

United Kingdom-Bristol: Protective gear  
OJ S 225/2020 18/11/2020  
Contract notice  
Supplies

Directive 2009/81/EC

## Section I: Contracting authority/entity

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### I.1. Name and addresses

Official name: Defence Equipment and Support  
Town: Bristol  
Postal code: BS34 8JH  
Country: United Kingdom  
E-mail: [DESWpnsComrcI-IGMR-CM1b@mod.gov.uk](mailto:DESWpnsComrcI-IGMR-CM1b@mod.gov.uk)  
Telephone: +44 3067933347

#### 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

The Design, Production and Supply of Weather Covers

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

Supplies

Purchase

Main site or place of performance: Portsmouth.

NUTS code UKJ31 Portsmouth

#### 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)**

Protective gear. Protective gear. There is a requirement for a future enabling contract for the design, production and supply of weather covers, for a range of weapon systems on the exposed upper decks of HM Ships and Royal Fleet Auxiliary (RFA) Vessels.

The weather covers must be capable of protecting the weapons from the effects of the weather and seas in the naval generic environment under DEF STAN 00-35 part 4 Issue 05, dated 28 March 2018, weather conditions A1, B3, M1, M2 and M3, up to sea state 6, yet be easily and quickly removable. They must be water resistant to air born pollutants and UV degradation and be conveniently stored when not in use.

Successful tenderers will be required to attend a site visit at HMS Collingwood to view the Weapon Systems and Mounts in situ as part of the tendering process. The industry day will be managed in accordance with Covid-19 restrictions and attendees will receive information around this prior to their visit.

For reference, the code to access the PQQ in relation the to this contract notice, is ZB64J9V6WT.

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

18143000 Protective gear

### **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

### **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**

Estimated value excluding VAT:

Range: between 400 000 and 880 000 GBP

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

Options: no

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

This contract is subject to renewal: no

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

Duration in months: 60 (from the award of the contract)

## **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 require an indemnity, guarantee or bank bond.

#### **III.1.2.**

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

As specified 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 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**

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 or reflect any changes in national law or government policy, whether in respect of the applicable protective marking scheme, specific protective marking given, the aspects to which any protective marking applies or otherwise.

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

#### **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 these criteria are at:

<https://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.

###### **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: 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.

##### **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 3 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 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.

Where appropriate, a statement, covering the 3 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 contract.

This will be covered in the dynamic pre-qualification questionnaire.

Minimum level(s) of standards possibly required: A financial assessment will be undertaken on the supplier's financial status. An overall pass/fail judgement will be made after considering areas such as turnover, profit, net, assets, liquidity, gearing and capacity. This assessment will include the parent company where applicable. An independent financial assessment obtained from a reputable credit rating organisation may be utilised as part of this process.

**Criteria regarding the economic and financial standing of subcontractors (that may lead to their rejection)**

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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 contract.

This will be covered in the dynamic pre-qualification questionnaire.

Minimum level(s) of standards possibly required: A financial assessment will be undertaken on the supplier's financial status. An overall pass/fail judgement will be made after considering areas such as turnover, profit, net, assets, liquidity, gearing and capacity. This assessment will include the parent company where applicable. An independent financial assessment obtained from a reputable credit rating organisation may be utilised as part of this process.

**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;
  - (i) a statement of the services provider's or contractor's average annual number of staff and managerial staff over the previous 3 years;
  - (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;
  - (l) certification by official quality control institutes or agencies of recognised 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;
  - (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) this will be covered in the dynamic pre qualification questionnaire.

Minimum level(s) of standards possibly required

This will be covered in the dynamic 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:

This will be covered in the dynamic pre qualification questionnaire.

Minimum level(s) of standards possibly required

This will be covered in the dynamic pre qualification questionnaire.

#### **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**

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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 2 and Maximum number 6

Objective criteria for choosing the limited number of candidates: Maximum number is up to 6, regardless of how many operators exceed the minimum score. The authority reserves the right to exclude any tender that does not meet the minimum score of 28, or who scores a zero in any individual question.

##### **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**

700008308

##### **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**

15.1.2021 - 12:00

##### **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

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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

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 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>

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)

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 <http://www.contracts.mod.uk>

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: ZB64J9V6WT.

Please ensure you follow any instruction provided to you here.

The deadline for submitting your response(s) is detailed within this contract notice, you will also have visibility of the deadline date, once you have added the Access code via DCO as the opening and closing date is visible within the opportunity.

Please ensure that you allow yourself plenty of time when responding to this opportunity 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 Telephone 0800 282 324.

Go reference: GO-20201113-DCB-17368200

### VI.4. Procedures for review

#### VI.4.1. Review body

Official name: Ministry of Defence, Defence Equipment and Support

Town: Bristol

Postal code: BS34 8JH

Country: United Kingdom

E-mail: [DESWpnsComrcl-IGMR-CM1b@mod.gov.uk](mailto:DESWpnsComrcl-IGMR-CM1b@mod.gov.uk)

Telephone: +44 3067933347

**Body responsible for mediation procedures**

Official name: Ministry of Defence, Defence Equipment and Support

Town: Bristol

Country: United Kingdom

E-mail: [DESWpnsComrcl-IGMR-CM1b@mod.gov.uk](mailto:DESWpnsComrcl-IGMR-CM1b@mod.gov.uk)

Telephone: +44 3067933347

**VI.4.2. Review procedure**

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

Official name: Ministry of Defence, Defence Equipment and Support

Town: Bristol

Country: United Kingdom

E-mail: [DESWpnsComrcl-IGMR-CM1b@mod.gov.uk](mailto:DESWpnsComrcl-IGMR-CM1b@mod.gov.uk)

Telephone: +44 3067933347

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

13.11.2020