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**Germany-Frankfurt-on-Main: ECB - T141 — Lifting platforms
2014/S 173-305766**

Contract notice

Supplies

Directive 2004/18/EC

Section I: Contracting authority

I.1) Name, addresses and contact point(s)

European Central Bank
Kaiserstraße 29
For the attention of: Alberto Molon
60311 Frankfurt-on-Main
GERMANY
Telephone: +49 6913440
E-mail: neubau-ausschreibung@ecb.europa.eu
Fax: +49 6913446000

Internet address(es):

General address of the contracting authority: <http://www.ecb.europa.eu>
Electronic access to information: <http://www.ausschreibung.ezb-neubau.de>

Further information can be obtained from: The above mentioned contact point(s)

Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from: The above mentioned contact point(s)

Tenders or requests to participate must be sent to: The above mentioned contact point(s)

I.2) Type of the contracting authority

European institution/agency or international organisation

I.3) Main activity

Economic and financial affairs

I.4) Contract award on behalf of other contracting authorities

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:

T141 — Lifting platforms.

II.1.2) Type of contract and location of works, place of delivery or of performance

Supplies
Main site or location of works, place of delivery or of performance: Frankfurt-on-Main, Germany.
NUTS code

II.1.3) Information about a public contract, a framework agreement or a dynamic purchasing system (DPS)

The notice involves a public contract

II.1.4) Information on framework agreement

II.1.5) Short description of the contract or purchase(s)

The European Central Bank (ECB) is building its new headquarters on the site of the former wholesale market hall in Frankfurt-on-Main, Germany. The services to be provided involve the supply of lifting platforms for maintenance, cleaning and repair works, as well as the inspection (by the fire brigade) of ceiling cavities. Further general information regarding the project is available in the tender forum (see section I.1 for the Internet address).

II.1.6) Common procurement vocabulary (CPV)

42418000, 42416300

II.1.7) Information about Government Procurement Agreement (GPA)

The contract is covered by the Government Procurement Agreement (GPA): no

II.1.8) Lots

This contract is divided into lots: no

II.1.9) Information about variants

Variants will be accepted: no

II.2) Quantity or scope of the contract

II.2.1) Total quantity or scope:

The contract scope involves the supply of 4 lifting platforms for maintenance, cleaning and repair works, and 5 lifting platforms for the inspection (by the fire brigade) of ceiling cavities.

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

Duration in months: 3 (from the award of the contract)

Section III: Legal, economic, financial and technical information

III.1) Conditions relating to the contract

III.1.1) Deposits and guarantees required:

Details can be found in the specifications.

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

Details can be found in the specifications.

III.1.3) Legal form to be taken by the group of economic operators to whom the contract is to be awarded:

Tenderers may establish groupings with a view to jointly obtaining a contract. A specific legal form is not required. Grouping members are jointly and severally liable, within the meaning of paragraph 421 of the German Civil Code (BGB), for contract performance.

The grouping must, in principle, remain unchanged from the start of the tender procedure until completion of the services. If unforeseen circumstances require a change in the composition of a grouping, the ECB may allow such a change at its own discretion provided that the change does not distort competition amongst the tenderers.

The ECB may exclude companies from participation who submit several tenders (e.g. as sole tenderers and as members of a grouping or as members of several groupings), pursuant to Article 24(3) of the ECB procurement rules (see point VI.3).

III.1.4) Other particular conditions

The performance of the contract is subject to particular conditions: no

III.2) **Conditions for participation**

III.2.1) **Personal situation of economic operators, including requirements relating to enrolment on professional or trade registers**

Information and formalities necessary for evaluating if the requirements are met: pursuant to Article 24 of the ECB procurement rules (see point VI.3), the following shall apply:

the ECB shall exclude tenderers from participation in a tender procedure if they have been the subject of a judgment which has the force of 'res judicata' for fraud, corruption, money laundering, involvement in a criminal organisation or any other illegal activity detrimental to the financial interests of the Communities, of the ECB or of the NCBs.

The ECB may exclude tenderers from participation at any time if:

(a) they are bankrupt or being wound up, are having their affairs administered by the courts, have entered into an arrangement with creditors, have suspended business activities, are the subject of proceedings concerning those matters, or are in any analogous situation arising from a similar procedure provided for in national legislation or regulations;

(b) they have been convicted of an offence concerning their professional conduct by a judgment which has the force of 'res judicata';

(c) they have been guilty of grave professional misconduct;

(d) they have not fulfilled obligations relating to the payment of social security contributions or the payment of taxes in accordance with the legal provisions of the country in which they are established or with those of the country of the contracting authority or those of the country where the contract is to be performed;

(e) they have been declared by a court or an arbitration tribunal to be in serious breach of contract for failure to comply with their contractual obligations following another tender procedure;

(f) their management, staff or agents are subject to a conflict of interests;

(g) they are guilty of misrepresentation in supplying the information required by the ECB;

(h) they contact other tenderers with the purpose of restraining competition.

Tenderers must certify that they are not in any of the situations listed above by signing the tender and provide the evidence required therein. All members of a grouping must meet these requirements. If such circumstances arise in the course of the procedure, the tenderer concerned shall inform the ECB thereof without undue delay.

III.2.2) **Economic and financial ability**

Information and formalities necessary for evaluating if the requirements are met: the signed tender, stating the total net turnover for the past 3 financial years (2011–2013) (form E2 — economic and financial capacity), as well as the required documents.

