

Poland-Warsaw: FRONTEX Surveillance Aircraft Services for Land and Maritime Border Surveillance with Manned Fixed Wing Aircraft
OJ S 212/2023 03/11/2023
Contract notice
Services

Legal Basis:

Regulation (EU, Euratom) No 2018/1046

Section I: Contracting authority

I.1. Name and addresses

Official name: European Border and Coast Guard Agency (FRONTEX)

Postal address: Plac Europejski 6

Town: Warsaw

NUTS code: PL911 Miasto Warszawa

Postal code: 00-844

Country: Poland

E-mail: procurement@frontex.europa.eu

Telephone: +48 222059500

Fax: +48 222059501

Internet address(es):

Main address: www.frontex.europa.eu

I.3. Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://etendering.ted.europa.eu/cft/cft-display.html?cftId=15603>

Additional information can be obtained from the abovementioned address

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

I.4. Type of the contracting authority

European institution/agency or international organisation

I.5. Main activity

General public services

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

FRONTEX Surveillance Aircraft Services for Land and Maritime Border Surveillance with Manned Fixed Wing Aircraft

Reference number: Frontex/2023/OP/1180/JL/MS

II.1.2. Main CPV code

60440000 Aerial and related services

II.1.3. Type of contract

Services

II.1.4. Short description

FRONTEX, representing EFCA and Satcen, is looking for EU/SAC contractors to provide a fully-fledged service with manned fixed wing aircraft for aerial surveillance over land and sea which includes:

- a. aircraft,
 - b. staff,
 - c. maintenance capability,
 - d. data transmission capability via BRLOS,
 - e. any permissions related to deployment, authorisations and insurances to deliver aerial surveillance over the external land and maritime border of the EU or third countries,
 - f. the contractor shall provide the collected data directly from the asset to the designated coordination centre (CC) via BRLOS with a minimum uplink speed of 320 kbps.
- The service which the contractor shall provide under the prospective FWC is based on mission flights where the asset surveys the area of Interest indicated in the service deployment area searching for objects of interest pointed out by the contracting authority and passing surveillance data to CC.

II.1.5. Estimated total value

Value excluding VAT: 168 600 000,00 EUR

II.1.6. Information about lots

This contract is divided into lots: yes
Tenders may be submitted for all lots

II.2. Description

II.2.1. Title

Manned Aerial Surveillance Services Including Mid-Range Maritime Surveillance Aircraft and Staff/Experts

Lot No: 1

II.2.2. Additional CPV code(s)

60440000 Aerial and related services

II.2.3. Place of performance

NUTS code: PL Polska

Main site or place of performance: The performance of services is foreseen in EU Member State or third country where the base airport is situated.

II.2.4. Description of the procurement

Air assets shall be able to reach the surveillance area located at a distance of more than 151 NM from the base airport plus 2,5 hours on-station and return back and to perform a total minimum of 5 hours of flight (excluding final reserve and contingency fuel) with one additional person on board, with the minimum mandatory payload stipulated in the document and a minimum average patrolling speed of 100 Kts. These missions may also take place over TC waters, TC land territory, as well as to be operated from TC base airport.

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: 56 200 000,00 EUR

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

Duration in months: 24

This contract is subject to renewal: yes

Description of renewals:

The FWC is renewed automatically one time, for the period of 24 months, unless one of the parties receives formal notification to the contrary at least 3 months before the end of the ongoing duration. Renewal does not change or postpone any existing obligations.

II.2.10. Information about variants

Variants will be accepted: no

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

II.2. Description

II.2.1. Title

Manned Aerial Surveillance Services Including Long-Range Maritime Surveillance Aircraft and Staff/Experts

Lot No: 2

II.2.2. Additional CPV code(s)

60440000 Aerial and related services

II.2.3. Place of performance

NUTS code: PL Polska

Main site or place of performance: The performance of services is foreseen in EU Member State or third country where the base airport is situated.

II.2.4. Description of the procurement

Air assets shall be able to reach the surveillance area located at a distance of more than 401 NM from the base airport plus 2,5 hours on-station and return back and to perform a total minimum of 6 hours of flight (excluding final reserve and contingency fuel) with three additional people on board, with the minimum mandatory payload stipulated in the document and a minimum average patrolling speed of 150 Kts. These missions may also take place over TC waters, TC land territory, as well as to be operated from TC base airport. The contracted assets under this lot shall be able to drop out life raft in case of needs.

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: 112 400 000,00 EUR

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

Duration in months: 24

This contract is subject to renewal: yes

Description of renewals:

The FWC is renewed automatically one time, for the period of 24 months, unless one of the parties receives formal notification to the contrary at least 3 months before the end of the ongoing duration. Renewal does not change or postpone any existing obligations.

II.2.10. Information about variants

Variants will be accepted: no

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 III: Legal, economic, financial and technical information

III.1. Conditions for participation

III.1.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions:

Evidence required:

- a) the tenderer shall submit a copy of an official document (company register, official gazette, etc.) confirming that the tenderer is already established as a recognised legal entity and is registered in a relevant professional or trade register;
- b) the tenderer shall submit the confirmation that under national law the tenderer is allowed to perform aerial surveillance for law enforcement, specifically quoting the provisions entitling to do so.

III.1.2. Economic and financial standing

Selection criteria as stated in the procurement documents

III.1.3. Technical and professional ability

Selection criteria as stated in the procurement documents

III.2. Conditions related to the contract

III.2.3. 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

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

The procurement involves the establishment of a framework agreement

Framework agreement with several operators Envisaged maximum number of participants to the framework agreement: 5

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.2.1. Previous publication concerning this procedure

Notice number in the OJ S: [2023/S 195-611113](#)

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

Date: 11/12/2023 Local time: 11:00

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

Bulgarian, Czech, Danish, German, Greek, English, Spanish, Estonian, Finnish, French, Irish, Croatian, Hungarian, Italian, Lithuanian, Latvian, Maltese, Dutch, Polish, Portuguese, Romanian, Slovak, Slovenian, Swedish

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: 12/12/2023 Local time: 12:00

Place:

The tender opening session will take place remotely on the date indicated in the invitation to tender.

Information about authorised persons and opening procedure: Tenderers wishing to attend remotely the opening session shall send an e-mail to the FRONTEX Procurement Sector (procurement@frontex.europa.eu) in accordance with the instructions indicated in the invitation to tender. A maximum of one representative per tenderer may attend the opening session. Their participation shall be restricted to an observer's role.

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.3. Additional information

VI.4. Procedures for review

VI.4.1. Review body

Official name: General Court of the European Union

Postal address: Rue du Fort Niedergrünwald

Town: Luxembourg

Postal code: L-2925

Country: Luxembourg

E-mail: cfi.registry@curia.europa.eu

Telephone: +352 4303-1

Fax: +352 4303-2100

Internet address: <http://curia.europa.eu>

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Within 2 months of the notification to the plaintiff, or, in absence thereof, of the day on which it came to the knowledge.

VI.5. Date of dispatch of this notice

24/10/2023