

Denmark-Copenhagen: Foreign economic-aid-related services

OJ S 245/2015 18/12/2015

Contract notice

Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: Ministry of Foreign Affairs of Denmark, Danida

Postal address: Asiatisk Plads 2

Town: Copenhagen K

Postal code: 1448

Country: Denmark

For the attention of: Christina June Jensen

E-mail: danidacontracts@um.dk

Telephone: +45 33921430

Internet address(es):

General address of the contracting authority: <http://www.danidacontracts.um.dk>

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

Other: development assistance

I.4. Contract award on behalf of other contracting authorities

The contracting authority is purchasing on behalf of other contracting authorities: no

Section II: Object of the contract

II.1. Description

II.1.1. Title attributed to the contract by the contracting authority

Strategic management and M&E support to the implementation of the Denmark — Kenya Country Programme.

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

Services

Service category No 11: Management consulting services [6] and related services

Main site or place of performance: Kenya.

NUTS code DKZZZ Extra-Regio NUTS 3

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

The notice involves a public contract

II.1.4. Information about framework agreement

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

To assist the Royal Danish Embassy (RDE) in Nairobi in monitoring the progress of the Kenya Country Programme and to inform improved cooperation, steering and implementation the RDE plans to implement comprehensive and complementary external monitoring, evaluation and learning activities over the 5-year engagement.

Country programme monitoring is the responsibility of the Embassy. In order to ensure quality monitoring the Embassy has decided to assist partners with the development of, and implementation of adequate monitoring frameworks, collection of data and reporting on progress towards agreed results of the engagements or programmes as a whole, including financial aspects. Furthermore the Embassy has decided that the management information should be structured in systematic and coherent manner.

This contract is for the services of a consulting company, organization or consortium to assist with this.

The main objective of the assignment is to help ensure that Kenya Country Programme results are achieved as planned. This advisory support purpose is 2-fold:

— Provide continuous systematic, structured and strategic management information based on the Kenya Country Program, including the CP Theory of Change (ToC), the Thematic Programmes and the Development Engagements (DE), as well as the M&E systems of the DE partners;

— Increase the capacity of the Embassy DE implementing partners with regards to Results Based Management, including M&E and risk management.

The M&E Support is premised on the monitoring dimensions of the Danida Guidelines for Country Programmes: Results monitoring; to assess the efficiency and effectiveness of the programme and whether performance is as expected; Monitoring of assumptions; to assess if the ToC is still valid, or whether the programme must adapt a new intervention Logic; and risk monitoring; to assess to what extent the programme is in danger of being compromised, needing adjustment of ToC or implementation modality

Following the DANIDA Guidelines for Country Programmes, the M&E Support reporting will be structured according to OECD DAC quality criteria of relevance, efficiency, effectiveness, impact and sustainability. This will be done by assessing the current and continuing programme relevance and design in a changing implementation context, programme efficiency to date and the likelihood of effectiveness and impact as well as the prospects for sustainability. It will function as an early warning system with regards to fiduciary risks and may deepen the analysis through targeted Value for Money (VfM) assessments.

The Kenya Country Programme 2016-2020 is based on the vision of the Denmark-Kenya Partnership Policy 2015-2020 and will support the objective of Kenya's Vision 2030 'Contributing to a globally competitive and prosperous nation with a high quality of life by 2030'. The Country Programme consists of three thematic programmes:

— Governance with 225 000 000 DKK will support the constitutional reforms with essential change processes in three intervention areas:

- (i) Democratic practices;
- (ii) Public sector effectiveness; and
- (iii) Peace, security and stability.

— Green Growth and Employment with 500 000 000 DKK will support transition to a greener growth path through support in two intervention areas:

- (i) Sustainable growth and jobs from investment and trade; and
- (ii) Sustainable use of natural resources and community resilience.

Health with 245 500 000 DKK will support provision of equitable access to quality health care

through two intervention areas, namely:

- (i) Support to the devolved health sector in the form of operational support for primary health care facilities and for health systems strengthening at county and national government levels; and
- (ii) support for sexual and reproductive health and rights.

