

**United Kingdom-Bristol: Military vehicles and associated parts**

OJ S 223/2017 21/11/2017

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, Protected Mobility Vehicle Programme

Postal address: Spruce, Level 1C, #1122

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

For the attention of: Rebecca Colbourne

E-mail: [DESLEVS-PMVP-ComrcTeam@mod.gov.uk](mailto:DESLEVS-PMVP-ComrcTeam@mod.gov.uk)

Telephone: +44 30679-82484

**Internet address(es):**General address of the contracting authority/entity: <https://www.gov.uk/government/organisations/defence-equipment-and-support>**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**

Protected Mobility Engineering and Technical Support.

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

Services

Service category No 1: Maintenance and repair services

Main site or place of performance: Bristol, City of.

NUTS code UKK11 Bristol, City of

**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)**

Military vehicles and associated parts. Provision of Engineering Authority and technical services to support and sustain the Protected Mobility fleet of vehicles.

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

35400000 Military vehicles and associated parts

#### **II.1.7. Information about subcontracting**

The tenderer has to indicate in the tender any share of the contract it may intend to subcontract to third parties and any proposed subcontractor, as well as the subject-matter of the subcontracts for which they are proposed

The tenderer has to indicate any change occurring at the level of subcontractors during the execution of the contract

#### **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**

The Protected Mobility Vehicles Portfolio (PMVP) team, herein referred to as The Authority, has a requirement to consolidate the engineering and technical support arrangements for its in-service Protected Mobility fleet with a single prime Contractor, under the heading of the Protected Mobility Engineering Technical Support (PMETS) contract.

The Protected Mobility fleet currently consists of circa 2200 platforms, comprised of Mastiff, Ridgback, Wolfhound, Buffalo, High Mobility Truck Variant (HMTV), Husky and Foxhound plus the Roll Over Drill Egress Trainer (RODET) and Choker Mine Roller. The fleets were procured as a series of individual Urgent Operational Requirements (UORs) and subsequently brought into the Core Equipment Programme (EP) in 2013 to support Army 2020 structures.

The initial contract period shall be from 1.10.2018 until 31.3.2024, which is aligned with the current planned Out-of-Service Dates (OSD) for some of the platforms within the fleet. The contract shall also contain options to extend for up to a maximum of 6 additional years, to 31.3.2030, to support the remaining in-service vehicles until their planned OSD.

The Contractor shall act as the Single Point of Contact (SPOC) for all engineering and technical support activities for the Protected Mobility fleet and shall be responsible for proactively managing the through-life support, both planned and emergent, to ensure sustainment of the platform variants and underwrite any design, development and modifications to the platform without negatively impacting on the Army's capability. However, PMETS is not responsible for Maintenance, Repair and Overhaul (MRO) or Inventory and Repair Management (I&RM) as this is managed under a separate contract held by Defence Equipment and Support (DE&S).

The Contractor shall be responsible for acting as the Engineering Authority for all PM platforms and includes the provision of technical guidance and advice required to maintain the extant platform baselines and ensure sustainment issues are identified in a timely manner with appropriate resolution recommendations.

The Core and Non-Core activities shall include but are not limited to: Engineering Authority responsibility; provision of Post Design Services (PDS); obsolescence monitoring and

resolution recommendations; management of Army Equipment Support Publications (AESPs) and other associated technical documentation; maintenance of export licences, work permits and visas, end user certificates, Technical Assistance Agreements (TAA) etc; safety activities including incident investigation and immediate response; technical support and guidance; equipment sustainment analysis and recommendations to reduce whole fleet costs and maintenance and storage of reference equipment. Any Government Furnished Equipment (GFE) provided by The Authority as reference equipment must remain in the UK whilst in the custody of The Contractor unless otherwise agreed by The Authority; it must also be noted that some of the equipment is restricted by United States' International Traffic in Arms Regulations (ITAR). There may also be a requirement, by exception, to extend support services to other nations regarding these platform variants and satisfy any obligations agreed by the Ministry of Defence (MOD).

The Authority would retain responsibility for basic operator and maintainer training, however The Contractor would be expected, where appropriate, to recommend improvements to ensure that Army operators and maintainers are fully competent and Suitably Qualified and Experienced Personnel (SQEP). The Contractor shall be expected to support the User by influencing, supporting and working closely with The Authority and the Users to develop and improve their knowledge and experience.

The ability to provide support to the Protected Mobility fleet on operations, if required, through CONDO (Contractors On Deployed Operations) may be a condition of contract.

