

**United Kingdom-Bristol: Armoured combat vehicles**

OJ S 240/2015 11/12/2015

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, other

Postal address: Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

Contact person: AVP-ISP Commercial Manager 4

For the attention of: David Shepherd

E-mail: [desleavp-isp-comrcl-mgr4@mod.uk](mailto:desleavp-isp-comrcl-mgr4@mod.uk)

Telephone: +44 1179181733

**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**

Challenger 2 Life Extension Project.

**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 UKK1 Gloucestershire, Wiltshire and Bristol/Bath area

**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)**

Armoured combat vehicles. For the avoidance of doubt, this Contract Notice and Dynamic Pre-Qualification Questionnaire (DPQQ) are being released in advance of a formal approval of available funding to initiate a competition. This approach is intended to accelerate the subsequent release of an Invitation to Negotiate (ITN) to the pre-selected field of bidders once approval to proceed to competition has been confirmed. For planning purposes only the Authority is assuming that formal approval will be achieved in late January 2016.

The UK Ministry of Defence (MOD) Armoured Vehicles Programmes (The Authority) has a possible future requirement to deliver a Challenger 2 Life Extension Project (CR2 LEP). The user requires the CR2 Main Battle Tank (MBT) Out of Service Date to be extended from 2025 to 2035, in order to continue to provide precision direct fire manoeuvre capability across a broad spectrum of operations. CR2 LEP seeks to address obsolescence issues to maintain main battle tank capability until 2035. This is a Category A Military Project (up to 700 000 000 GBP inclusive of VAT, including initial logistic support).

Subject to internal approvals, the Authority intends to conduct a Competitive Negotiated Competition under the Defence Security and Public Contracts Regulations 2011 with the intention of inviting a minimum of 3 tenderers. From these tenders the Authority intends to utilise Most Economically Advantageous Tender (MEAT) principles to down select to two Prime Contractors, with each being invited to independently undertake a 2-year Assessment Phase (AP) under contracts not to exceed the Authority's total AP budget of £42M inclusive of UK VAT. The ultimate aim of the competition will be to award a Demonstration, Manufacture and In-service Support (DMI) contract to the bidder which at the conclusion of the AP provides the most economically advantageous tender for the DMI contract.

During the AP the Authority will negotiate with the AP contractors under the Competitive Negotiated Procedure to refine their specific DMI proposals which will be evaluated at the conclusion of the AP. The Authority will then select a winner who, subject to a Main Gate investment decision, will deliver their proposed DMI solution in accordance with the terms included in the ITN and resolved during the AP. The ultimately successful DMI contractor will be required to formally undertake the role of Design Authority (DA) for the whole Platform. The timing for establishing formal DA status would be co-incident with the successful achievement of Critical Design Review during the D&M Phase.

Industry should note that the Invitation To Negotiate (ITN) will require the AP contractors to consider support options for any new to service items in conjunction with the Authority's primary Support provider (Babcock DSG Ltd), which is the existing provider of support to the Platform (and its common based platform variants) via existing Inventory and Repair Contracts. AP bidders will be expected to demonstrate a willingness and capability to work with Babcock DSG Ltd.

The Authority further advises that it will require bidders to include, as part of their response to the invitation to be considered for the award of an AP contract, non-binding indicative costs, showing certain estimated material costs which will form part of the price to be included in the D&M contract on a cost per vehicle basis (excluding VAT). This information will be used to inform the Not To Exceed cost model negotiations which will ultimately be set out as prices on a cost per vehicle basis in the subsequent DMI contract. Therefore bidders should be prepared to include assumptions, exceptions or limitations relating to D&M Material Costs.

The Authority further advises that it is likely that the negotiations during the AP leading towards the award of the DMI contract will require the two AP Contractors to provide prices (on a cost per vehicle basis) as above for banded option quantities, plus or minus the 227 quantity of MBTs, to take account of any changes to the Fleet size as a consequence of the 2015 Strategic Defence and Security Review. An additional option may be sought to supply and/or embody the selected solution into a fleet of up to 38 MBTs operated by an overseas

Government.

The Authority further advises that the CR2 MBT will have a minimum gross vehicle weight of 62.5 tonnes but, up to 12 vehicles could weigh up to 65 tonnes, and a further 22 could weigh up to 75 tonnes if certain items were to remain embodied on these particular vehicles. This weight will be an important consideration in respect of storage during the AP and the subsequent DM phase of the project.

