

Denmark-Copenhagen: Foreign economic-aid-related services

OJ S 232/2016 01/12/2016

Contract notice

Services

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Ministry of Foreign Affairs of Denmark

Postal address: Asiatisk Plads 2

Town: Copenhagen K

NUTS code: DKZZZ Extra-Regio NUTS 3

Postal code: 1448

Country: Denmark

Contact person: Mogens Strunge Larsen

E-mail: danidacontracts@um.dk

Telephone: +45 33920000

Internet address(es):

Main address: www.danidacontracts.um.dk

I.3. Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: <http://um.dk/en/danida-en/activities/business/contracts/long/contract-opportunities>

Additional information can be obtained from the abovementioned address

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

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

Other activity: development assistance

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Real-Time Evaluation of Danida Country Programme for Mali 2017-2022.

II.1.2. Main CPV code

75211200 Foreign economic-aid-related services

II.1.3. Type of contract

Services

II.1.4. Short description

Real-Time Evaluation of Danida Country Programme for Mali 2017-2022.

II.1.5. Estimated total value

Value excluding VAT: 3 400 000,00 DKK

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.2. Additional CPV code(s)

79419000 Evaluation consultancy services

II.2.3. Place of performance

NUTS code: DKZZZ Extra-Regio NUTS 3

Main site or place of performance: Mali.

II.2.4. Description of the procurement

The Danish Ministry of Foreign Affairs is tendering a consultancy assignment for a Real-Time Evaluation (RTE) of the upcoming country programme in Mali. The RTE is a response to the increasing complexity and flexibility of Danish development assistance, including the introduction of the new Country Programme approach. This calls for an evaluation approach that will help capture results at outcome and impact level and provide feedback to programme stakeholders on progress, with reference to the programme's theory of change/programme theory so as to support the achievement of results. The purpose of the RTE is to provide independent evidence regarding the achievement of outcomes and regarding relevant changes in the programme context in relation to key engagement areas. This assessment is primarily intended for the country programme management (the embassy and the national authorities in Mali) and should allow them to revise the theory of change and adapt the interventions accordingly. The RTE is managed by the Danida Evaluation Department (Copenhagen).

It is envisaged that the RTE will particularly relate to the thematic programmes for peaceful coexistence and for decentralisation and focus on the following engagements: (1) The Fund for Reconciliation and Resilience of Civil Society (FAMOC), (2) The Centre for Humanitarian Dialogue and (3) Decentralisation in Sikasso.

The monitoring system of the country programme will, to the extent possible, be based on the partners' own systems; but it is foreseen to include an M&E Team under the country programme aimed at strengthening partner planning, monitoring and reporting capacity in relation to the Danish supported interventions. Initially, the M&E Team will work with partners on strengthening the theory of change, the results framework and establishing baseline data where necessary. The RTE team will use data from the M&E Team.

The evaluation period will follow the programme period from 2017 to 2022. The Evaluation Team is expected to consist of a team leader, an international expert, two national/regional experts and a quality assurance manager. The evaluation outputs include: inception report, work plan, annual field visit reports and the summative evaluation report. The evaluation team should possess substantial experience and knowledge from larger evaluations using theory-based approaches and evaluations at both overall programme level and field appraisal techniques, as well as the relevant thematic focus areas of the RTE in Mali or neighbouring, French-speaking countries.

The maximum budget for the assignment is 3 400 000 DKK.

Expected start date for the assignment is September 2017. Reporting language for the assignment is French.

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

Value excluding VAT: 3 400 000,00 DKK

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

Duration in days: 50

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Envisaged number of candidates: 5 Objective criteria for choosing the limited number of candidates:

Selected on the basis of most relevant project references presented in the ESPD seen in relation to the services to be provided, cf. description in section II.2.4).

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

As the task to be performed is an evaluation assignment, candidates whose independence and impartiality of the evaluation may be questioned may be excluded from participating. The award of contract is subject to the final approval of the programme by the relevant authorities.

Section III: Legal, economic, financial and technical information

III.1. Conditions for participation**III.1.2. Economic and financial standing**

List and brief description of selection criteria:

Using the ESPD, the applicant should quote its annual turnover for the last three available accounting years.

The information should be provided in the ESPD, Part IV, B: Economic and financial standing. Unless the information is publicly and electronically accessible free of charge, the documentation for the turnover quoted in the ESPD should be included in the e-mail with the ESPD. The documentation should be in the form of financial statements or extracts from the financial statements or a statement of the undertaking's overall turnover certified by a chartered accountant or certified public accountant.

Minimum level(s) of standards possibly required:

6 800 000 DKK in each of the last three available accounting years.