Post Design Services are currently provided by: NP Aerospace T/A Morgan Advanced Materials for Mastiff, Ridgback, Wolfhound, Rodet, Buffalo and Choker; General Dynamics Land Systems Force Protection Europe for Foxhound; Supacat for HMTV and Navistar for Husky.

Expressions of Interest for this potential requirement will be via the Dynamic Pre-Qualification Questionnaire (DPQQ) linked to this advert (see section IV.1.2 Objective Criteria for Choosing the Limited Number of Candidates). No other communications will be considered.

The total value of the contract, including Core and Non-Core activities, to 31.3.2024 is estimated to be 40 000 000 GBP. This could increase to an estimated 90 000 000 GBP if the options to extend the contract are taken up, which would be subject to separate internal funding approval.

Estimated value excluding VAT:

Range: between 40 000 000 and 90 000 000 GBP

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

Options: yes

Description of options: Options to extend the contract in yearly increments, for a total of 6 additional years.

### **II.2.3. Information about renewals**

This contract is subject to renewal: no

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

## **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**

The Authority reserves the right to ask for an indemnity, guarantee or bank bond if the potential provider does not meet the required standard.

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

Payment will follow delivery and acceptance of services and any associated goods, and will be subject to satisfactory performance measured by Key Performance Indicators. The Core activity shall be paid on a quarterly basis in arrears. Other conditions will be confirmed in the Invitation to Tender.

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

If a group of economical operators submits a bid, the group must nominate a lead organisation to deal with the Authority. The Authority would require the group to form a legal entity before entering into contract.

### **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**

The Contractor shall be required to handle a limited amount of Secret matter in order to fulfil its requirements. Some of this information is subject to the 'National Eyes Only' restrictions. Access to this information will therefore be limited to The Contractor's employees/sub-contractors involved in the execution of the contract who have a personal security clearance and are nationals of the United Kingdom. The highest level of classified material under this contract is 'Secret — UK Eyes Only' (SUKEO). Such restrictions will be applied on the basis of Article 346(1) (a) of the TFEU which permits the UK to withhold information where disclosure is considered to be contrary to the essential interests of its security. Any resulting contract would therefore include specific provisions which restrict access to sensitive material. These restrictions would not exceed what is strictly necessary and appropriate to protect these essential interests and would not preclude non-UK registered potential providers from being invited to negotiate or being awarded the PMETS contract for the overall requirement. However The Contractor must only involve UK nationals with appropriate clearances in the execution of particular aspects of the contract which will be advised during the tendering stage of the procurement.

In accordance with regulations 25(2) (m) and 25(5) of the UK's Defence and Security Public Contract Regulations 2011 (Article 42(1) (j) of Directive 2009/81/EC of the European Parliament and of the Council), potential providers must demonstrate the ability to process, store and transmit classified information at SUKEO by describing the required Facility Security Clearance (FSC) granted by its National or Designated Security Authority under the relevant national rules. For UK suppliers FSC means 'List X' status. Potential providers must also provide similar evidence of their sub-contractors' ability to handle classified information at this level of protection, where they are relying on sub-contractors to provide significant capability or capacity. Potential providers that do not possess the FSC should be aware that it can take between 10-12 weeks to achieve provisional List X status. The MOD would verify the information you supply with your own national or designated security authority. Personal security clearance can take 8 weeks or longer to be granted. Potential providers should also be aware that some material may be subject to the United States' International Traffic in Arms Regulations (ITAR).

Information to be released with the ITT is classified as Official Sensitive, and Baseline Personnel Security Standard (BPSS) clearance is required for access to this documentation. Therefore potential providers that do not hold the required security clearance at DPQQ stage must provide evidence that relevant personnel will have clearance by 27.2.2018 to allow the Authority to release to them any sensitively marked supporting material.

FSC for the successful tenderer must be in place by the proposed contract award date of

1.10.2018 and maintained throughout the life of the contract.

The contract shall be subject to a Security Aspects Letter (SAL). 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 a SAL, The Authority reserves the right to amend the terms of the SAL 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.

Obligations under the Transfer of Undertakings (Protection of Employment) Regulations 2006 (TUPE) would be a possibility (to be confirmed in the ITT).

### **III.1.5. Information about security clearance**

Candidates which do not yet hold security clearance may obtain such clearance until:  
1.10.2018

## **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 of the European Parliament and of the Council (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 of the European Parliament and of the Council (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**

#### **Criteria regarding the economic and financial standing of economic operators (that may lead to their exclusion)**

List and brief description of conditions: (a) Appropriate statements from the economic operator's bankers or where appropriate, evidence of relevant professional risk indemnity insurance.

