

**Denmark-Copenhagen: Artistic and literary creation and interpretation services**

OJ S 194/2019 08/10/2019

Contract notice

Services

**Legal Basis:**

Directive 2014/24/EU

**Section I: Contracting authority**

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**I.1. Name and addresses**

Official name: The Royal Danish Theatre

National registration number: 10842255

Postal address: August Bournonvilles Passage 2-8, Postboks 2185

Town: København K

NUTS code: DK011 Byen København

Postal code: 1017

Country: Denmark

Contact person: Martin Ilsøe

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

Telephone: +45 33696933

**Internet address(es):**Main address: [www.kglteater.dk](http://www.kglteater.dk)**I.3. Communication**The procurement documents are available for unrestricted and full direct access, free of charge, at: [http://eu.eu-supply.com/app/rfq/rwlenrance\\_s.asp?PID=251481&B=KA](http://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=251481&B=KA)

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: [http://eu.eu-supply.com/app/rfq/rwlenrance\\_s.asp?PID=251481&B=KA](http://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=251481&B=KA)

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

**I.4. Type of the contracting authority**

Body governed by public law

**I.5. Main activity**

Recreation, culture and religion

**Section II: Object**

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**II.1. Scope of the procurement****II.1.1. Title**

Set Elements for the Opera 'The Handmaid's Tale'

Reference number: 122072

**II.1.2. Main CPV code**

92310000 Artistic and literary creation and interpretation services

**II.1.3. Type of contract**

Services

#### **II.1.4. Short description**

The tender's scope is the production of a number of scenic elements for the opera 'The Handmaid's Tale'. Preparation, manufacturing and delivered to The Royal Danish Theatre.

#### **II.1.5. Estimated total value**

#### **II.1.6. Information about lots**

This contract is divided into lots: no

### **II.2. Description**

#### **II.2.2. Additional CPV code(s)**

39000000 Furniture (incl. office furniture), furnishings, domestic appliances (excl. lighting) and cleaning products, 44000000 Construction structures and materials; auxiliary products to construction (except electric apparatus), 45262670 Metalworking, 45422000 Carpentry installation work, 45432220 Wall-papering work, 45440000 Painting and glazing work, 79421000 Project-management services other than for construction work, 79931000 Interior decorating services, 92311000 Works of art

#### **II.2.3. Place of performance**

NUTS code: DK011 Byen København

Main site or place of performance: København K.

#### **II.2.4. Description of the procurement**

The tender's scope is the production of a number of scenic elements for the Opera 'The Handmaid's Tale'. Preparation, manufacturing and delivered to The Royal Danish Theatre.

#### **II.2.5. Award criteria**

Price is not the only award criterion and all criteria are stated only in the procurement documents

#### **II.2.6. Estimated value**

#### **II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 6

This contract is subject to renewal: no

#### **II.2.10. Information about variants**

Variants will be accepted: no

#### **II.2.11. Information about options**

Options: no

#### **II.2.13. Information about European Union funds**

The procurement is related to a project and/or programme financed by European Union funds: no

#### **II.2.14. Additional information**

### **Section III: Legal, economic, financial and technical information**

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#### **III.1. Conditions for participation**

#### **III.1.3. Technical and professional ability**

List and brief description of selection criteria:

The tenderer must submit the ESPD with the following information:

The documentation: It is the supplier's responsibility to document that the minimum requirement is fulfilled through the description of the assignments, however, the description should at least include the following information:

- photographic documentation of the assignments (photographic documentation can be submitted separately in the electronic tendering system as the ESPD-form does not technically allow upload in the form),
- description of the assignments,
- the assignment's value and time for production and delivery,
- name of the customer (recipient).

Minimum level(s) of standards possibly required:

The supplier must have experience from one or more comparable assignments for opera. Comparable assignment(s) are considered assignment(s) that fulfill the following (individually or together):

Include sets in the same style, quality and construction as the set for 'The Handmaid's Tale' described in Appendix 1, i.e.:

- large cladded and painted wall constructions made of aluminum- or steel with minimum heights of 8 meters,
- large cladded and painted wall constructions made of aluminum- or steel for flying set-pieces in minimum dimensions of 14\*8 meters,
- painted surfaces in compliance with severe fire regulations,
- pre-assembly of full-scale sets with sizes more than 12\*16\*8,5 meters.

### **III.2. Conditions related to the contract**

#### **III.2.2. Contract performance conditions**

The contract has to the relevant extent incorporated the corporate social responsibility considerations as laid down in the conventions on the basis of which the principles of the UN Global Compact are worded. The contract furthermore lays down requirements pursuant to ILO Convention No 94 on labour clauses in public contracts and circular No 9471 of 30.6.2014.

