

United Kingdom-Bristol: Unmanned aerial vehicles

OJ S 241/2017 15/12/2017

Contract notice

Supplies

Directive 2009/81/EC

Section I: Contracting authority/entity

I.1. Name and addresses

Official name: Ministry of Defence, Combat Air, Unmanned Air Systems (UAS) Team

Postal address: Ministry of Defence

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

Contact person: C Burt

E-mail: clodagh.burt103@mod.gov.uk

Telephone: +44 3067989345

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

Official name: Ministry of Defence, Combat Air, Unmanned Air Systems (UAS) Team

Postal address: Ministry of Defence

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

E-mail: clodagh.burt103@mod.gov.uk**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

II.1. Description**II.1.1. Title attributed to the contract by the contracting authority**

Provision of Base Situation Awareness Equipment and accompanying Support

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

Supplies

Purchase

Main site or place of performance: SOUTH WEST (ENGLAND).

NUTS code UKK South West (England)

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)

Unmanned Aerial Vehicles. The MoD is intending to procure up to 14 Tethered Unmanned Air Systems (UAS).

The requirement is to supply equipment that can provide a persistent 360-degree situational awareness from an elevated position. With a minimum endurance of 12 hours.

Some organic spares/repairs packs will also be required, along with the potential requirement to repair any equipment returned by the Authority.

A train the trainer course must be provided to support user/maintainer training.

II.1.6. CPV code(s)

35613000 Unmanned aerial vehicles

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

Core work packages:

- the Contractor shall deliver up to 14 systems.
- the Contractor shall deliver spares/repairs.
- the Contractor shall deliver the technical manual for the systems.
- the Contractor shall provide Engineering support for a period of 2 years.
- the contractor shall provide a Repair and Maintenance Service to the in-service equipment for a period of 2 years.
- the Contractor shall provide a costed spares Catalogue with lead times for all equipment valid for a period of 2 years. to be utilized by the authority on an ad-hoc tasking basis.
- the Contractor is to provide a single course that provides both operator and maintenance training, and training manuals to support this.
- the Contractor shall nominate a Project Manager as the designated single Point of Contact to answer Authority technical queries relating to the operation and support of the system and management the contract for a period of 2 years..
- the Contractor shall provide support to assist the Authority in the provision of the Management of Airworthiness and Air Safety for a period of 2 years.
- the Contractor shall provide a Disposal Plan that details how all equipment will be disposed

of for the duration of the contract in accordance with appropriate legislation.

Options:

- the Contractor shall deliver an additional system/s upon request.
 - the Contractor shall deliver a spares/repairs upon request.
 - the Contractor shall provide an additional year of Engineering support.
 - the Contractor shall provide an additional year for Repair and Maintenance Service to the in-service equipment.
 - the Contractor is to provide an additional course/s that provides both operator and maintenance training and associated training manuals to be delivered as requested.
 - upon request the contractor shall provide a costed spares Catalogue with lead times for all equipment, to be utilized by the authority on an add hoc tasking basis for future financial years.
 - the Contractor shall nominate a Project Manager as the designated single Point of Contact to answer Authority technical queries relating to the operation and support of the system and manage the contract for an additional year.
 - the Contractor shall provide support to assist the Authority in the provision of the Management of Airworthiness and Air Safety for a year.
 - the Contractor shall provide the ability to integrate customer payloads into the system.
- Estimated value excluding VAT: 2 000 000 GBP

II.2.2. Information about options

Options: yes

Description of options: Options:

- the Contractor shall deliver an additional system/s upon request.
- the Contractor shall deliver a spares/repairs upon request.
- the Contractor shall provide an additional year of Engineering support.
- the Contractor shall provide an additional year for Repair and Maintenance Service to the in-service equipment.
- the Contractor is to provide an additional course/s that provides both operator and maintenance training and associated training manuals to be delivered as requested.
- upon request the contractor shall provide a costed spares Catalogue with lead times for all equipment, to be utilized by the authority on an addhoc tasking basis for future financial years.
- the Contractor shall nominate a Project Manager as the designated single Point of Contact to answer Authority technical queries relating to the operation and support of the system and manage the contract for an additional year.
- the Contractor shall provide support to assist the Authority in the provision of the Management of Airworthiness and Air Safety for a year.
- the Contractor shall provide the ability to integrate customer payloads into the system.

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

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

After review of the PQQ has been completed parent company guarantee may be requested.

III.1.2.

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

Payment of goods and services will be made upon acceptance on CP&F.

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 economic operators submits a bid, the group must nominate a lead organisation to deal with the Authority. The Authority shall require the group to form a legal entity before entering into the 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

Any winning company would be working on Official Sensitive assets and would need to be Baseline Personnel Security Standard (BPSS) checked.

Any COTS UAS supplied must not have built-in functionality and their controlling software applications must not allow the collection of data relating to their use.

The winning Contractor must be prepared to provide information to support a Cyber Security Assessment if deemed necessary.

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 Security Aspects Letter, the Authority reserves the right to amend the terms of the Security Aspects Letter to reflect any changes in national law or government policy whether in respect of the applicable protecting marking scheme, specific protective markings given, the aspects to which any protective marking applies or otherwise.

III.1.5. Information about security clearance

Candidates which do not yet hold security clearance may obtain such clearance until:
26.3.2018

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 (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 (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 the 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.

The Authority shall seek a declaration of Good Standing in the Pre-Qualification Questionnaire or separate Statement of Good Standing.

Criteria regarding the personal situation of subcontractors (that may lead to their rejection) including requirements relating to enrolment on professional or trade registers

List and brief description of conditions: The Authority may wish to ensure that any subcontractor has not committed a criminal offence in the conduct of its business or an act of grave misconduct.