(b) The presentation of balance-sheets or extracts from the balance-sheets, where publication of the balance-sheet is required under the law of the country in which the economic operator is established.

(c) Where appropriate, a statement, covering the three previous financial years of the economic operator, of: (i) the overall turnover of the business of the economic operator; and (ii) where appropriate, the turnover in respect of the work, works, goods or services which are of a similar type to the subject matter of the contract.

The information required is outlined within the Pre-Qualification Questionnaire

Minimum level(s) of standards possibly required: The minimum standard is outlined within the Pre-Qualification Questionnaire.

### **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,
- (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,
- (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,
- (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).

The information required is outlined within the Pre-Qualification Questionnaire.

Minimum level(s) of standards possibly required

The minimum standard is outlined within the Pre-Qualification Questionnaire.

#### **Criteria regarding the technical and/or professional ability of subcontractors (that may lead to their rejection)**

List and brief description of conditions:

The main contractor would be required to provide evidence of the abilities of the sub contractor to process, store and transmit information at Secret level of classification, by describing the required Facility Security Clearance (FSC) granted by its National or Designated Security Authority.

Minimum level(s) of standards possibly required

The Authority reserves the right under Article 21(5) of Directive 2009/18/EC of the European Parliament and of the Council to reject any subcontractor chosen by the main contractor at any stage of the contract award procedure or during performance of the contract if that subcontractor: (1) requires access to classified information at Secret; and (2) fails to provide evidence to the satisfaction of The Authority that it has the capability to protect that level of classified information in accordance with Article 42.1(j) of Directive 2009/18/EC of the European Parliament and of the Council.

#### **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**

Restricted

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

Envisaged minimum number 3 and Maximum number 8

Objective criteria for choosing the limited number of candidates: The down selection of providers will be conducted through the achievement of a minimum score on the Dynamic PQQ. Potential Providers must Pass all Pass/Fail questions, and achieve a minimum technical score of 23 in order to progress to the ITT stage. It is the Authority's intention that no more than 8 providers will be taken forward. Should more than 8 providers achieve the minimum score of 23, then the top 8 scoring providers will be taken forwards. Should it be impossible to distinguish between potential providers, meaning that more than 8 could be eligible to proceed, the Authority reserves the right to take less than the maximum of 8 providers through, even though the minimum technical score has been achieved. For example, 6 providers have scored 26 and above, but 4 providers all have the same score of 24. The Authority reserves the right to only take the 6 providers who scored 26 and above through, and deem the 4 providers unsuccessful.

##### **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: yes

Additional information about electronic auction: Yes. A Reverse Auction, conducted using electronic means, may be used as part of the procurement process for this requirement. Specific relevant information on Reverse Auction usage will be given in the Invitation to Tender.

#### **IV.3. Administrative information**

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

PMVP/00024

##### **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**

4.1.2018 - 15:00

##### **IV.3.5. Estimated date of dispatch of invitations to tender or to participate to selected candidates**

28.2.2018

##### **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**

Providing a Response to this Contract Notice

Expressions of Interest for this requirement will be via the Dynamic Pre-Qualification Questionnaire (DPQQ).

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 <https://www.contracts.mod.uk/delta>

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: S76A594KXH. Please ensure you follow any instruction provided to you here.

The deadline for submitting your response(s) is 4.1.2018 15:00. Please ensure that you allow yourself plenty of time when responding to this invite 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 (FAQ's) or the User Guides or contact the MOD DCO Helpdesk by emailing — [support@contracts.mod.uk](mailto:support@contracts.mod.uk) or call 0800 282 324.

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. The link below to the Gov.uk website provides information on the Government Security Classification.

<https://www.gov.uk/government/publications/government-security-classifications>

#### Electronic Trading

Potential suppliers must note the mandatory requirement (Dynamic Pre-Qualification Questionnaire Part 1 Form E) for electronic trading using the Contracting, Purchasing and Financing (CP&F) electronic procurement tool. All payment for contractor deliverable will be made via CP&F. You can find details on CP&F at <https://www.gov.uk/government/publications/mod-contracting-purchasing-and-finance-e-procurement-system>

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) GO Reference: GO-20171117-DCB-11412863.

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

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

Official name: Ministry of Defence, Land Equipment, Protected Mobility Vehicle Programme

Postal address: Spruce level 1C, #1122

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

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

Official name: Ministry of Defence, Land Equipment, Protected Mobility Vehicle Programme

Postal address: Spruce, Level 1C #1122

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

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

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

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

17.11.2017