

**Denmark-Fredericia: Electricity**  
**OJ S 236/2015 05/12/2015**  
**Contract notice – utilities**  
**Services**

**Directive 2004/17/EC**

**Section I: Contracting entity**

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**I.1. Name and addresses**

Official name: DONG Energy Wind power A/S  
Postal address: Kraftvaerksvej 53  
Town: Fredericia  
Postal code: 7000  
Country: Denmark  
Contact person: Opex Procurement  
For the attention of: Justin Graham (Contract Manager)  
E-mail: [jusgr@dongenergy.co.uk](mailto:jusgr@dongenergy.co.uk)  
Telephone: +45 2078115894

**Internet address(es):**

General address of the contracting entity: [www.dongenergy.com](http://www.dongenergy.com)

**Additional information can be obtained from:**

the abovementioned address

**Specifications and additional documents (including documents for a dynamic purchasing system) can be obtained from:** the abovementioned address

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

**I.2. Main activity**

Electricity

**I.3. Contract award on behalf of other contracting entities**

The contracting entity is purchasing on behalf of other contracting entities: yes

Official name: Dong Energy -Anholt offshore A/S  
Postal address: Kraftvaerksvej 53, Skaerbaek  
Town: Fredericia  
Postal code: 7000  
Country: Denmark

Official name: Dong Energy Horns Rev 2 A/S  
Postal address: Kraftvaerksvej 53 Skaerbaek  
Town: Fredericia  
Postal code: 7000  
Country: Denmark

Official name: Dong Energy A/S Gode Wind 1  
Postal address: Kraftvaerksvej 53, Skaerbaek  
Town: Fredericia  
Postal code: 7000  
Country: Denmark

Official name: Dong Energy A/S Gode Wind 2  
Postal address: Kraftvaerksvej 53, Skaerbaek  
Town: fredericia

Postal code: 7000  
Country: Denmark  
Official name: Dong Energy A/S -Borkum Riffgrund  
Postal address: Kraftvaerksvej 53, Skaerbaek  
Town: Fredericia  
Postal code: 7000  
Country: Denmark

## Section II: Object of the contract

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### II.1. Description

#### II.1.1. Title attributed to the contract by the contracting entity

Offshore Subsea Structural inspections on Windfarms in the Germany and Denmark.

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

Services

Service category No 27: Other services

Main site or place of performance: All the below are offshore Windfarms:

— Anholt-Denmark.

— Borkum-Germany.

— Gode Wind-Germany.

— Other Danish Windparks.

—Other German Windparks.

NUTS code DE Deutschland,DK0 Danmark

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

The procurement involves the establishment of a framework agreement

#### II.1.4. Information about framework agreement

Framework agreement with a single operator

##### Duration of the framework agreement

Duration in months: 12

##### Estimated total value of purchases for the entire duration of the framework agreement

Estimated value excluding VAT

Range: between 30 000 000 and 35 000 000 DKK

Frequency and value of the contracts to be awarded: First term as illustrated possible extension of terms with similar values.

#### II.1.5. Short description of the contract or purchase(s)

DONG Energy has 3 windfarms consisting of, Borkum and Gode Wind in the German northsea. Anholt Windfarm in the Kattegat sea off the Danish Coast. As part of DONG Energys OMA obligation, a requirement of a specialist 3rd party or parties contractor to undertake sub-sea structural inspections at the locations specified. The work shall be carried out between April -September 2016 The tasks expected to be undertaken are but not limited to.

General Visual Inspection:

Transition Piece (TP)/Jacket steel surface; including welds. All Mono Pile (MP)/Jacket steel surfaces; including welds. Boat landing; including ladder structure, fender structure, stubs and support structures. Grout pipe; including welds, supports and attachments. Anode structures; including supports and attachments. Grout Seal; including supporting bolts. J-Tube and cable exit interface; Including support structure, welds, hinges and J-tube bearings. Cable route to seabed and erosion of seabed around foundation.

Marine Growth Inspection:

Thickness readings; soft and hard marine growth measurements taken from pre-determined cardinal points both vertically and circumferentially.

Inspection of Cathodic Protection System:

Cleaning of selected anodes to determine anode depletion estimate. Potential readings taken externally on the Jacket/TP and MP at pre-determined cardinal points both vertically and circumferentially.

Close Visual Inspection of Grout Seal:

Cleaning of grout seal followed by close visual inspection.

Close Visual Inspection of Cable Protection and Route System.

Performed on each cable route identifying; Cable Positioning in Cable Protection System, Cable exposure, Cable free span. Other windfarms owned or operated by Dong Energy in Denmark for lot 1 and Germany for lot 2 will be able to use the agreements. It is voluntary for the tenderers to provide such rates and they will not be evaluated.