If the applicant is a joint venture, the joint venture shall, as a whole, meet the minimum conditions related to economic and financial standing. In that case, each member shall submit a completed and signed ESPD. If the applicant relies on the capacity of others, the turnover is calculated as the sum of the turnover of the applicant and the other entity's (or entities') turnover. An economic operator may, where appropriate and for a particular contract, rely on

the capacities of other entities, regardless of the legal nature of the links, which it has with them. Where an economic operator wants to rely on the capacities of other entities, it should prove to the contracting authority that it will have at its disposal the resources necessary, for example, by producing a commitment by those entities to that effect. The letter of commitment or relevant documentation shall establish the legal commitment of the party concerned to support the applicant for the full contract period. A template for a letter of commitment is available at <http://um.dk/en/danida-en/business/contracts/long/contract-opportunities>. Such entities, including the parent company of the candidate, must respect the same rules of eligibility, and must comply with the conditions as stated in this contract notice (see section VI. 3). Such an entity must also submit a completed and signed ESPD.

III.1.3. Technical and professional ability

List and brief description of selection criteria:

Using the ESPD, the applicant should provide:

a) A list of no more than ten project references of contracts (entered or finalized) in the last five years of most relevant services provided cf. section II.2.4). The information should include a description of the assignment and the services provided, the contract sum, dates, and the name of the client. Information should be entered in the ESPD, Part IV, C. No documentation will be required for the information provided in the ESPD regarding project references of contracts.

b) A description of the technical facilities and measures used by the economic operator for ensuring quality. Information should be entered in the ESPD, Part IV, C. Documentation in the way of a certificate or description of the quality assurance system should be provided with the e-mail of the ESPD.

Minimum level(s) of standards possibly required:

Regarding a): A minimum of two (2) relevant reference(s) of contract(s) (entered or finalized) in the last 5 years;

Regarding b): An ISO 9001 certification or similar, or another similar operating quality assurance and management system.

If the candidate is a joint venture, the joint venture shall, as a whole, meet the minimum conditions related to technical and professional ability. In that case, each member shall submit a completed and signed ESPD. Note that no more than 10 project references must be presented for the joint venture as a whole. An economic operator may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links, which it has with them. With regard to criteria relating to the educational and professional qualifications or to the relevant professional experience, economic operators may however only rely on the capacities of other entities where the latter will perform the works or services for which these capacities are required. Where an economic operator wants to rely on the capacities of other entities, it shall prove to the contracting authority that it will have at its disposal the resources necessary, for example, by producing a commitment by those entities to that effect. The letter of commitment or relevant documentation shall establish the legal commitment of the party concerned to support the applicant for the full contract period. Such entities, including the parent company of the candidate, must respect the same rules of eligibility, and must comply with the conditions as stated in this contract notice. Such an entity must also submit a completed and signed ESPD.

III.2. Conditions related to the contract

III.2.2. Contract performance conditions

The winner of the contract will be required to perform the services in compliance with the Danida Anti-corruption Code of Conduct and the principles of the UN Global Compact. The

winner of the contract will be required to take out before commencement and maintain for the duration of the liability period, at its own cost, a Professional Liability Insurance equal to the total contract amount. A group of economic operators will be required to enter a joint venture agreement. Where a joint venture is proposed, the Ministry of Foreign Affairs of Denmark will require that all members of the joint venture are jointly and severally liable.

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

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

Date: 03/01/2017 Local time: 12:00

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

Date: 18/01/2017

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

English

IV.2.6. Minimum time frame during which the tenderer must maintain the tender

Duration in months: 2 (from the date stated for receipt of tender)

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.2. Information about electronic workflows

Electronic invoicing will be accepted

Electronic payment will be used

VI.3. Additional information

The tender procedure is subject to the law of Denmark and the rules applicable hereunder. Any legal entity may only submit 1 application. No restrictions on nationality. The pre-qualification applications (ESPD and documentation) shall be submitted using the ESPD form available on <http://um.dk/en/danidaen/activities/business/contracts/long/contract-opportunities/>. A signed electronic version of the ESPD (pdf file) along with documentation for the information provided in the ESPD, unless it is publicly and electronically accessible free of charge, must be received by the Contracting Authority at the address stated in section I.1) before the time limit stated in section IV.2.2) of this Contract Notice. The Contracting Authority shall exclude an economic operator from participation in a procurement procedure where they have established that the applicant is covered by the exclusion grounds listed in the Danish