## **Section IV: Procedure**

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### **IV.1. Description**

#### **IV.1.1. Type of procedure**

Open procedure

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

#### **IV.1.8. Information about the Government Procurement Agreement (GPA)**

The procurement is covered by the Government Procurement Agreement: yes

### **IV.2. Administrative information**

#### **IV.2.2. Time limit for receipt of tenders or requests to participate**

Date: 05/11/2019 Local time: 13:00

#### **IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates**

#### **IV.2.4. Languages in which tenders or requests to participate may be submitted**

Danish, English

#### **IV.2.6. Minimum time frame during which the tenderer must maintain the tender**

Duration in months: 4 (from the date stated for receipt of tender)

#### **IV.2.7. Conditions for opening of tenders**

Date: 05/11/2019 Local time: 14:00

### **Section VI: Complementary information**

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#### **VI.1. Information about recurrence**

This is a recurrent procurement: no

#### **VI.3. Additional information**

Participation in the tendering procedure may only take place by electronic means via the electronic tendering system used by the contracting authority, see the address set out in Section I.3). For access to the tender documents, the tenderer must be registered or register as a user.

If the tenderer should encounter problems with the electronic tendering system, the tenderer may contact technical support, either by e-mail: [dksupport@eu-supply.com](mailto:dksupport@eu-supply.com) or Tel. (+45) 70 20 80 14.

If the tender contains several versions of the same document, the latest uploaded version will apply.

All communication in connection with the tender procedure, including questions and answers, must be through the electronic tendering system. Questions should be submitted not later than 22.10.2019. Questions asked after this date will be answered if they are received in time for the contracting authority to provide the information required and communicate the answers not later than 6 days before expiry of the tender deadline. Questions received later than 6 days before expiry of the deadline cannot expect to be answered.

Interested operators are requested to keep updated via the electronic tendering system.

The tenderer must submit together with its tender an ESPD as preliminary documentation of the circumstances set out in Section 148(1)(i-iii) of the Danish Public Procurement Act (udbudsløven). For groups of operators (e.g. a consortium), a separate ESPD must be submitted for each participating operator. If the tenderer relies on the capacity of other entities, an ESPD must be submitted for each of the entities on which the tenderer relies.

The tenderer will be excluded from participation in the tender procedure if the tenderer is subject to the compulsory grounds for exclusion set out in Sections 135 and 136 of the Danish Public Procurement Act, unless the tenderer has submitted sufficient documentation of its reliability in accordance with Section 138 of the Danish Public Procurement Act.

Before the decision to award the contract is made, the tenderer to whom the contracting authority intends to award the contract must provide documentation of the information submitted in the ESPD pursuant to Sections 151-152, cf. Section 153 of the Danish Public Procurement Act.

The contracting authority may use the procedure of Section 159(5) of the Danish Public Procurement Act in the event that tenders do not comply with the formal requirements of the procurement documents.

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

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

Official name: Klagenævnet for Udbud

Postal address: Nævnenes Hus, Toldboden 2

Town: Viborg

Postal code: 8800  
Country: Denmark  
E-mail: [klfu@naevneneshus.dk](mailto:klfu@naevneneshus.dk)  
Telephone: +45 72405600  
Internet address: <https://klfu.naevneneshus.dk/>

#### **VI.4.3. Review procedure**

Precise information on deadline(s) for review procedures:

Pursuant to the Danish Act on the Complaints Board for Public Procurement, etc. (lov om Klagenævnet for Udbud m.v.) (the Act is available (in Danish) at [www.retsinformation.dk](http://www.retsinformation.dk)), the following deadlines apply to the lodging of complaints:

Complaints for not having been selected must be submitted to the Danish Complaints Board for Public Procurement before the expiry of 20 calendar days, see Section 7(1) of the Act, from the day after submission of notification to the candidates concerned of the identity of the successful tenderer where the notification is accompanied by an explanation of the grounds for the decision in accordance with Section 2(1)(i) of the Act and Section 171(2) of the Danish Public Procurement Act.

In other situations, complaints of award procedures, see Section 7(2) of the Act, must be lodged with the Danish Complaints Board for Public Procurement before the expiry of:

- 1) 45 calendar days after the contracting authority has published a notice in the Official Journal of the European Union that the contracting authority has entered into a contract. The deadline is calculated from the day after the day when the notice was published;
- 2) 30 calendar days calculated from the day after the day when the contracting authority has notified the candidates concerned that a contract based on a framework agreement with reopening of competition or a dynamic purchasing system has been entered into where the notification has included an explanation of the relevant grounds for the decision;
- 3) 6 months after the contracting authority entered into a framework agreement calculated from the day after the day when the contracting authority notified the candidates and tenderers concerned, see Section 2(2) of the Act and Section 171(4) of the Danish Public Procurement Act;
- 4) 20 calendar days calculated from the day after the contracting authority has submitted notification of its decision, see Section 185(2) of the Danish Public Procurement Act.

Not later than at the time of lodging a complaint with the Danish Complaints Board for Public Procurement, the complainant must notify the contracting authority in writing that a complaint has been lodged with the Danish Complaints Board for Public Procurement and whether the appeal was lodged during the standstill period, see Section 6(4) of the Act. In cases where the complaint was not lodged during the stand-still period, the complainant must furthermore indicate whether a suspensory effect of the complaint has been requested, see clause 12(1) of the Act.

The e-mail address of the Complaints Board for Public Procurement is set out in Section VI.4.1).

The Complaints Board's own complaints procedure is available a <https://naevneneshus.dk/start-din-klage/klagenaevnet-for-udbud/vejledning/>

#### **VI.4.4. Service from which information about the review procedure may be obtained**

Official name: 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 41715000

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

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

04/10/2019