

Denmark-Copenhagen: Business and management consultancy services

OJ S 246/2015 19/12/2015

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

Postal code: 1448

Country: Denmark

For the attention of: Christina June Jensen

E-mail: danidacontracts@um.dk

Telephone: +45 33920000

Internet address(es):General address of the contracting authority: 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**

Tender for the Business Advocacy Challenge Fund III (BUSAC III) of the Danish Support to Private Sector Development, Ghana.

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: Ghana.

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)

A new Denmark — Ghana Partnership Policy 2014 — 2018 has been agreed between the two countries. The long-standing cooperation between Ghana and Denmark is a unique platform for leveraging the new strategic partnership. The main thrust of the partnership policy is to strengthen cooperation based on shared the objectives of strengthened political cooperation, promotion of inclusive and green growth, economic diplomacy and increased commercial cooperation, and consolidation of results in development programmes.

SPSD III comprises two main development engagements that will be funded from the budget committed for SPSP III and two side engagements that are a carry-over from existing activities. The two main development engagements are the Business Advocacy Challenge Fund (BUSAC III) and the Skills Development Fund (SDF II).

This call for tender covers the Business Advocacy Challenge Fund (BUSAC III). BUSAC is a challenge fund providing support to advocacy initiatives aimed at improving the business climate in Ghana or targeting specific constraints faced by groups of business operators and associations. BUSAC III will also be tasked to directly support the business-enabling environment and the business reform processes by creating amongst others very active Private Public Dialogue Platforms.

Danida now wants to recruit an individual company or a consortium of international and a Ghanaian partner organisation (called a consultant) to administrate the programme of the Fund. The BUSAC Consultant will provide technical, managerial and administrative expertise required in order to achieve these results. Furthermore, the BUSAC Consultant is responsible for logistics related to the operation of the BUSAC Secretariat and the activities to be undertaken by this. The budget for BUSAC III for the 5-year period 2016-20 is approximately DKK 120 Mio.

To be selected for tender the company must have experience in Fund Management from working in the West African region, and preferably in Ghana. The Fund Manager will also have a reference from working with advocacy in a West African context. Finally BUSAC supports, among other things, 'right based advocacy' and the Fund Manager will be expected to be familiar with Danida's Human Right Based Approach (HRBA) and UN's Global Compact Principles.

For more general information please refer to:

<http://www.busac.org/> and <http://ghana.um.dk/en/danida-en/private-sector/>

II.1.6. CPV code(s)

79410000 Business and management consultancy services, 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

Estimated value excluding VAT: 22 000 000 DKK

II.2.2. Information about options

Options: yes

Description of options: The last 3 years are optional to the client.

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: 55 (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.

Minimum level(s) of standards possibly required: (a) DKK 40 millions.

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) — Minimum 1 relevant project reference that shows experience with fund management in West Africa;

— Minimum 1 relevant project reference which shows experience in working with advocacy in West Africa.

(b) Not applicable;

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

(d) Not applicable;

(e) Management has relevant technical and management experience;

(f) Not applicable;

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

(h) Not applicable;

(i) The major part of the services must be provided by the Tender;

(j) Not applicable.

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, ongoing 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 - 55802

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

9.2.2016 - 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.

The Candidate as Fund Manager will be invited for interviews. Failure to comply with this will lead to disqualification of the Tenderer.

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 June, 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 organizations or individuals.

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

VI.4. Procedures for review

VI.4.1. Review body

Official name: Klagenævnet for Udbud, Erhvervsstyrelsen (The Complaints Board for Public Procurement, Danish Commerce and Companies Agency)

Postal address: Dahlerups Pakhus Langelinie Allé 17

Town: Copenhagen

Postal code: 2100

Country: Denmark

E-mail: klfu@erst.dk

Telephone: +45 35291000

Fax: +45 33307799

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

VI.5. Date of dispatch of this notice

16.12.2015