

Poland-Warsaw: Electrical machinery, apparatus, equipment and consumables; lighting

OJ S 171/2022 06/09/2022

Qualification system – utilities

Supplies

Legal Basis:

Directive 2014/25/EU

Section I: Contracting entity

I.1. Name and addresses

Official name: ELEKTROWNIA WIATROWA BALTICA – 2 SP. Z O.O.

National registration number: 0000393178

Postal address: Mokotowska 49

Town: Warsaw

NUTS code: PL Polska

Postal code: 00-542

Country: Poland

Contact person: Annette Ortvald Gamtofte

E-mail: angam@orsted.dk

Telephone: +45 28553397

Internet address(es):

Main address: <https://baltica.energy/baltica-2>

I.1. Name and addresses

Official name: ELEKTROWNIA WIATROWA BALTICA – 3 SP. Z O.O.

National registration number: 0000392905

Postal address: Mokotowska 49

Town: Warsaw

NUTS code: PL Polska

Postal code: 00-542

Country: Poland

Contact person: Annette Ortvald Gamtofte

E-mail: angam@orsted.dk

Telephone: +45 28553397

Internet address(es):

Main address: <https://baltica.energy/baltica-3>

I.2. Information about joint procurement

The contract involves joint procurement

In the case of joint procurement involving different countries, state applicable national procurement law:

See section VI.3)

I.3. Communication

Tenders or requests to participate must be submitted electronically via: <https://www.achilles.com/community/utilities-nce/>

Tenders or requests to participate must be submitted to the following address:

Official name: Achilles Information AS

National registration number: 980 430 596

Postal address: PO Box 1817
Town: Arendal
Postal code: 4858
Country: Norway
Telephone: +47 37063530
E-mail: utilities-nordics@achilles.com
NUTS code: NO Norge
Internet address(es):
Main address: <http://www.achilles.com/en/utilities-nce>

I.6. Main activity

Electricity

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Supplementary Information Regarding use of Achilles Utilities Nordics and Central Europe Qualification System
Reference number: 2021/S 100-265232

II.1.2. Main CPV code

31000000 Electrical machinery, apparatus, equipment and consumables; lighting

II.1.3. Type of contract

Supplies

II.2. Description

II.2.2. Additional CPV code(s)

03000000 Agricultural, farming, fishing, forestry and related products, 09000000 Petroleum products, fuel, electricity and other sources of energy, 09132000 Petrol, 09134100 Diesel oil, 14000000 Mining, basic metals and related products, 14622000 Steel, 15000000 Food, beverages, tobacco and related products, 16000000 Agricultural machinery, 18000000 Clothing, footwear, luggage articles and accessories, 19000000 Leather and textile fabrics, plastic and rubber materials, 22000000 Printed matter and related products, 24000000 Chemical products, 30000000 Office and computing machinery, equipment and supplies except furniture and software packages, 30200000 Computer equipment and supplies, 31000000 Electrical machinery, apparatus, equipment and consumables; lighting, 31110000 Electric motors, 31120000 Generators, 31121310 Windmills, 31121320 Wind turbines, 31121330 Wind turbine generators, 31121340 Wind farm, 31122000 Generator units, 31160000 Parts of electric motors, generators and transformers, 31200000 Electricity distribution and control apparatus, 31300000 Insulated wire and cable, 31310000 Mains, 31311000 Mains connections, 31320000 Power distribution cables, 31321000 Electricity power lines, 31321100 Overhead power lines, 31321200 Low- and medium-voltage cable, 31321210 Low-voltage cable, 31321220 Medium-voltage cable, 31321300 High-voltage cable, 31321400 Underwater cable, 31321500 Submarine cable, 31440000 Batteries, 31600000 Electrical equipment and apparatus, 32000000 Radio, television, communication, telecommunication and related equipment, 32420000 Network equipment, 32570000 Communications equipment, 33000000 Medical equipments, pharmaceuticals and personal care products, 34000000 Transport equipment and auxiliary products to transportation,

34514200 Jack-up rigs, 34514800 Offshore platforms, 35000000 Security, fire-fighting, police and defence equipment, 35100000 Emergency and security equipment, 37000000 Musical instruments, sport goods, games, toys, handicraft, art materials and accessories, 38000000 Laboratory, optical and precision equipments (excl. glasses), 38110000 Navigational instruments, 39000000 Furniture (incl. office furniture), furnishings, domestic appliances (excl. lighting) and cleaning products, 41000000 Collected and purified water, 42000000 Industrial machinery, 42414100 Cranes, 43000000 Machinery for mining, quarrying, construction equipment, 44000000 Construction structures and materials; auxiliary products to construction (except electric apparatus), 44320000 Cable and related products, 44500000 Tools, locks, keys, hinges, fasteners, chain and springs, 48000000 Software package and information systems, 31321600 Shielded cable

II.2.3. Place of performance

NUTS code: BE Belgique / België

NUTS code: CH Schweiz / Suisse / Svizzera

NUTS code: CY Κύπρος / Kýpros

NUTS code: CZ Česko

NUTS code: DE Deutschland

NUTS code: DK Danmark

NUTS code: EE Eesti

NUTS code: EL Ελλάδα / Elláda

NUTS code: ES España

NUTS code: FI Suomi / Finland

NUTS code: FR France

NUTS code: IE Éire / Ireland

NUTS code: IS Ísland

NUTS code: IT Italia

NUTS code: LU Luxembourg

NUTS code: NL Nederland

NUTS code: NO Norge

NUTS code: PL Polska

NUTS code: SE Sverige

NUTS code: UK United Kingdom

Main site or place of performance: Contracts in Europe. The list above is not exhaustive, but limitations in the standard form prevents choosing more countries.