III.2.2. Economic and financial ability

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:

- 1) 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
- 2) A list of works carried out over the past five years together with (unless the contracting authority specifies that the following certificate should be submitted directly to the contracting authority by the person certifying) certificates of satisfactory completion for the most important of those works indicating in each case:
 - the value of the consideration received,
 - when and where the work or works were carried out, and,
 - specifying whether they were carried out according to the rules of the trade or profession and properly completed
- 3) A statement of the principal goods sold or services provided by the supplier or the services provider in the past 5 years, or during a shorter period if necessary, and:
 - the dates on which the goods were sold or the services provided,
 - the consideration received,
 - the identity of the person to whom the goods were sold or the service were provided,
 - any certificate issued or countersigned by that person confirming the details of the contract for those goods sold or services provided, and,
 - where:
 - — that person was not a contracting authority, and,
 - — the certificate referred to in sub-paragraph is not available, any declaration by the economic operator attesting the details of the goods sold or services provided.
- 4) A statement of the technicians or technical services available to the economic operator to:
 - carry out the work under the contract, or,
 - 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.
- 5) A statement of the economic operator's:
 - technical facilities,
 - measures for ensuring quality,
 - study and research facilities, and,
 - internal rules regarding intellectual property.
- 6) A check carried out by the contracting authority or on its behalf by a competent official body of the Member State in which the economic operator is established:
 - on the technical capacity of the economic operator, and,
 - if relevant, on the economic operator's study and research facilities and quality control measures.
- 7) In the case of works contracts, services contracts or supply contracts also covering siting

and installation operations or services, the economic operator's educational and professional qualifications where the economic operator is an individual and:

- If any, those of the economic operator's managerial staff, and,
- those of one or more persons who would be responsible for providing the services or carrying out the work or works under the contract.

8) The environmental management measures, that the economic operator is able to apply when performing the contract, but only where it is necessary for the performance of that contract.

9) A statement of the services provider's or contractor's average annual number of staff and managerial staff over the previous three years.

10) 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.

11) any samples, descriptions, and photographs of the goods to be purchased or hired under the contract and certification of the authenticity of such samples, descriptions or photographs.

12) Certification by official quality control institutes or agencies of recognized competence, attesting that the goods to be purchased or hired under the contract conform to standards and technical specifications (within the meaning of regulation 12(1)) identified by the contracting authority

13) 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.

14) 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.

15) Any other evidence of conformity to quality management systems standards which are equivalent to the standards referred to in a sub paragraph (n)(i) See PQQ for further information.

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

List and brief description of conditions:

See PQQ for further information.

III.2.4. Information about reserved contracts

III.3. Conditions specific to services contracts

III.3.1. Information about a particular profession

III.3.2. Information about staff responsible for the performance of the contract

Section IV: Procedure

IV.1. Type of procedure

IV.1.1. Type of procedure

Accelerated restricted

Justification for the choice of accelerated procedure Urgent Capability Requirement

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

Envisaged minimum number 3 and Maximum number 6

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: no

IV.3. Administrative information

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

UAS/00095

IV.3.2. Previous publication concerning this procedure

no

IV.3.3. Conditions for obtaining specifications and additional documents or descriptive document

Time limit for receipt of requests for documents or for accessing documents: 21.12.2017 - 12:00

Payable documents: no

IV.3.4. Time limit for receipt of tenders or requests to participate

10.1.2018 - 23:59

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.

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

The MoD is seeking Expressions of Interest, for an initial purchase of up to 14 Tethered Unmanned Air System(UAS).

The requirement is to supply equipment that can provide a persistent 360 degree situational awareness from an elevated position, with a minimum endurance of 12 hours.

Organic spares/repairs packs will also be required, along with a potential requirement to repair any equipment returned by the Authority as unserviceable and return it to serviceability. Items

that have been deemed Beyond Economic Repair and cannot be cannibalised will be disposed of in accordance with appropriate local legislation i.e. Waste Electrical & Electronic Equipment (WEEE) Regulations, 2013. Approved (ISO 14001 certification) disposal specialists must be used as required.

The MoD will require a Train the trainer (T3) training course to deliver user/maintainer training. This course should be in line with the Defence Systems Approach to Training (DSAT) standards. The course should be no longer than 1 day in duration and held in the UK.

The contract is expected to commence in the March 2018 and run for 2 years, with the option to extend both procurement of additional UAS and the support services.

All interested suppliers must have ISO 9001 accreditation or equivalent.

Any winning company would be working on OFFICIAL SENSITIVE assets and would need to be Baseline Personnel Security Standard (BPSS) checked.

Any COTS UAS supplied must not have built in functionality and their controlling software applications must not allow the collection of data relating to their use.

The contracting authority considers that this contract may be suitable for economic operators that are small or medium enterprises (SMEs). However, any selection of tenderers will be based solely on the criteria set out for the procurement. 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 3 / 3 to which any protective marking applies, or otherwise. You can find the information on the Government Security Classification on the Gov. uk website.

The Authority will be conducting an evaluation of all PQQs received to reduce the number of companies invited to tender to a maximum of 6.

This requirement remains subject to funding and approvals clearance.

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. 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: 2Y56KF9P23. Please ensure you follow any instruction provided to you here.

The deadline for submitting your response(s) is 10/01/2018 23:55. 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 or call 0800 282 324. GO Reference: GO-20171213-DCB-11563096

VI.4. Procedures for review

VI.4.1. Review body

Official name: Ministry of Defence, Combat Air, Unmanned Air Systems (UAS) Team

Town: Bristol

Country: United Kingdom

Body responsible for mediation procedures

Official name: Ministry of Defence, Combat Air, Unmanned Air Systems (UAS) Team

Town: Bristol

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

12.12.2017