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

09310000 Electricity, 98363000 Diving services, 63726620 ROV services, 76520000 Offshore services, 31121340 Wind farm, 71351924 Underwater exploration services, 35512400 Unmanned underwater vehicles, 79961320 Underwater photography services

#### **II.1.7. Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: no

#### **II.1.8. Information about lots**

This contract is divided into lots: yes

Tenders may be submitted for one or more lots

#### **II.1.9. Information about variants**

Variants will be accepted: no

### **II.2. Scope of the procurement**

#### **II.2.1. Total quantity or scope**

12 month contract with an option for DONG Energy to extend the term with 2\*12 months.

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

Options: yes

Description of options: Dong Energy has an option of extending the term of the contract with 2\*12 months.

Provisional timetable for recourse to these options:  
in months: 12 (from the award of the contract)

#### **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: 12 (from the award of the contract)

Information about lots

Lot No: 1

Lot title: Lot 1 Anholt Windfarm Denmark Subsea Structural inspections

#### **1) Short description**

The tasks that could be expected to be undertaken are but not limited to the following in any combination and number of times.

General Visual Inspection:

Transition Piece (TP)/Jacket steel surface; including welds. All Mono Pile (MP)/Jacket steel surfaces; including welds. Boat landing; including ladder structure, fender structure, stubs and support structures. Grout pipe; including welds, supports and attachments. Anode structures; including supports and attachments. Grout Seal; including supporting bolts. J-Tube and cable exit interface; Including support structure, welds, hinges and J-tube bearings. Cable route to seabed and erosion of seabed around foundation.

Marine Growth Inspection:

Thickness readings; soft and hard marine growth measurements taken from pre-determined cardinal points both vertically and circumferentially.

Inspection of Cathodic Protection System:

Cleaning of selected anodes to determine anode depletion estimate. Potential readings taken externally on the Jacket/TP and MP at pre-determined cardinal points both vertically and circumferentially.

Close Visual Inspection of Grout Seal:

Other windfarms owned or operated by Dong Energy in Denmark will also be able to use this agreement. It is voluntary for the tenderers to provide rates for these parks.

## 2) CPV code(s)

09310000 Electricity, 98363000 Diving services, 63726620 ROV services, 76520000 Offshore services, 31121340 Wind farm, 71351924 Underwater exploration services, 35512400 Unmanned underwater vehicles, 79961320 Underwater photography services

Lot No: 2

Lot title: Lot 2 Borkum and Gode Wind Offshore Windfarm — Germany North Sea

### 1) Short description

The tasks that could be expected to be undertaken are but not limited to the following in any combination and number of times.

General Visual Inspection:

Transition Piece (TP)/Jacket steel surface; including welds. All Mono Pile (MP)/Jacket steel surfaces; including welds. Boat landing; including ladder structure, fender structure, stubs and support structures. Grout pipe; including welds, supports and attachments. Anode structures; including supports and attachments. Grout Seal; including supporting bolts. J-Tube and cable exit interface; Including support structure, welds, hinges and J-tube bearings. Cable route to seabed and erosion of seabed around foundation.

Marine Growth Inspection:

Thickness readings; soft and hard marine growth measurements taken from pre-determined cardinal points both vertically and circumferentially.

Inspection of Cathodic Protection System:

Cleaning of selected anodes to determine anode depletion estimate. Potential readings taken externally on the Jacket/TP and MP at pre-determined cardinal points both vertically and circumferentially.

Close Visual Inspection of Grout Seal:

Other windfarms owned or operated by Dong Energy in Germany will also be able to use this agreement. It is voluntary for the tenderers to provide rates for these parks.

## 2) CPV code(s)

09310000 Electricity, 98363000 Diving services, 63726620 ROV services, 76520000 Offshore services, 31121340 Wind farm, 71351924 Underwater exploration services, 35512400 Unmanned underwater vehicles, 79961320 Underwater photography services

### III.1. Conditions related to the contract

#### III.1.1. Deposits and guarantees required

Conditions relating to the Contract[(s)] will be stated in the tender documents, however, please note that the Contracting Entity reserves the right to demand a performance security (for proper performance of all obligations under the Contract) comprising:

(a) An on demand performance bond of up to (insert)(% of the total contract value of the Contract((s)) issued by a bank or insurance company with a minimum rating of BBB+ / Baa1 (S&P / Moody's). If split-rating the lowest shall apply. In case a provider of the performance bond is downgraded below the minimum rating, the Contracting Entity reserves the right to have the provider of the performance bond replaced by a bank or insurance provider fulfilling the minimum credit rating.

If the Applicant is a subsidiary, the Contracting Entity also reserves the right to demand:

(b) A parent company guarantee provided by a parent within the group ("Parent Company Guarantee).

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

Will appear in Tender documents.