Minimum level(s) of standards possibly required: financial capacity: accumulated total net turnover for the past 3 financial years (2011–2013) of at least 900 000 EUR.

III.2.3) **Technical capacity**

Information and formalities necessary for evaluating if the requirements are met:

the signed tender documents and further information requested (forms in Register E).

III.2.4) **Information about reserved contracts**

III.3) **Conditions specific to services contracts**

III.3.1) **Information about a particular profession**

III.3.2) **Staff responsible for the execution of the service**

Section IV: Procedure

- IV.1) **Type of procedure**
- IV.1.1) **Type of procedure**
Open
- IV.1.2) **Limitations on the number of operators who will be invited to tender or to participate**
- IV.1.3) **Reduction of the number of operators during the negotiation or dialogue**
- IV.2) **Award criteria**
- IV.2.1) **Award criteria**
Lowest price
- IV.2.2) **Information about electronic auction**
An electronic auction will be used: no
- IV.3) **Administrative information**
- IV.3.1) **File reference number attributed by the contracting authority:**
T141 — Lifting platforms.
- IV.3.2) **Previous publication(s) concerning the same contract**
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: 6.10.2014 - 12:00
Payable documents: no
- IV.3.4) **Time limit for receipt of tenders or requests to participate**
8.10.2014 - 12:00
- IV.3.5) **Date of dispatch of invitations to tender or to participate to selected candidates**
- IV.3.6) **Language(s) in which tenders or requests to participate may be drawn up**
German. English.
- IV.3.7) **Minimum time frame during which the tenderer must maintain the tender**
Duration in months: 8 (from the date stated for receipt of tender)
- IV.3.8) **Conditions for opening of tenders**

Section VI: Complementary information

- VI.1) **Information about recurrence**
This is a recurrent procurement: no
- VI.2) **Information about European Union funds**
The contract is related to a project and/or programme financed by European Union funds: no
- VI.3) **Additional information**
Applicable procurement rules:
the tender procedure is conducted in accordance with the European Central Bank Decision of 3.7.2007 laying down the Rules on Procurement (ECB/2007/5), amended by the European Central Bank Decision of 19.6.2012 (ECB/2012/10). Decisions were published in the Official Journal of the European Union (OJ L 184 of 14.7.2007, p. 34; OJ L 51 of 24.2.2009, p. 10; OJ L 283 of 9.9.2010, p. 14; OJ L 178 of 10.7.2012, p. 14 respectively) and are available on the ECB website: <http://www.ecb.europa.eu> (click on 'for suppliers').
Required tender format:
(a) tenders must be submitted as hard copies and on CD using the tender documents (with annexes) published in the tender forum.
(b) Tenders submitted via e-mail are inadmissible and will not be considered.

Questions:

any questions to the ECB should be submitted exclusively via the tender forum.

Notification duty:

if tenderers consider that the ECB's requirements laid down in the supporting documents are incomplete, inconsistent or illegal or that the ECB or another tenderer has infringed the applicable procurement rules, they shall notify their concerns to the ECB in writing within 15 days following receipt/download of the tender documents (see Article 21(2) of the ECB procurement rules). Objections which were not communicated to the ECB within this period may not be raised at a later stage.

Subcontracting:

tenderers may rely on the capacities of other entities as subcontractors. No specific legal relationship is required. The tenderer must, however, prove that he will have the necessary resources at his disposal, for example, by providing an undertaking from the subcontractor.

The use of subcontractors does not limit the tenderer's responsibility and liability for due performance of all the contractual obligations. The ECB reserves the right to refuse any subcontractor taking into account the principles of transparency, equal access, publicity and equal treatment. Prior approval from the ECB will be required for replacing a subcontractor and using additional subcontractors for major services during the entire duration of the contract.

Companies that submit sole tenders and, at the same time, appear as subcontractors for another tenderer, or companies that appear as subcontractors for several tenderers, may be excluded from participating in the tender procedure pursuant to Article 24(3) of the ECB procurement rules (see point VI.3).

Exclusion from the tender procedure:

the ECB may, at its own discretion, exclude tenderers from the tender procedure who do not comply with the requirements and conditions set out in the tender documents, or do not provide the information requested.

Cancellation of the tender procedure:

the ECB reserves the right to cancel all or part of the tender procedure. This decision will take into account the principles of transparency, equal access, publicity and equal treatment.

Liability and compensation:

the ECB is not liable for any costs, nor will it reimburse any expenses or losses which tenderers incur or suffer in connection with the tender procedure, including in the event of a cancellation.

VI.4) **Procedures for appeal**

VI.4.1) **Body responsible for appeal procedures**

Procurement Review Body of the European Central Bank

Kaiserstraße 29

60311 Frankfurt-on-Main

GERMANY

E-mail: legaladviceteam@ecb.europa.eu

Telephone: +49 691344-0

Internet address: <http://www.ecb.europa.eu>

Fax: +49 691344-6886

Body responsible for mediation procedures

European Ombudsman

1 avenue du Président Robert Schuman, CS 30403

67001 Strasbourg Cedex

FRANCE

VI.4.2) **Lodging of appeals**

Precise information on deadline(s) for lodging appeals: 15 days from the receipt of the information specified in Article 28(3) of the ECB procurement rules (see section VI.3) or, if no information is requested, 15 days from the receipt of the notification to unsuccessful tenderers.

Further requirements are outlined in Article 33 of the ECB procurement rules (see section VI.3).

VI.4.3) **Service from which information about the lodging of appeals may be obtained**

VI.5) **Date of dispatch of this notice:**

29.8.2014