The scope of services will include:

- Support (during the initial programme phase) to the refinement and revision of the results framework, in close association with programme partners. This includes factoring in the Sustainable Development Goals;
- Political economy analysis for Embassy programme management staff on the opportunities and constraints in Kenya and the region that are likely to effect the achievement of the country programme objectives;
- On an annual basis, assessment of the Country Programme, including the Thematic Programs, in relation to the OECD DAC quality criteria of relevance, efficiency, effectiveness, impact and sustainability;
- Information on emerging good practice in development cooperation from other countries /donors that may benefit the country programme;
- Provide quality assurance oversight of the M&E information generated by engagement partners for each of the development engagements under the programme;
- Provide strategic and technical advice to Embassy programme management staff and partner staff;
- Facilitate workshops targeting both DE partner and Embassy staff;
- Provide training to partners linked to Results Based Management, including risk management;
- Review and consolidate M&E information from development engagements, and prepare and present focused M&E reports to the Embassy programme committee in its quarterly meetings;
- Prepare the draft Annual Kenya Country Programme Report on country programme results and development in risks and other factors impacting on successful country programme implementation;
- Contribute to the Embassy work on communicating results through case stories and an annual report for use by media in Kenya and Denmark;
- Provide technical follow up on specific issues/problems identified through M&E reports, as requested by the programme committee and subject to resource availability; such follow up would for example include value for money assessments; investigation and analysis of under-performance; mentoring of partner staff in M&E techniques.

The contractor will as requested share information and cooperation with a Real Time Evaluation team which Danida Headquarters as a pilot exercise, will do on the Denmark Kenya country programme.

The contract is expected to include an equivalent of 2-3 full time staff input annually, and a number of short term inputs, over the 5 year Country Programme cycle. The maximum budget for this contract is 20 000 000 DKK.

II.1.6. CPV code(s)

75211200 Foreign economic-aid-related services

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

The procurement is covered by the Government Procurement Agreement: yes

II.1.8. Lots

This contract is divided into lots: no

II.1.9. Information about variants

Variants will be accepted: no

II.2. Scope of the procurement

II.2.1. Total quantity or scope

A contract for 5 years with a value of no more than 20 000 000 DKK.

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

Duration in months: 60 (from the award of the contract)

Section III: Legal, economic, financial and technical information

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

Requirements will appear in the tender dossier.

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

Financing conditions and payment arrangements will appear in the tender dossier.

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

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.

Applicants who apply as a joint venture shall each provide the documentation required under III.2.1) below.

If the Candidate is a joint venture, the joint venture shall, as a whole, meet the minimum conditions related to economic and financial standing and technical and professional ability required under III.2.2 and III.2.3) below.

III.1.4. Contract performance conditions

The performance of the contract is subject to particular conditions: yes

Description of particular conditions: The Consultant 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 Risk Indemnity Insurance equal to the total contract amount or otherwise defined in the tender dossier.

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: No restrictions on nationality.

In situations where conflict of interest occurs, Candidates will be excluded from participation, e. g. any Candidate (if a joint venture any of the members) or expert participating in the preparation of a project must be excluded from participation in the tender, unless the involvement does not constitute unfair competition.

Any Candidate who has been the subject of a conviction by final judgment of which the contracting authority is aware for one or more of the reasons listed in Article 45, 1 in the Directive shall be excluded.

Any Candidate may be excluded from participation in a contract if any of the cases specified in Article 45, 2 apply to that Candidate or Tenderer.

The Candidate, and in the case of the Candidate being a joint venture each member and other legal entities, shall furthermore sign a Solemn Declaration (Annex B in the Application Form for Expression of Interest) providing sufficient evidence that none of the cases specified in Article 45, 2, (e) and (f) in the Directive applies to any of the legal entities making this application.

III.2.2. Economic and financial ability

List and brief description of conditions: If the candidate is a joint venture, the joint venture shall, as a whole, meet the minimum conditions related to economic and financial standing.

(a) Annual turnover of the Candidate for the last three accounting years.