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

There no specific requirements to the legal form to be taken by the group, but if a group of economic operators submit a joint tender, all economic operators in the group shall be jointly and severally liable for the performance and fulfilment of the contract. A contact person for the group shall be nominated.

#### III.1.4. Contract performance conditions

### III.2. Conditions for participation

#### III.2.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions: The applicants are encouraged to submit a A short presentation of the company including name, address, company registration number and contact information for this tender.

The Applicant shall submit a solemn declaration in accordance with the text below:

Solemn Declaration:

[insert name and business registration number of Applicant] herewith declare that:

In line with Directive 2004/18/EC, article 45.1:

— [Insert name of Applicant] is not involved in any of the following activities:

(a) participation in a criminal organization, as defined in Article 2(1) of Council Joint Action 98/733/JHA; (b) corruption, as defined in Article 3 of the Council Act of 26th of May 1997 and Article 3 (1) of Council Joint Action 98/742/JHA respectively; (c) fraud within the meaning of Article 1 of the Convention relating to the protection of the financial interests of the European Communities; (d) money laundering, as defined in Article 1 of Council Directive 91 /308/EEC of 10th of June 1991 on prevention of the use of the financial system for the purpose of money laundering. In line with Directive 2004/18/EC, article 45.2:

— [Insert name of Applicant] is not bankrupt or is not being wound up, where his affairs are not being administered by the court, where he has not entered into an arrangement with creditors,

where he has not suspended business activities or is not in any analogous situation arising from a similar procedure under national laws and regulations;

- [Insert name of Applicant] is not the subject of proceedings for a declaration of bankruptcy, nor for an order for compulsory winding up or administration by the court or of an arrangement with creditors or of any other similar proceedings under national laws and regulations;
- [Insert name of Applicant] has not been convicted by a judgment which has the force of res judicata in accordance with the legal provisions of the country of any offence concerning this professional conduct;
- [Insert name of Applicant] has not been guilty of grave professional misconduct proven by any means which the contracting authorities can demonstrate;
- [Insert name of Applicant] has fulfilled all obligations relating to the payment of social security contributions in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority.
- (Insert name of Applicant) has fulfilled all obligations relating to the payment of taxes in accordance with the legal provisions of the country in which he is established or with those of the country of the contracting authority. — (Insert name of Applicant) is not guilty of serious misrepresentation in supplying the information required under this Section or has not supplied such information.

### **III.2.2. Economic and financial ability**

List and brief description of conditions: The Candidate shall submit a description of ownership and corporate structure. If the Candidate is a subsidiary, the Candidate shall submit the name of the highest possible group parent — being an entity directly or indirectly controlling more than 50 % of the Candidate.

The Candidate shall submit Annual Accounts (incl. the accountant's opinion) for the previous two (2) years, if possible. The latest Annual Accounts containing the previous year will also be accepted. If the Candidate is a newly established entity and therefore cannot provide two (2) years of Annual Accounts the Candidate will have to submit its latest Annual Accounts or Opening Balance.

If the Candidate wishes to improve its economic and financial assessment by submitting a Letter of Support, an authorized signatory from the supporting legal entity will have to sign the attached Letter of Support. If a Letter of Support is submitted the assessment of the economic and financial standing of the Candidate will be based on the information about both entities. In such case the annual accounts of the other legal entity for the previous two (2) years should be submitted. If the other legal entity is a parent company to the Candidate it is possible to submit consolidated accounts instead of annual accounts.

If the Candidate is part of a profit sharing agreement with another legal entity the evaluation of the Candidates' financial standing will be based on financial information from both entities participating in the arrangement. In such case the annual accounts of the other legal entity for the previous two (2) years should be submitted. The Candidate is encouraged to explicitly mention the profit sharing arrangement in its application.

If a consortium applies for prequalification, the information above must be submitted for each member of the consortium.

### **III.2.3. Technical and professional ability**

List and brief description of conditions: Please provide references for work similar to the work tendered for which have been undertaken in the last 5 years from 1st December 2010 to 1st December 2015 Please provide a brief description of the work, the value and the duration of the contract.

Health & Safety and Environmental (HSE) management system requirements:

1. Companies with a certified system.

The Applicant shall have a Health and Safety and Environmental (HSE) management system compliant with the requirements of the latest edition of International Occupational Health and Safety Advisory Service (OHSAS) 18001 and Environmental management ISO 14001 or similar.

The Applicant shall submit a detailed description of their HSE management system according to OHSAS 18001/ISO 14001 or similar, including the organisation of and principles for implementation of HSE management, or evidence of an ongoing implementation process ensuring that the system will be implemented in a timely manner to ensure compliance with the Contract.

If available, a certificate of compliance with OHSAS 18001 and ISO 14001 must be submitted.

