

Denmark-Viborg: Gas network equipment
OJ S 250/2021 24/12/2021
Contract notice – utilities
Supplies

Legal Basis:

Directive 2014/25/EU

Section I: Contracting entity

I.1. Name and addresses

Official name: Evida Service A/S
National registration number: 40318941
Postal address: Vognmagervej 14
Town: Viborg
NUTS code: DK Danmark
Postal code: 8800
Country: Denmark
Contact person: Emilie Palmus Ehrenskjöld
E-mail: udbud@evida.dk
Telephone: +45 77899000

Internet address(es):

Main address: <https://permalink.mercell.com/168781586.aspx>
Address of the buyer profile: <http://www.evida.dk/>

I.3. Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://permalink.mercell.com/168781586.aspx>
Additional information can be obtained from the abovementioned address
Tenders or requests to participate must be submitted electronically via: <https://permalink.mercell.com/168781586.aspx>

I.6. Main activity

Production, transport and distribution of gas and heat

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

TENDER CONCERNING FRAMEWORK AGREEMENT FOR ELECTRONIC GAS VOLUME
CONVERSION DEVICE
Reference number: AFT-2021-00123

II.1.2. Main CPV code

39340000 Gas network equipment

II.1.3. Type of contract

Supplies

II.1.4. Short description

The Contracting Authority wants with this tender to purchase EVCD device (Electronic gas volume conversion device) for use in the Danish national gas DSO.

Tryk her <https://permalink.mercell.com/168781586.aspx>

II.1.5. Estimated total value

Value excluding VAT: 3 500 000,00 EUR

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.2. Additional CPV code(s)

45333000 Gas-fitting installation work, 65210000 Gas distribution

II.2.3. Place of performance

NUTS code: DK Danmark

II.2.4. Description of the procurement

The Contracting Authority wants with this tender to purchase EVCD device (Electronic gas volume conversion device) for use in the Danish national gas DSO. Computation of actual and normal volume flow of natural gas using signals from turbine meters, rotary meters, ultrasonic meters, temperature transmitters and pressure transmitters. For more information see the tender material.

II.2.5. Award criteria

Criteria below

Quality criterion - Name: The solution offered / Weighting: 40%

Quality criterion - Name: Warranty / Weighting: 20%

Quality criterion - Name: Service / Weighting: 10%

Price - Weighting: 30%

II.2.6. Estimated value

Value excluding VAT: 3 500 000,00 EUR

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

Duration in months: 48

This contract is subject to renewal: yes

Description of renewals:

The Contracting Authority has an option to extend the Framework Agreement by two (2) X two (2) years on unchanged terms.

II.2.9. Information about the limits on the number of candidates to be invited

Envisaged minimum number: 3 Maximum number: 5 Objective criteria for choosing the limited number of candidates:

The Contracting Authority will prequalify between 3 to 5 applicants who are as most qualified for the specific tender. Only these applicants will be invited to submit a tender. The selection of the applicants will be based on the submitted references cf. section III.1.3. That is to which extend the reference(s) are similar to the tender assignment, cf. section II.2.4. As a result the number of references will not be the determining factor alone, but more importantly to which degree the specific forwarded references are comparable and relevant to the tender assignment regarding solution and scope, especially concerning - Delivery to a similar public customer - Delivery of EVCD device (Electronic gas volume conversion device) that follows from the tender material.

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: yes

Description of options:

See framework Agreement Appendix 3 - price list

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 tendered framework agreement is not divided into lots, cf. the Public Procurement Act, section 49, subsection. 2, because it was not possible to divide the goods into sub-agreements. No remuneration, fee or similar charge is payable for participation in the tender. This also applies in the event that the contracting authority decides to abandon the tender without awarding any contract.

Section III: Legal, economic, financial and technical information

III.1. Conditions for participation

III.1.3. Technical and professional ability

List and brief description of selection criteria:

The references of the five (5) most significant comparable contracts undertaken in the past 3 years must be stated in the ESPD part IV.C: "Technical and professional ability".

Minimum level(s) of standards possibly required:

- A concrete description of the work actually performed for each delivery so that the Contract Authority is able to identify the elements as prescribed in Part II.2.9) in order to assess the quality of the references in connection with possible selection among several suitable applicants. - Contract value (if possible) - date - Indication of contact person with associated contact information (if possible). If the applicant is relying on the capacities of one or more other entities (e.g. a parent or sister company or a subcontractor) the information for the ESPD part. IV.C must also be given in a separate ESPD from each of the entities, cf. section VI. 3 "Additional information". The number of references should not surpass a maximum of the 5 most comparable and references. If the reference list includes more than 5 references, the Contracting Authority will only consider the first 5 listed. If the applicant is participating in the procurement procedure together with others in a group of economic operators (e.g. a consortium) or is relying on the capacity of one or more other entities for references the maximum number of references to be submitted must still be respected and cannot exceed 5 when combined.

III.1.4. Objective rules and criteria for participation

List and brief description of rules and criteria:

The Applicant must submit a completed version of the European Single Procurement Document (ESPD). Please see Part VI.3). "Additional Information" for information on handling of the ESPD. The Application must be submitted through Merccell cf. link in section I.1 in this TED announcement. Applications that have not been submitted through Merccell or received after the deadline will not be accepted. The Contracting Authority reserves the right to obtain additional, clarifying or Adequate information from the applicant.

III.1.8. Legal form to be taken by the group of economic operators to whom the contract is to be awarded

There are no requirements for the legal form of the applicant / tenderer. If the application and tender are submitted by a consortium, all participants must be jointly and severally liable for the performance of the contract, and a consortium participant must be appointed with whom a binding agreement can be entered into on behalf of the consortium.

