

Denmark-Ballerup: Pneumatic hand tools

OJ S 227/2020 20/11/2020

Contract notice

Supplies

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Danish Defence Acquisition and Logistics Organization (DALO)

National registration number: 16287180

Postal address: Lautrupbjerg 1

Town: Ballerup

NUTS code: DK0 Danmark

Postal code: 2750

Country: Denmark

Contact person: Camilla Neble Kastberg

E-mail: caha@kammeradvokaten.dk

Telephone: +45 72307288

Internet address(es):Main address: <https://fmi.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=286416&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=286416&B=KA

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

I.4. Type of the contracting authority

Ministry or any other national or federal authority, including their regional or local subdivisions

I.5. Main activity

Defence

Section II: Object

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

Contract for Pneumatic Line Thrower Sets

II.1.2. Main CPV code

42651000 Pneumatic hand tools

II.1.3. Type of contract

Supplies

II.1.4. Short description

The aim of this tender is to purchase Pneumatic Line Thrower Sets (PLT, Sets) for use onboard vessels of the Royal Danish Navy. The PLT, Sets will be used for Replenishment At Sea (RAS), mooring at harbour, light jack stay, and Search And Rescue (SAR) operations. The contract covers the delivery of 62 pcs. of complete sets of SOLAS-certified PLT, large that shoot at least 230 m and 39 pcs. of complete sets of PLT, small that shoot at least 100 m. Furthermore, DALO may on an optional basis order up to a total of additional 75 pcs. PLT sets, large, and up to a total of additional 75 pcs. PLT Sets, Small, cf. II.2.11) below.

II.1.5. Estimated total value

Value excluding VAT: 13 000 000,00 DKK

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.2. Additional CPV code(s)

42651000 Pneumatic hand tools

II.2.3. Place of performance

NUTS code: DK032 Syddjylland

Main site or place of performance: Forsvarets Forsyning, Depot og Distribution, Lilholtvej 4B, 6500 Vojens, DANMARK.

II.2.4. Description of the procurement

The PLT, large shall be able to be refilled with air from standard air compressors used for divers. The PLT, large will inter alia be used for Search And Rescue (SAR) operations and long ranged line operations. The PLT, small will inter alia be used for short range line operations as Replenishment At Sea (RAS), mooring at harbor and light jack stay. The PLT, small shall be able to refill with CO2 bottles used for inflatable life vests as the PLT, small will be used on smaller vessels that do not have compressors on board. Each PLT, set shall contain a PLT and various equipment etc., cf. Annex A of the contract.

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

Value excluding VAT: 13 000 000,00 DKK

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

Duration in months: 72

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: yes

Description of options:

DALO has the right to order up to a total of additional 75 pcs. PLT sets, large and additional 75 pcs. PLT sets, small within a period of 6 years after commencement of the contract. More specifically, DALO can order up to:

- 25 pcs. PLT sets, large and 25 pcs. PLT sets, small within 2 years from commencement of the contract (option 1);
- 25 pcs. PLT sets, large and 25 pcs. PLT sets, small within 4 years from commencement of the contract (option 2);
- 25 pcs. PLT sets, large and 25 pcs. PLT sets, small within 6 years from commencement of the contract (option 3).

See further details in clause 12.8 of the contract.

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

The contract is not divided into lots on the grounds that a division of the contract would undermine the economies of scale obtainable by procuring one contract and that a division of the contract would unduly increase the cost of the procurement procedure.

Section III: Legal, economic, financial and technical information

III.2. Conditions related to the contract

III.2.2. Contract performance conditions

Reference is made to the procurement documents regarding payment terms. Invoicing must be done in accordance with the applicable Danish legislation on public payments. At present, this is Danish consolidation act. no. 798 of June 2007 which requires electronic invoicing.

Exact terms are stated in the contract. No particular legal form is required. If the contract is awarded to a group of suppliers (e.g. a consortium), the participants shall undertake joint and several liabilities and to appoint one supplier to represent the group.

The contract agreement must be conducted in consideration of corporate social responsibility (CSR) and it contains a labour clause, please see Annex J for further information.

Section IV: Procedure

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: no

IV.2. Administrative information

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

Date: 21/12/2020 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: 6 (from the date stated for receipt of tender)

IV.2.7. Conditions for opening of tenders

Date: 21/12/2020 Local time: 13:00

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.3. Additional information

The use of the ESPD is a precondition for participation in the procurement procedure, cf. § 148 of the Public Procurement Act. DALO shall require that the tenderer applies the ESPD as preliminary evidence that the tenderer is not subject to the grounds of exclusion stipulated in §§ 135 and 136 of the said Act.

The tenderer and, if relevant, the participants in the group of entities or/and entities on which the tenderer relies on, must use the electronic version of the ESPD available at the web portal 'Digitale Udbud'. The ESPD shall be filled out and submitted at 'Digitale Udbud' in accordance with the instructions given by 'Digitale Udbud'.

Prior to decision on award of the contract, DALO shall require that the tenderer to whom DALO intends to award the contract presents documentation for the information stated in the ESPD, cf. §§ 151-155 of the said Act.

DALO shall exclude a tenderer from participation in the procurement procedure, if the tenderer is subject to one of the compulsory grounds for exclusion in §§ 135 and 136 of the said Act unless the tenderer has provided sufficient documentation that the tenderer is reliable in accordance to § 138 of the said Act. Please note that certain voluntary exclusion grounds in Directive 2014/24/EU on public procurement have been made compulsory in § 136 of the said Act.

If the same legal entity is a part of or in any other way participates in several offers, e.g. submits his own offer and at the same time participates in a consortium which also submits an offer, the tenderers shall ensure that the same legal entity's participation does not provide for opportunity for mutual coordination of their offers. DALO reserves the right/ to request the tenderers to establish and reassure DALO that the same legal entity's participation does not threaten the transparency and distort competition between the tenderers. DALO reserves the right — but is not obliged — to use the remedies provided for in Section 159(5) of the Public Procurement Act if applications or offers do not fulfil the formalities of the tender documents.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Klagenævnet for Udbud

Postal address: Nævnens Hus, Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

E-mail: klfu@naevneshus.dk

Telephone: +45 72405600

Internet address: <https://klfu.naevneshus.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) the following deadlines apply to the lodging of complaints regarding procedures covered by Title III of the Danish Public Procurement Act:

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 entity has published a notice in the Official Journal of the European Union that the contracting entity 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 entity has notified the applicants 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 entity entered into a framework agreement calculated from the day after the day when the contracting entity notified the applicants 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 entity 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 entity 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 standstill period, the complainant must furthermore indicate whether a suspensory effect of the complaint has been requested, see section 12(1) of the Act. The email 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 at <https://naevneneshus.dk/start-dinklage/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

Telephone: +45 41715000

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

VI.5. Date of dispatch of this notice

16/11/2020