II.2.4. Description of the procurement

This notice supplements previously published notices from Achilles Information AS regarding the contracting entities mentioned in section I) and VI.2)'s use of the Utilities NCE qualification system that Achilles administer. Further, this notice supplements previously published notices from Elektrownia Wiatrowa Baltica – 2 SP. Z o.o. and Elektrownia Wiatrowa Baltica – 3 SP. Z o.o.

This notice is published on a voluntary basis in order to increase transparency and knowledge about Ørsted Entities' purchases in EU tender procedures.

This notice relates specifically to the contracting entities projects for the development, construction and operation of two offshore wind projects in the Baltic Sea with a total potential capacity of up to 2.5 GW where Ørsted Wind Power A/S is representing the Contracting Entities in the entire tender procedure ('Entities represented by Ørsted Wind Power A/S'). Entities represented by Ørsted Wind Power A/S might use the UNCE qualification system for procurement of construction works, services and goods for construction, operation and

repairs of wind farms. This notice relates to supplies.

UNCE qualification system can be used for all categories of contracts relevant for the wind farms. Without limiting the Entities represented by Ørsted Wind Power A/S legal rights to use UNCE qualification system for other types of contracts, such contracts includes but not limited to the cables, turbines, foundations including secondary structures, electrical systems, installation vessels, accommodation vessels, supply ships, helicopter services, substations, SCADA systems, communication systems, repairs including main components, spare parts, consultancy services related to wind farms, IT systems, engineering services, certification services. Further, all types of administrative services inclusive but not limited to procurement services, legal services, accounting services and goods relevant for the group functions can be purchased through the UNCE qualification system. This also includes but is not limited to IT services, management consultancy, facility management, auditing, travel and accommodation.

Entities represented by Ørsted Wind Power A/S will carry out tenders in UNCE qualification systems and encourages any interested suppliers to register in UNCE qualification system. The contracting entities reserves the right to carry out tender procedures by other means i.e. by use of more specific qualification systems published by contracting entities or by use of contract notices in TED.

The CPV-codes referred to in this notice are examples of the works, services and goods that can be purchased through UNCE. These CPV-codes apply in parallel to the CPV-codes stated in previous notices from Achilles and the contracting entities.

II.2.5. Award criteria

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

II.2.8. Duration of the qualification system

Indefinite duration
Renewal of the qualification system
Formalities necessary for evaluating if requirements are met:

Achilles Utilities NCE is of indefinite duration, but supplier information must be updated annually. Suppliers

already qualified on Achilles Utilities NCE will be reminded to renew before the qualification period expires. The

annual qualification fee is ranging from EUR 165 to EUR 715 payable in advance. Suppliers can update their

information during the qualification period.

II.2.13. Information about European Union funds

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

Section III: Legal, economic, financial and technical information

III.1. Conditions for participation

III.1.9. Qualification for the system

Conditions to be fulfilled by economic operators in view of their qualification:

Suppliers may apply for qualification at any time. To apply the suppliers must complete an order form and pay in advance an annual qualification fee ranging from EUR 165 to EUR 715.

The order form with qualification requirements can be obtained here <https://pages.achilles.com/achilles-unce-supplier-registration> To qualify the suppliers must complete an online

questionnaire covering detailed information about their company. Basic commercial requirements must be satisfied. Some buying organisations may have individual requirements in addition to the basic requirements. The suppliers can therefore be asked to answer customer-specific questions related to the qualification. The bidders lists will be based on suppliers that have passed the initial qualification.

Section IV: Procedure

IV.1. Description

IV.2. Administrative information

IV.2.1. Previous publication concerning this procedure

Notice number in the OJ S: [2021/S 131-349121](#)

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

English

Section VI: Complementary information

VI.3. Additional information

Please also refer to the following TED notices: [2021/S 100-265232](#) (Supplies), [2021/S 100-265153](#) (Works) and [2021/S 100-265343](#) (Services).

Continuance of section I.2): The Utilities Directive govern this tender procedure. Any matters not covered by the Utilities Directive will be governed by the following provisions of the Polish Civil Code of 23 April 1964 (consolidated text Journal of Laws of 2020 item 1740 as amended): articles 61 §§ 1-2, 65 § 2, 66 §§ 1-2, 66.1 §§ 1-4, 66.2 §§ 1-2, 67, 68, 68.1 §§ 1-2, 68.2 , 69, 70 §§ 1-2, 70.1 §§ 1-2 and 4, 70.2 §§ 1-3, 70.3 §§ 1-3, 70.4 §§ 1- 2, 70.5 §§ 1-2, 71, 72 §§ 1-2 and 72.1 §§ 1-2.

In case of any discrepancies between the Polish Civil Code and the Utilities Directive including case law from the Court of Justice of the European Union, the Utilities Directive prevails, and in particular, any provisions of the Polish Civil Code, which are not compliant with the Utilities Directive shall be disregarded.

VI.4. Procedures for review

VI.4.1. Review body

Official name: ICC International Court of Arbitration

Town: Warsaw

Country: Poland

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Claims against tenders or decisions made by the Contracting Entities must be submitted to the Secretariat of the ICC International Court of Arbitration before – whichever comes first:

- 1) 30 calendar days after sending a notification to the affected applicants about who has been selected or the tenderers about who has been awarded the contract when the notification is accompanied by a justification for the decision;
- 2) 45 calendar days after the Contracting Entities has published a notice in the Official Journal of the European Union that the Contracting Entities has entered into a contract. The deadline is calculated from the day after the day on which the notice has been published; or

3) In any case before the expiry of a period of six months with effect from the day following the date of the conclusion of the contract.

VI.5. Date of dispatch of this notice

01/09/2022