2. For systems not certified according to OHSAS 18001 and ISO 14001:

If the health and safety management system is not certified according to OHSAS 18001, the Applicant shall submit documentation of the management system's equivalence to OHSAS 18001 'Occupational Health & Safety (OH&S) Management System Requirements' (section 4). The documentation must include a description of the following (numbers stated below reflect OHSAS 18001 section numbers):

4.1. General requirements.

4.2. OH&S policy.

4.3 Planning.

Focus on:

4.3.1. Hazard identification, risk assessment and determining controls.

4.3.2 Legal and other requirements.

4.4 Implementation and operation.

Focus on:

4.4.1. Resources, roles, responsibility, accountability and authority.

4.4.2. Competence, training and awareness.

4.4.3. Communication.

4.4.6. Operational control.

4.4.7. Emergency preparedness and response.

4.5 Checking.

Focus on:

4.5.4 Control of records.

4.5.5. Internal audit (Submit latest internal audit report).

4.6 Management review.

(Submit latest management review report).

If the environmental management system is not certified according to ISO 14001, the Applicant shall submit documentation of the management system's equivalence to ISO 14001 'Environmental Management System Requirements' (section 4). The documentation must include a description of the following:

1: Environmental policy.

2: Latest internal audit report.

3: Latest management review report.

#### **III.2.4. Information about reserved contracts**

#### **III.3. Conditions specific to services contracts**

##### **III.3.1. Information about a particular profession**

### III.3.2. Information about staff responsible for the performance of the contract

## Section IV: Procedure

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### IV.1. Type of procedure

#### IV.1.1. Type of procedure

Negotiated

Some candidates have already been selected (if appropriate under certain types of negotiated procedures): no

### IV.2. Award criteria

#### IV.2.1. Award criteria

The most economically advantageous tender in terms of the criteria stated in the specifications or in the invitation to tender or to negotiate

#### IV.2.2. Information about electronic auction

An electronic auction will be used: no

### IV.3. Administrative information

#### IV.3.1. File reference number attributed by the contracting entity

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

no

#### IV.3.3. Conditions for obtaining specifications and additional documents

(except for a DPS)

Payable documents: yes

Price: 0,00 EUR

Terms and method of payment: Not applicable.

#### IV.3.4. Time limit for receipt of tenders or requests to participate

17.12.2015 - 00:00

#### IV.3.5. Languages in which tenders or requests to participate may be submitted

English.

#### IV.3.6. Minimum time frame during which the tenderer must maintain the tender

#### IV.3.7. Conditions for opening of tenders

## 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

### VI.3. Additional information

Six applicants will be prequalified for each lot for the tender procedure.

If the number of applicants suitable applicants exceeds 6 for each lot, the contracting entity perform the prequalification based on an evaluation of each applicants respective economic and financial standing (weighting of 45 %) and references (weighting of 55 %). The six best

applicants will be prequalified. The assessment regarding the applicant's economic and financial standing will be based upon an overall assessment of the below criteria.

- 1) Equity.
- 2) Solvency Ratio.
- 3) EBIT margin.
- 4) Liquidity Ratio.
- 5) Cash flow from operations.

The assessment will be based on the information entailed in the documentation requested under section III .2.2.

The assessment on the applicants references will be based on the following criteria and will be evaluated from the information provided in III 2.3 and be an overall assessment taking into account similarity to the works tendered for, number of references and the size of the references both in terms of value and duration.

The application shall be submitted in one hard copy and one copy on usb stick or email (max. 20 mb per email) to Justin Graham (Contract Manager), Dong Energy, 5 Howick Place, London, SW1P 1WG or [jusgr@dongenergy.co.uk](mailto:jusgr@dongenergy.co.uk)

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

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

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

Postal address: Dahlerups pakhus Langelinie Alle 17

Town: Kobenhavn

Postal code: 2100

Country: Denmark

E-mail: [klfu@erst.dk](mailto:klfu@erst.dk)

Telephone: +45 35291000

Internet address: [www.klfu.dk](http://www.klfu.dk)

##### **Body responsible for mediation procedures**

Official name: Danish Competition and Consumer Authority (Konkurrence-og Forbrugerstyrelsen)

Postal address: Carl Jacobsens Vej 35

Town: Valby

Postal code: 2500

Country: Denmark

E-mail: [kfst@kfst.dk](mailto:kfst@kfst.dk)

Telephone: +45 4171500

Internet address: [www.kfst.dk](http://www.kfst.dk)

##### **VI.4.2. Review procedure**

Precise information on deadline(s) for review procedures: Complaints regarding rejection for prequalifications should be lodged to the Danish Complaints Board for Public Procurement within 20 calendar days from the day after the day that the contracting entity have notified the applicants about the decision.

Other complaints should be lodged within 45 calendar days after the day the contracting entity have published a contract award notice.

##### **VI.4.3. Service from which information about the review procedure may be obtained**

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

2.12.2015