

France-Clermont-Ferrand: Software maintenance and repair services
OJ S 208/2023 27/10/2023
Contract award notice
Services

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: chu de Clermont-Ferrand
National registration number: 26630746100019
Postal address: 58 rue Montalembert
Town: Clermont Ferrand
NUTS code: FRK14 Puy-de-Dôme
Postal code: 63000
Country: France
E-mail: Bdm@chu-clermontferrand.fr
Internet address(es):
Main address: <http://www.chu-clermontferrand.fr>

I.4. Type of the contracting authority

Body governed by public law

I.5. Main activity

Health

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

maintenance logiciel d'anesthésie DIANE
Reference number: 20231958

II.1.2. Main CPV code

72267000 Software maintenance and repair services

II.1.3. Type of contract

Services

II.1.4. Short description

maintenance logiciel d'anesthésie DIANE

II.1.6. Information about lots

This contract is divided into lots: no

II.1.7. Total value of the procurement

Value excluding VAT: 288 729,00 EUR

II.2. Description

II.2.2. Additional CPV code(s)

72267000 Software maintenance and repair services

II.2.3. Place of performance

NUTS code: FRK14 Puy-de-Dôme

II.2.4. Description of the procurement

maintenance logiciel d'anesthésie DIANE

II.2.5. Award criteria

Price

II.2.11. Information about options

Options: no

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

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Award of a contract without prior publication of a call for competition in the Official Journal of the European Union in the cases listed below

- The works, supplies or services can be provided only by a particular economic operator for the following reason:
 - protection of exclusive rights, including intellectual property rights

Explanation:

le logiciel DIANE est un logiciel métier de spécialité dédiés aux soins critiques en milieu hospitalier. Ce logiciel est couvert par des droits d'exclusivités et de propriété des codes sources qui appartiennent au laboratoire Bow medical. Article R2122-3 du code de la commande publique : " L'Acheteur peut passer un marché sans publicité ni mise en concurrence préalables lorsque les travaux, fournitures ou services ne peuvent être fournis que par un opérateur économique déterminé, pour l'une des raisons suivantes :... 3° L'Existence de droits d'exclusivité, notamment de droits de propriété intellectuelle "

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: yes

IV.2. Administrative information

IV.2.8. Information about termination of dynamic purchasing system

IV.2.9. Information about termination of call for competition in the form of a prior information notice

Section V: Award of contract

Contract No: 20231958

Title:

maintenance logiciel d'anesthésie DIANE

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

20/10/2023

V.2.2. Information about tenders

Number of tenders received: 1

The contract has been awarded to a group of economic operators: no

V.2.3. Name and address of the contractor

Official name: bow medical sas

National registration number: 42428139200045

Postal address: 43 Avenue d'italie,

Town: Amiens

NUTS code: FRE23 Somme

Postal code: 80090

Country: France

Internet address: <https://bowmedical.com/>

The contractor is an SME: yes

V.2.4. Information on value of the contract/lot

Initial estimated total value of the contract/lot: 300 000,00 EUR

Total value of the contract/lot: 288 729,00 EUR

V.2.5. Information about subcontracting

Section VI: Complementary information

VI.3. Additional information

VI.4. Procedures for review

VI.4.1. Review body

Official name: tribunal administratif de Clermont-Ferrand

Postal address: 6 cours Sablon

Town: Clermont Ferrand

Postal code: 63000

Country: France

E-mail: Grefte.ta-clermont-ferrand@juradm.fr

Internet address: <http://Clermont-ferrand.tribunal-administratif.fr>

VI.5. Date of dispatch of this notice

23/10/2023