);
- Part IV, α, regarding the global indication for all selection criteria;
- Part VI (Concluding statements).

When filled in, the ESPD should be printed and sent to Fluxys together with the request to participate.

Where the economic operator relies on the capacities of other entities in order to prove its economic, financial, technical or professional capacity, it must also provide the ESPD in respect of such entities.

Fluxys may ask tenderers and candidates at any moment during the procedure to submit all or part of the supporting documents. In any event, before awarding the contract, Fluxys will require the tenderer to which it has decided to award the contract to submit up-to-date supporting documents.

The supporting documents that the tenderers and candidates must be able to provide upon request and without delay are the following:

- Part IV (Selection criteria): [...]

The European Commission's FAQ on the ESPD is available at the following address: <https://ec.europa.eu/docsroom/documents/17242/attachments/1/translations/en/renditions/native>.

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

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

Official name: President of the Court of First Instance Brussels  
Postal address: Rue des Quatre Bras 13  
Town: Brussels  
Postal code: 1000  
Country: Belgium

##### **VI.4.2. Body responsible for mediation procedures**

Official name: President of the Court of First Instance Brussels  
Postal address: Rue des Quatre Bras 13  
Town: Brussels  
Postal code: 1000  
Country: Belgium

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

Official name: President of the Court of First Instance Brussels  
Postal address: Rue des Quatre Bras 13  
Town: Brussels  
Postal code: 1000  
Country: Belgium

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

13/08/2021