III.2. Conditions related to the contract

III.2.2. Contract performance conditions

The tenderer is obliged to comply with The Contracting Authority's labour clause in connection with its performance of the framework agreement.

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Negotiated procedure with prior call for competition

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

Date: 28/01/2022 Local time: 12:00

IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates

Date: 04/02/2022

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)

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.2. Information about electronic workflows

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

VI.3. Additional information

In addition to the mandatory grounds for exclusion set out in sections 135 and 136 of the Danish Public Procurement Act, the discretionary grounds for exclusion set out in section 137 of the Danish Public Procurement Act apply to this tender. For the final and full wording of the abovementioned provisions, see the provisions of the Danish Public Procurement Act. The Applicant must complete and submit the ESPD as preliminary proof of compliance with the requirements set out in section 148(1)(i)-(iii) of the Danish Public Procurement Act. Prior to the decision on award of the framework agreement, documentation of the information provided in the ESPD must be provided, see sections 151 and 152 of the Danish Public Procurement Act. Furthermore, the contracting authority reserves the right at any time in the procurement procedure to request that a candidate or a tenderer provide documentation if this is necessary for the purposes of ensuring that the procedure is completed correctly. A Applicant to whom a ground for exclusion applies is excluded from participating in the tender, unless the candidate has provided sufficient documentation of its reliability in accordance with section 138 of the Danish Public Procurement Act. The contracting authority may only exclude a candidate if the contracting authority has informed the candidate that a ground for exclusion applies to it and if it has not within an appropriate time limit provided sufficient documentation of its reliability (self-cleaning). For information on what constitutes sufficient documentation, see section 138(3) of the Danish Public Procurement Act. By way of documentation that a candidate does not fall within the scope of one of the grounds for exclusion set out in section 135(1) and (3) and section 137(1)(ii) and (vii), the following must be provided in accordance with section 153 of the Danish Public Procurement Act:

- an extract from a relevant register or an equivalent document showing that the candidate is not encompassed by section 135(1) and a certificate proving that the candidate does not fall within section 135(3) and section 137(1)(ii) and (vii);
- where the country in question does not issue such documentation, or where these do not cover all the cases specified in section 135(1) or (3) and section 137(1) (ii) and (vii), they may be replaced by a declaration on oath or, in countries where there is no provision for declarations on oath, by a solemn declaration made before a competent judicial authority etc. For Danish tenderers, documentation may be provided in the form of a service certificate. Where a candidate, one or more members of a group or other entities are from another EU /EEA country, such entity must generally provide the types of documentation specified in e-Certis.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Klagenævnet for Udbud - Nævnenes Hus

Postal address: Toldboden 2

Town: Viborg

Postal code: 8800

Country: Denmark

E-mail: kifu@naevneneshus.dk

Telephone: +45 72405600

Fax: +45 33307799

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

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Pursuant to Consolidated Act no. 593 of 2 June 2016 on the Complaints Board for Public Procurement as amended, the following time limits apply to the filing of requests for a review procedure:

Complaints about not having been selected must be filed with the Danish Complaints Board for Public Procurement within 20 calendar days, see section 7(1) of the Act, counted from the date when a notification was sent to the affected candidates with information about who had been selected, where such notification states the reasons for the decision in accordance with section 2(1)(i) of the Act and section 171(2) of the Danish Public Procurement Act.

Complaints about procurement procedures or decisions falling within Part II of the Danish Public Procurement Act which are not covered by subsection 1 of the Act, must, according to section 7(2) of the Act, be filed with the Danish Complaints Board for Public Procurement within:

- (1) 45 calendar days of the contracting authority having published a notice in the Official Journal of the European Union to the effect that the contracting authority has entered into a contract. The time limit is calculated from the date after the date when the notice was published;
- (2) 30 calendar days, calculated from the date after the date when the contracting authority notified the affected tenderers that a contract based on a framework agreement with reopening of competition or a dynamic purchasing system has been entered into, if the notification contained a statement of the reasons for the decision.
- (3) six months of the contracting authority having entered into a framework agreement, counted from the date after the date when the contracting authority notified the affected candidates and tenderers, see section 2(2) of the Act, or section 171(4) of the Danish Public Procurement Act.
- (4) 20 calendar days calculated from the date after the contracting authority has announced its decision, see section 185(2), second sentence, of the Danish Public Procurement Act.

If a contracting authority has complied with the procedure outlined in section 4 of the Act to ensure that a contract is not declared void, see section 7(3) of the Act, an application for a review of whether the contracting authority has entered into a contract in contravention of the Public Procurement Directive without prior publication of a contract notice in the Official Journal of the European Union must be filed with the Danish Complaints Board for Public Procurement within 30 calendar days calculated from the date after the date when the contracting authority has published a notice in the Official Journal of the European Union stating that the contracting authority has entered into a contract, provided that the notice contains the reasons for the contracting authority's decision to award the contract without prior publication of a contract notice in the Official Journal of the European Union.

Not later than on the date of the filing of an application for a review procedure with the Danish Complaints Board for Public Procurement, the applicant must notify the contracting authority in writing that an application for a review procedure has been filed with the Danish Complaints Board for Public Procurement, see section 6(4) of the Act. Furthermore, the contracting authority must be informed of whether the application for a review procedure has been filed in the stand-still period, see section 3(1) or (2) of the Act, or during the period of 10 calendar days laid down in section 4(1)(ii). In cases where the application for a review procedure has not been filed in the above-mentioned periods, the applicant must also state whether the applicant has applied for a stay pending the outcome of the review procedure, see section 12(1) of the Act.

The Danish Complaints Board for Public Procurement's own review procedure guidelines are available on www.klfu.dk.

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
Fax: +45 41715100
Internet address: <http://www.kfst.dk>

VI.5. Date of dispatch of this notice
21/12/2021