

United Kingdom-Henlow: Repair and maintenance services

OJ S 240/2020 09/12/2020

Contract notice

Services

Directive 2009/81/EC

Section I: Contracting authority/entity

I.1. Name and addresses

Official name: Ministry of Defence, DE&S Mat Strat, Air Defence and Electronic Warfare Systems

Postal address: RAF Henlow, Commercial Department

Town: Henlow

Postal code: SG166DN

Country: United Kingdom

Contact person: Christopher Wain

E-mail: christopher.wain100@mod.gov.uk

Telephone: +44 3001514792

Internet address(es):

General address of the contracting authority/entity: www.contracts.mod.uk

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

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

ADEWS/096 Project Sanson

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

Services

Service category No 3: Defence services, military defence services and civil defence services

Main site or place of performance: UNITED KINGDOM.

NUTS code UK United Kingdom

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)

Repair and maintenance services. Provide first and second line maintenance personnel capable of replacing the RAF Trade Group 4 (TG4) personnel supporting the three T101 radars in the Falklands and the T102 radar at RRH Portreath. The radars and Air Battlespace Management (ABM) equipment must be maintained to the level and standard currently provided by military technicians. Additionally, all associated tasks currently carried out by TG4 personnel must be provided as a service by the contractor.

II.1.6. CPV code(s)

50000000 Repair and maintenance services

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 successful tenderer is obliged to specify which part or parts of the contract it intends to subcontract beyond the required percentage and to indicate the subcontractors already identified

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

Provide first and second line maintenance personnel capable of replacing the RAF Trade Group 4 (TG4) personnel supporting the three T101 radars in the Falklands and the T102 radar at RRH Portreath. The radars and Air Battlespace Management (ABM) equipment must be maintained to the level and standard currently provided by military technicians. Additionally, all associated tasks currently carried out by TG4 personnel must be provided as a service by the contractor.

Estimated value excluding VAT: 16 400 000 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

Section III: Legal, economic, financial and technical information

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 if the supplier does not meet the required standard for economic and financial standing.

III.1.2. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them

Payment will follow delivery and acceptance of the goods and services

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 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

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 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 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: 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.

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.

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.

Minimum level(s) of standards possibly required: 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.

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

List and brief description of conditions: 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.

Minimum level(s) of standards possibly required: 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.

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;
- (b) 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 direct to the contracting authority by the person certifying) certificates of satisfactory completion for the most important of those works indicating in each case:
 - (i) the value of the consideration received,
 - (ii) when and where the work or works were carried out, and
 - (iii) specifying whether they were carried out according to the rules of the trade or profession and properly completed;
- (c) 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:
 - (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:
 - 1) that person was not a contracting authority, and
 - 2) the certificate referred to in subparagraph (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;
- (f) 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:
- (i) on the technical capacity of the economic operator, and
 - (ii) if relevant, on the economic operator's study and research facilities and quality control measures;
- (g) 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:
- (i) if any, those of the economic operator's managerial staff, and
 - (ii) those of one or more persons who would be responsible for providing the services or carrying out the work or works under the contract;
- (h) 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;
- (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;
- (k) 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;
- (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 subparagraph (n)(i).
- As requested at (a) Pre-qualification questionnaire stage and (b) Invitation to Tender (ITT) Stage for those companies down selected to participate in the ITT Stage.

Minimum level(s) of standards possibly required

Demonstration of capability and capacity to deliver the advertised requirement in the suppliers pre-qualification questionnaire response.

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

List and brief description of conditions:

N/A

Minimum level(s) of standards possibly required

N/A

III.2.4. Information about reserved contracts

III.3. Conditions specific to services contracts

III.3.1. Information about a particular profession

Execution of the service is reserved to a particular profession: no

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

Obligation to indicate the names and professional qualifications of the staff assigned to performing the contract: yes

Section IV: Procedure

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 3 and Maximum number 10

Objective criteria for choosing the limited number of candidates: Potential contractors will be selected using a pre-qualification questionnaire (PQQ).

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

ADEWS/096

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: 30.12.2020 - 10:00

Payable documents: no

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

6.1.2021 - 10:00

IV.3.5. Estimated date of dispatch of invitations to tender or to participate to selected candidates

10.1.2021

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 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 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: PA826PCMV7 Please ensure you follow any instruction provided to you here.

The deadline for submitting your response(s) is 6 January 2021 11.00. 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 0800282324.

Cyber assessment has been conducted and the reference number is: RAR EZGU85Z9 — risk level = low

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: PA826PCMV7

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 or telephone 0800282324.

Go reference: GO-2020124-DCB-17464049

VI.4. Procedures for review

VI.4.1. Review body

Official name: Ministry of Defence, DE&S Mat Strat, Air Defence and Electronic Warfare Systems

Town: Henlow

Country: United Kingdom

E-mail: christopher.wain100@mod.gov.uk

Telephone: +44 3001514792

Body responsible for mediation procedures

Official name: Ministry of Defence, DE&S Mat Strat, Air Defence and Electronic Warfare Systems

Town: Henlow

Country: United Kingdom

E-mail: christopher.wain100@mod.gov.uk

Telephone: +44 3001514792

VI.4.2. Review procedure

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

Official name: Ministry of Defence, DE&S Mat Strat, Air Defence and Electronic Warfare Systems

Town: Henlow

Country: United Kingdom

E-mail: christopher.wain100@mod.gov.uk

Telephone: +44 3001514792

VI.5. Date of dispatch of this notice

4.12.2020