

Germany-Berlin: IT services: consulting, software development, Internet and support
OJ S 249/2022 27/12/2022
Contract award notice – utilities
Services

Legal Basis:

Directive 2014/25/EU

Section I: Contracting entity

I.1. Name and addresses

Official name: 50Hertz Transmission GmbH

Postal address: Heidestraße 2

Town: Berlin

NUTS code: DE300 Berlin

Postal code: 10557

Country: Germany

Contact person: Edina Kinga Tóth

E-mail: edinakinga.toth@50hertz.com

Telephone: +49 3051502881

Internet address(es):

Main address: www.50hertz.com

I.2. Information about joint procurement

The contract is awarded by a central purchasing body

I.6. Main activity

Electricity

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Development and support of web-based applications

Reference number: T41-2022-0001

II.1.2. Main CPV code

72000000 IT services: consulting, software development, Internet and support

II.1.3. Type of contract

Services

II.1.4. Short description

50Hertz and the Elia Group is planning to create framework agreements with 3 lots for the development and support of web-based .net applications

II.1.6. Information about lots

This contract is divided into lots: yes

II.2. Description

II.2.1. Title

Development services for CMS functionality

Lot No: 1

II.2.2. Additional CPV code(s)

72000000 IT services: consulting, software development, Internet and support

II.2.3. Place of performance

NUTS code: DE300 Berlin

Main site or place of performance: NQT of 50 Hertz Transmission in Germany and partly remote

II.2.4. Description of the procurement

Framework agreement with one service provider including a guaranteed call-off value.

CMS functionality – Standard CMS web pages and portals for information purposes:

The supplier of the first lot is required to provide development capacity for web pages with a classical CMS use case. This means that the core functionality is the display and management of creatable content without the implementation of complex business logic. These are mostly websites with lower technical complexity and limited dependencies.

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**II.2. Description****II.2.1. Title**

Development services for technical functionality and critical applications

Lot No: 2

II.2.2. Additional CPV code(s)

72000000 IT services: consulting, software development, Internet and support

II.2.3. Place of performance

NUTS code: DE300 Berlin

Main site or place of performance: NQT of 50 Hertz Transmission in Germany and partly remote

II.2.4. Description of the procurement

Framework agreement with two service providers. Mini-competitions to be organized within the bidders over the entire contract duration. The first-ranked Contractor will receive a guaranteed call-off value.

Technical functionality and critical applications:

The supplier for the second lot is required to provide development capacity for components and applications with a higher complexity, both from a business and from a technical perspective. This lot has higher development and support requirements, thus putting more

emphasis on finding a service provider who can stem the various technical complexities and bring expertise for the underlying business aspects of certain applications.

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

Operation services for all applications, websites, portals and components described in Lot 1 and Lot 2
Lot No: 3

II.2.2. Additional CPV code(s)

72000000 IT services: consulting, software development, Internet and support

II.2.3. Place of performance

NUTS code: DE300 Berlin

Main site or place of performance: NQT of 50 Hertz Transmission in Germany and partly remote

II.2.4. Description of the procurement

Framework agreement with one service provider including a guaranteed call-off value. Currently, development and support processes are separated and are performed by different teams. Based on this organisation, the third lot is made to be an independent bid on the SLAs for all applications in lots 1 and 2, whereas lot 1 and lot 2 only contains services for development and integration activities. This unites the operation and support of all applications under a single supplier for lot 3. This single point of contact is beneficial for users and facilitates the management of interfaces and dependencies across the whole spectrum of web applications. More detailed information on the tasks and responsibilities and the service level agreements can be found in the SLA Document for scope.

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

Negotiated procedure with prior call for competition

IV.1.3. Information about a framework agreement or a dynamic purchasing system

The procurement involves the establishment of a framework agreement

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: [2022/S 091-251862](#)

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 periodic indicative notice

Section V: Award of contract

Contract No: 1

Lot No: 1

Title:

Development services for CMS functionality

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

22/12/2022

V.2.2. Information about tenders

Number of tenders received: 2

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

V.2.3. Name and address of the contractor

Official name: IT & I Internet-Technologien und Informationsverarbeitungs-GmbH

Town: Berlin

NUTS code: DE300 Berlin

Country: Germany

The contractor is an SME: yes

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

V.2.5. Information about subcontracting

V.2.6. Price paid for bargain purchases

Section V: Award of contract

Contract No: 2

Lot No: 2

Title:

Development services for technical functionality and critical applications

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

22/12/2022

V.2.2. Information about tenders

Number of tenders received: 2

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

V.2.3. Name and address of the contractor

Official name: IT & I Internet-Technologien und Informationsverarbeitungs-GmbH

Town: Berlin

NUTS code: DE300 Berlin

Country: Germany

The contractor is an SME: yes

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

V.2.5. Information about subcontracting

V.2.6. Price paid for bargain purchases

Section V: Award of contract

Contract No: 3

Lot No: 3

Title:

Operation services for all applications, websites, portals and components described in Lot 1 and Lot 2

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

22/12/2022

V.2.2. Information about tenders

Number of tenders received: 2

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

V.2.3. Name and address of the contractor

Official name: IT & I Internet-Technologien und Informationsverarbeitungs-GmbH

Town: Berlin

NUTS code: DE300 Berlin

Country: Germany

The contractor is an SME: yes

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

V.2.5. Information about subcontracting

V.2.6. Price paid for bargain purchases

Section VI: Complementary information

VI.3. Additional information

Continuation of point III.1.4)

1) 'Current' means no older than 6 months retroactively from the participation period's date of expiry;

3) Foreign candidates: in principle, they must submit the required declarations/evidence in English or as an officially certified translation. If a declaration/evidence cannot be provided at all, this must be justified, a comparable explanation/evidence must be submitted and an explanation given as to why there is comparability. In justified cases, a German translation may be used.

4) Bidding consortia: together with the request to participate, they must submit a legally binding, fully filled-out bidding consortium declaration signed by all members. In particular, the aspect whereby the bidding consortium is formed in compliance with antitrust law must be taken into account.

Each member of the bidding consortium must submit the declarations and evidence required under III.1.1) and II.1.2). This applies to a limited extent to the declarations and evidence under III.1.3) if the bidding consortium intends to share tasks and, for example, insofar as certain references can only be submitted by one member of the bidding consortium; the bidding consortium must provide an exhaustive explanation of any limited submission of declarations and evidence in an annex to the bidding consortium declaration. The same rules apply to both bidding consortia and bidders.

Additional information:

(a) Q&A: interested companies can contact the awarding body until 7 days before the end of the application deadline via message over the tender platform. If answers are of general interest, they will be sent anonymously to all participants. All interested companies are obliged to consider these clarifications within their application. Non-compliance can lead to exclusion;

(b) tender documents: contract notice and simultaneously retrievable tender documents provide a full basis in the sense of the legislator, in order to facilitate interested companies the decision over the participation on the tender (see justification to § 41 SektVO).

ARIBA:

The candidate must request, complete and submit by the closing date (see IV.2.2)) the pre-qualification questionnaire with the most actual available data together with the requested documents. The candidates must request the access to the tender on the Ariba platform by sending an e-mail to the responsible buyer (see I.1)) mentioning:

- the name of the legal entity;
- general phone number;
- address;
- VAT number;
- name + email + telephone of the contact(s).

Information to access the tender on the Ariba platform will be provided by email as soon as possible. Candidates are advised to request this access as soon as possible and to click on 'intend to participate' in Ariba in order to receive possible clarifications from the contracting entity. Contracting entity doesn't guarantee to provide the Ariba login details before closing time for candidates requesting their access to Ariba less than 48 hours before closing time. The candidate is solely responsible for requesting the access to the tender on the Ariba platform on time. The contracting entity declines any responsibility in the event of problems with the Ariba platform. Any application not sent correctly via Ariba will be rejected. The

manuals for usage of eSourcing (Ariba) can be found via the following URL: <http://www.elia.be/en/suppliers/information-and-tools-for-suppliers#ariba>

VI.4. Procedures for review

VI.4.1. Review body

Official name: Senatsverwaltung für Wirtschaft, Energie und Betriebe Vergabekammer des Landes Berlin

Postal address: Martin-Luther-Straße 105

Town: Berlin

Postal code: 10825

Country: Germany

E-mail: vergabekammer@senwtf.berlin.de

Internet address: <http://www.berlin.de/sen/wirtschaft/wirtschaft-und-technologie/wirtschaftsrecht/vergabekammer/>

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Precise information on deadline(s) for review procedures:

Deadlines for submitting an application for review stem from § 160 (3) of the German Act against Restraints of Competition. For clarification, this regulation is reproduced in full. 'The application is inadmissible if:

- 1) The candidate became aware of the claimed violation of public procurement provisions before filing the application for review, but did not complain to the client within a time limit of ten calendar days; the expiry of the time limit under § 134 (2) of the German Act against Restraints of Competition (GWB) remains unaffected;
- 2) Violations of public procurement provisions which become apparent from the tender notice are not notified to the client by the end of the time limit for the application or the submission of a tender specified in the notice;
- 3) Violations of public procurement provisions which only become apparent from the procurement documents are not notified to the client by the end of the time limit for the application or the submission of a tender specified in the notice;
- 4) More than 15 calendar days have expired since receipt of notification from the client that it is unwilling to redress the objection.'

VI.5. Date of dispatch of this notice

22/12/2022