Industry will be aware of the recently published Prior Information Notice regarding a possible future requirement to deliver an interim solution to maintain or replace the Challenger 2 Thermal Imaging (TI) System until an enduring solution is provided by CR2 LEP. This is early concept activity to inform Business Case options which, subject to approvals, may result in a separate contract to deliver an interim solution. Details of any interim solution will not be known at the time of award of the AP contracts as the contract for the interim solution will not be awarded until after the AP contracts have been awarded. However such details will be made known to the AP contractors.

This Contract Notice includes a Dynamic Pre-Qualification Questionnaire (DPQQ). Parties who are accredited to BS EN ISO 9001 standard (or equivalent) and which have an interest in Priming the requirement shall complete and save a DPQQ by the designated closing date of 17:00 UK time on the 14.1.2016. This Contract Notice and DPQQ are not seeking responses in respect of potential sub-contract opportunities.

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

35412000 Armoured combat vehicles

**II.1.7. Information about subcontracting**

**II.1.8. Lots**

**II.1.9. Information about variants**

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

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

Develop solutions to enable the life of up to 227 Main Battle Tanks to be extended until 2035.  
Estimated value excluding VAT: 17 500 000 GBP

**II.2.2. Information about options**

Options: no

**II.2.3. Information about renewals**

This contract is subject to renewal: no

**II.3. Duration of the contract or time limit for completion**

Start 1.9.2016. Completion 31.8.2018

**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**

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

**III.1.3.**

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

### **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**

### **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.

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

### **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;

(b) a list of works carried out over the past 5 years together with (unless the contracting authority specifies that the following certificate should be submitted direct to the contracting authority by the person certifying) certificates of satisfactory completion for the most important of those works indicating in each case:

(i) the value of the consideration received;

(ii) when and where the work or works were carried out; and

(iii) specifying whether they were carried out according to the rules of the trade or profession and properly completed;

(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;

(f) a check carried out by the contracting authority or on its behalf by a competent official body of the member State in which the economic operator is established: (i) on the technical capacity of the economic operator; and (ii) if relevant, on the economic operator's study and research facilities and quality control measures;

(g) in the case of works contracts, services contracts or supply contracts also covering siting and installation operations or services, the economic operator's educational and professional qualifications where the economic operator is an individual and: (i) if any, those of the economic operator's managerial staff; and (ii) those of one or more persons who would be responsible for providing the services or carrying out the work or works under the contract

(h) the environmental management measures, that the economic operator is able to apply when performing the contract, but only where it is necessary for the performance of that contract;

(i) a statement of the services provider's or contractor's average annual number of staff and managerial staff over the previous 3 years;

(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;

(k) any samples, descriptions and photographs of the goods to be purchased or hired under the contract and certification of the authenticity of such samples, descriptions or photographs;

(l) certification by official quality control institutes or agencies of recognised competence, attesting that the goods to be purchased or hired under the contract conform to standards and technical specifications (within the meaning of regulation 12(1)) identified by the contracting authority;

(m) in the case of contracts involving, entailing or containing classified information, evidence of the ability to process, store and transmit such information at the level of protection required by the contracting authority;

(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).

Details contained within Dynamic Pre-Qualification Questionnaire.

Minimum level(s) of standards possibly required

If an economic operator receives a fail mark against any pass/fail marked DPQQ question they will not be considered further for this requirement.

### **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**

Negotiated

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

Envisaged minimum number 2

Objective criteria for choosing the limited number of candidates: Most Economically Advantageous Tender.

#### **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**

AVPISP/00083

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

##### **Prior information notice**

Notice number in the OJ S: [2014/S 100-174727](#) of 24.5.2014

#### **IV.3.3. Conditions for obtaining specifications and additional documents or descriptive document**

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

14.1.2016 - 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

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)

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: 58K4C4493K

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 800282324.  
GO Reference: GO-2015128-DCB-7430516

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

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

Official name: Ministry of Defence, Land Equipment, Other

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

Official name: Ministry of Defence, Land Equipment, Other

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

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

Official name: Ministry of Defence, Land Equipment, Armoured Vehicles Programmes — In Service Platforms

Postal address: Spruce 1a #1111, DE&S Abbey Wood

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

E-mail: [desleavp-isp-comrcl-mgr4@mod.uk](mailto:desleavp-isp-comrcl-mgr4@mod.uk)

Telephone: +44 1179181733

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

8.12.2015