

Belgium-Brussels: Pumps
OJ S 198/2020 12/10/2020
Contract notice – utilities
Supplies

Legal Basis:

Directive 2014/25/EU

Section I: Contracting entity

I.1. Name and addresses

Official name: Fluxys LNG

National registration number: 0426.047.853_632000

Postal address: Guimardstraat 4

Town: Brussel

NUTS code: BE100 Arr. de Bruxelles-Capitale/Arr. Brussel-Hoofdstad

Postal code: 1040

Country: Belgium

Contact person: Frédéric Tilmans

E-mail: frederic.tilmans@fluxys.com

Telephone: +32 22827858

Internet address(es):

Main address: <https://sourcing-invitation.fluxys.com>

Address of the buyer profile: <https://enot.publicprocurement.be/enot-war/preViewNotice.do?noticeId=388993>

I.3. Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://enot.publicprocurement.be/enot-war/preViewNotice.do?noticeId=388993>

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: <https://sourcing-invitation.fluxys.com>

I.6. Main activity

Production, transport and distribution of gas and heat

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Production and Delivery of 2 (two) or 3 (three) High Pressure Pumps (HPP) for the LNG Terminal in Zeebrugge (Belgium), and Provision of Maintenance Services and Delivery of Spare Parts After Setting into Service of the HPP's
Reference number: Fluxys LNG-CEAPN2010-F05_0

II.1.2. Main CPV code

42122000 Pumps - KA06

II.1.3.

Type of contract

Supplies

II.1.4. Short description

10-year framework agreement with one supplier for:

- (i) the supply of 2 (two) or 3 (three) high pressure pumps ('HPP's'), with a view of pumping the LNG stored in the Zeebrugge LNG terminal storage tanks to the Open Rack Vaporizers; and
- (ii) the provision of maintenance services and the supply of spare parts after commissioning of the HPP's.

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)

42122430 Centrifugal pumps

II.2.3. Place of performance

NUTS code: BE2 Vlaams Gewest

Main site or place of performance: LNG Terminal Fluxys in Zeebrugge (BELGIUM).

II.2.4. Description of the procurement

Production and delivery of 2 (two) or 3 (three) high pressure pumps (HPP) for the LNG terminal in Zeebrugge (Belgium), and provision of maintenance services and delivery of spare parts after setting into service of the HPP's.

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: 120

This contract is subject to renewal: no

II.2.10. Information about variants

Variants will be accepted: yes

II.2.11. Information about options

Options: yes

Description of options:

Free options on the initiative of the tenderer.

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

III.1. Conditions for participation

III.1.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions:

Not applicable.

III.1.2. Economic and financial standing

List and brief description of selection criteria:

The candidate must have the necessary economic and financial standing to perform the contract:

1) proof of the candidate's economic and financial standing may be furnished by one or more of the following references:

— the presentation of financial statements or extracts from the financial statements, where publication of financial statements is required under the law of the country in which the economic operator is established,

— a statement of the economic operator's overall turnover of the last three financial years available, depending on the date on which the undertaking was set up or the economic operator started trading;

2) the candidate must also provide evidence of relevant professional risk indemnity insurance.

Minimum level(s) of standards possibly required:

1) The candidate must have an minimum turnover of at least EUR 6 million in the last 3 years. This criterion applies to the candidate as a whole, i.e. through the combined capacity of all members of the group in case of a group of economic operators.

In addition, the ratio between assets and liabilities must be above 1.2. This criterion applies to each member of the group in case of a group of economic operators.

2) The relevant professional risk indemnity insurance must have a minimum coverage of EUR 1 250 000.

III.1.3. Technical and professional ability

List and brief description of selection criteria:

The candidate must have the necessary technical and professional ability to perform the contract. Proof of the candidate's ability must be furnished by the following means:

Criterion 1: a list of minimum five realised projects of similar scope and size in major LNG import terminals carried out over the past 15 years since the date of publication. The information is asked in a form of a table with the following columns:

— short project description,

— customer company name (+ contact data),

— project location,

— year of start-up of project,

— year of setting into service,

— fluid flowrate in m³/h LNG,

— head in meter,

— explanation about the customer satisfaction with the outcome of the project (Certificate of satisfactory execution and outcome of this customer is not requested).

Only projects taken into account by the owner in this criterion are those with:

— a fluid flowrate higher or equal to 250 m³/h LNG,

— a pressure higher or equal to 1 500 m head.

Criterion 2: information about quality assurance.

Minimum level(s) of standards possibly required:

The economic operator must prove that he has a quality assurance management process in place. The document to be issued is as follows:

- or an ISO-9001 certificate from an accredited body;
- or any other certificate from an accredited body of a quality assurance system based on the quality standards;
- or any other evidence of quality assurance measures, in which case the burden of proof of the equivalence of these measures lies with the economic operator.

III.1.6. Deposits and guarantees required

See Invitation to Tender (ITT).

III.1.7. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them

See Invitation to Tender (ITT).

III.1.8. Legal form to be taken by the group of economic operators to whom the contract is to be awarded

1) Tenders or requests to participate may be submitted by a group of economic operators who will not be required to adopt a particular legal form prior to the award of the contract. A letter of consent between the members of the group has to be included in the request to participate and all the information required under the contract notice should be provided for each member of the group.