Procurement law, (Udbudsloven) § 135 and 136 (EU Directive 2014/24/EU of the European Parliament and of the Council, article 57(1)-(3), and article 57 (4)(e),(f) and (h).) (i.e. Grounds relating to criminal convictions, grounds relating to the payment of taxes or social security contributions, Grounds relating to conflicts of interests or distortion of competition from the prior involvement of the economic operators in the preparation of the procurement procedure, if this cannot be remedied by other, less intrusive measures, guilty of serious misrepresentation of information.) The Contracting Authority will exclude an applicant from the procurement procedure if the applicant is in a situation covered by the Danish Procurement law (Udbudsloven) § 137, stk. 1, no. 2. (EU Directive 2014/24/EU of the European Parliament and of the Council, article 57 (4) (b).) (i.e. Grounds relating to insolvency). Applicants shall with the ESPD include, documentation for the information given in the ESPD regarding the exclusion grounds listed in the Danish Procurement law § 135, stk. 1 and 3, and §137 stk. 1, no. 2. (EU Directive 2014/24/EU of the European Parliament and of the Council, article 57 (1), article 57 (2), and article 57 (4)(b)). (i.e. Grounds relating to criminal convictions, the payment of taxes or social security contributions and grounds relating to insolvency). For Danish applicants documentation can be presented in the form of a 'serviceattest'. Entities from other EU member countries may identify the relevant certificate(s) using the online e-Certis, if it is updated. Where the country in question does not issue such documents or certificates, or where these do not cover all the cases specified, they may be replaced by a declaration on oath or, in countries where there is no provision for declarations on oath, by a solemn declaration made by the person concerned before a competent judicial or administrative authority, a notary or a competent professional or trade body, in the country of origin or in the country where the economic operator is established. The Ministry reserves the right — but is not obliged — to use the remedies provided for in the Danish procurement law, §159, stk. 5, if applications or tenders do not fulfil the formalities of the tender documents. (EU Directive 2014 /24/EU of the European Parliament and of the Council, article 56 (3)) Rationale for not splitting the contract up into lots (cf. Danish Procurement Law §49, stk. 2): This contract has not been split into lots due to market and economic considerations. The size and character of the services to be provided makes it unsuitable for distributing over several lots. (This text may need to be adapted depending on the type and size of contract) The Client opposes exclusive agreements with sub-consultants, be they organisations or individuals.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Klagenævnet for Udbud, Erhvervsstyrelsen (The Complaints Board for Public

Postal address: Dahlerups Pakhus, Langelinie Allé 17

Town: Copenhagen

Postal code: 2100

Country: Denmark

E-mail: klfu@erst.dk

Telephone: +45 35291095

Fax: +45 33307799

Internet address: <http://klfu.dk>

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Precise information on deadline(s) for lodging appeals Pursuant to the Danish Act on Enforcement of the Procurement Rules, etc. (the Act is available at www.retsinformation.dk), the following deadlines apply to the lodging of appeals:

Appeals for not having been pre-qualified must be submitted to the Danish Complaints Board for Public Procurement (Klagenævnet for Udbud) within 20 calendar days calculated from the day after the day when the contracting authority has notified the applicants concerned which applicants have been pre-qualified provided that the notification has included a short explanation of the relevant grounds for the decision.

In other situations, appeals regarding tender procedures must be lodged with the Complaints Board for Public Procurement within:

1) 45 calendar days after the contracting authority has published a notice in the Official Journal of the European Union that the contracting authority has concluded the contract. The deadline is calculated from the day after the day when the notice was published.

2) 30 calendar days calculated from the day after the day when the contracting authority has notified the applicants concerned that a contract based on a framework agreement with reopening of competition or a dynamic purchasing system has been entered into if the notification has included a short explanation of the relevant grounds for the decision.

3) 6 months after the contracting authority has entered into a framework agreement calculated from the day after the day when the contracting authority has notified the applicants and tenderers concerned, see section 2(2) of the Act.

The complainant must no later than at the same time as lodging the appeal with the Complaints Board for Public Procurement notify the contracting authority that an appeal has been lodged with the Danish Complaints Board for Public Procurement and whether the appeal has been lodged within the standstill period, see section 3(1) of the Act. In the event that the appeal has not been lodged within the standstill period, the complainant must furthermore indicate whether he has requested a suspensory effect of the appeal, see clause 12(1) of the Act.

The e-mail address of the Complaints Board for Public Procurement is set out in section VI. 4.1).

The Complaints Board's own complaints procedure is available at www.klfu.dk.

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

Official name: Konkurrence- og Forbrugerstyrelsen (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

Fax: +45 41715100

Internet address: <http://kfst.dk>

VI.5. Date of dispatch of this notice

29/11/2016