Minimum level(s) of standards possibly required: (a) 15 000 000 DKK each accounting year.

III.2.3. Technical and professional ability

List and brief description of conditions:

If the candidate is a joint venture, the joint venture shall, as a whole, meet the minimum conditions related to technical and professional ability:

(a) List of most relevant project references from the last 3 years;

(b) Technicians or technical bodies;

(c) Measures for ensuring quality;

(d) Capacities for production, studies, and/or research;

(e) Education and professional qualifications;

(f) Environmental management measures;

(g) Average annual manpower;

(h) Tools/plants etc.;

(i) Subcontracting;

(j) Products supplied.

Minimum level(s) of standards possibly required:

(a) 3 relevant reference(s) of contract(s) (entered or finalized) in the last 3 years; of these:

— Minimum one reference of a relevant contract for development and implementation of results based M&E;

— Minimum one reference for a relevant contract for field monitoring;

— Minimum one reference for a relevant contract from Kenya.

1 project reference may cover more than one of the above requirements.

(b) Not applicable, unless otherwise required;

(c) An EN ISO 9001 certification or similar, or an acceptable operating quality assurance and management system;

(d) Not applicable, unless otherwise required;

(e) Management has relevant technical and management experience;

(f) Not applicable, unless otherwise required;

(g) List of average manpower divided on Management staff and other staff. Minimum those required for the assignment;

- (h) Not applicable, unless otherwise required;
- (i) The major part of the services must be rendered by the Tenderer;
- (j) Not applicable, unless otherwise required.

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

IV.1. Type of procedure

IV.1.1. Type of procedure

Restricted

IV.1.2. 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 (entered or finalized) from the past 3 years.

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 will be used: no

IV.3. Administrative information

IV.3.1. File reference number attributed by the contracting authority

2015 - 48674

IV.3.2. Previous publication concerning this procedure

no

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

Payable documents: no

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

15.1.2016 - 09:30

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.

IV.3.7. Minimum time frame during which the tenderer must maintain the tender

IV.3.8. Conditions for opening of tenders

Section VI: Complementary information

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

Tender procedures are subject to the law of Denmark and the rules applicable hereunder. Any legal entity may only submit one application.

The applications shall be submitted using the standard application form available under 'Contract Documents' on www.danidacontracts.um.dk

Please download current version. Applications not using the standard application form will not be accepted.

Candidates for Key Personnel positions may be invited for interviews. Failure to comply with this will lead to disqualification of the Tenderer. A Tenderer's candidate can choose to take the interview in Copenhagen or in Nairobi.

A Candidate may, where appropriate and for a particular contract, rely on the capacities of other entities (to meet possible minimum requirements concerning economic and financial standing, and technical and/or professional ability as specified in the Contract Notice), regardless of the legal nature of the links, which it has with them. It must in that case prove to the Contracting Authority that it will have at its disposal the resources necessary, for example, by producing an undertaking by those entities to that effect. Such entities, for instance the parent company of the candidate, must respect the same rules of eligibility, and must comply with the conditions as stated in the contract notice;

The Ministry reserves the right — but is not obliged — to use the remedies provided for in Section 12 of the Danish statutory order on procedures for the award of public supply contracts, public service contracts and public construction contracts (Order no 712 and 15.6.2011), if applications or tenders do not fulfil the formalities of the tender documents.

The Client opposes exclusive agreements with local sub-consultants, be they organisations or individuals.

The award of contract is subject to the final approval of the programme by the relevant authorities.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Complaints Board for Public Procurement, Danish Commerce and Companies Agency

Postal address: Klagenævnet for Udbud, Erhvervsstyrelsen (The Dahlerups Pakhus Langelinie Allé 17)

Town: Copenhagen Ø

Postal code: 2100

Country: Denmark
E-mail: kfu@erst.dk
Telephone: +45 35291000
Fax: +45 33307799
Internet address: <http://kfu.dk>

VI.4.2. Review procedure

VI.4.3. 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://www.kfst.dk>

VI.5. Date of dispatch of this notice

15.12.2015