In the case of a joint tender, all members of the group assume joint and several liability towards Fluxys for the performance of the contract as a whole, i.e. both financial and operational liability.

The operators forming a group must designate one of them as a single point of contact (SPOC) towards Fluxys for the administrative, financial and operational management of the contract.

Furthermore, the operators forming a group should provide information on the role of each member of the group.

After the award, Fluxys will sign the contract either with all members of the group, or with the SPOC on behalf of all members of the group, authorised by the other members via powers of attorney.

2) In order to prove its economic, financial, technical or professional capacity, an economic operator may rely on the capacity of other entities, whatever the legal nature of the link between itself and those entities. The economic operator must prove to Fluxys that the necessary resources will be available to it, by delivering a written undertaking by the other entity to that effect.

III.2. Conditions related to the contract

III.2.2. Contract performance conditions

See Invitation to Tender (ITT).

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Negotiated procedure with prior call for competition

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

The procurement involves the establishment of a framework agreement

Framework agreement with a single operator

In the case of framework agreements, provide justification for any duration exceeding 8 years:

The duration of the Framework Agreement is 120 months. The long duration of the framework agreement is justified by the use of TCO approach ("Total Cost of Ownership"), with a contract scope including the supply of all the materials needed for installation of the HPP's, the services during the erection works and the (Pre-)commissioning and Start-Up, and, for a duration of 10 years after setting into services of the HPP's, the delivery of spare parts and the provision of maintenance services. For commercial reasons it is difficult to ask prices for the whole life cycle (estimated at 30 years). Therefore the contract duration is set to 10 years.

IV.1.4. Information about reduction of the number of solutions or tenders during negotiation or dialogue

Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated

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

The procurement is covered by the Government Procurement Agreement: no

IV.2. Administrative information

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

Date: 09/11/2020 Local time: 23:59

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

English

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.2. Information about electronic workflows

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

VI.3. Additional information

The request to participate and its annexes have to be uploaded by the candidate on the Fluxys Sourcing Invitation Platform (as specified under I.3) Communication).

Each candidate will have to request via the contact person as per (I) access to the appropriate protected folder on this sourcing invitation platform. New candidates to this platform will also receive their password and instructions for access.

From receipt of the request to participate until execution of the contract Fluxys Belgium may ask tenderers and candidates at any moment during the procedure to submit all or part of the supporting documents as requested in this contract notice. In any event, prior to awarding the contract, Fluxys Belgium will require the bidder to which it has decided to award the contract to submit up-to-date supporting documents.

The requests to participate shall clearly mention the candidate's full name, including the company number, VAT number, full address and legal form.

Requests to participate must be structured as follows:

- 1) name of bidder;
- 2) legal form of company;
- 3) date of registration;
- 4) country of registration;
- 5) registration number;
- 6) VAT number;
- 7) registered address of company;
- 8) person(s) authorised to sign contracts (together or alone) on behalf of the company: [Surname, forename, title (e.g. Dr, Mr, Ms), function (e.g. Manager...)];
- 9) contact person for this bid: [Surname, forename, title (e.g. Dr, Mr, Ms), function (e.g. Manager...), telephone number, fax number, address, email];
- 10) European Standard Procurement Document (ESPD);
- 11) requested information about each above-mentioned selection criterium.

The candidates must fill in the European Single Procurement Document (ESPD) at the following address: <https://dume.publicprocurement.be/>

The following parts and questions of the ESPD must be answered:

- Part I (Information concerning the procurement procedure and the contracting entity);
- Part II (Information concerning the economic operator);
- Part III (Exclusion grounds);
- Part IV (Selection criteria): economic operators will use Part IV, α, regarding the global indication for all selection criteria, whereby Fluxys shall verify, on the basis of the supporting documentation and information requested under section III), whether the economic operators meet the selection criteria as laid down under section III) of this contract notice;
- Part VI (Concluding statements).

When filled in, the ESPD should be sent to Fluxys together with the request to participate. Where the economic operator relies on the capacities of other entities in order to prove its economic, financial, technical or professional capacity, it must also provide the ESPD in respect of such entities.

Fluxys may ask tenderers and candidates at any moment during the procedure to submit all or part of the supporting documents. In any event, before awarding the contract, Fluxys will require the tenderer to which it has decided to award the contract to submit up-to-date supporting documents.

The supporting documents that the tenderers and candidates must be able to provide upon request and without delay are the documents to be provided under section III) of this contract notice.

The European Commission's FAQ on the ESPD is available at the following address: <https://ec.europa.eu/docsroom/documents/17242/attachments/1/translations/en/renditions/native>.

VI.4. Procedures for review

VI.4.1. Review body

Official name: President of the Court of First instance of Brussels
Postal address: Rue des Quatre Bras 13
Town: Brussels
Postal code: 1000
Country: Belgium

VI.4.2. Body responsible for mediation procedures

Official name: President of the Court of First instance of Brussels
Postal address: Rue des Quatre Bras 13

Town: Brussels
Postal code: 1000
Country: Belgium

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

Official name: President of the Court of First instance of Brussels
Postal address: Rue des Quatre Bras 13
Town: Brussels
Postal code: 1000
Country: Belgium

VI.5. Date of dispatch of this notice

07/10/2020