

192389 Marine Geophysical UXO Survey, Identification and Clearance of Cable Routes BorWin6, N3.7, N3.8

Call for Competition

21 Questions

Groups of questions	No of questions	KO's	Weight
1.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers (section III.1.1) of the EU Notice)	5	5	

Information on the Applicant/Member of the Bidding Consortium and the Bidding Consortium (Form A1 and, if applicable, Form A2)

1.1.1. KO

Q: 1.1.1. **The applicant has to complete, sign and upload at the attached Form A1. If applicable as per the below (bidding consortium), Form A2 also has also to be completed, signed and uploaded.**

The application as a bidding consortium is admitted. A bidding consortium is treated like an individual applicant (Section 50 para. 2 SektVO).

If applicants are addressed in the tender documents, this also refers to the joint form of participation of a bidding consortium. In this respect, regulations which specifically are related to bidding consortia, exclusively use the term "Bidding Consortium."

1. Nomination of an Authorized Representative

The bidding consortium shall nominate an authorized representative for the conclusion and implementation of the contract and who signs Form A1 to this information memorandum. The authorized representative shall be available to the contracting entity as the contact person of the bidding consortium in this tendering procedure.



2. Conditions for Evidence of Qualification

Members of the bidding consortium shall jointly complete the form "Statement of Bidding Consortium" (Form A2), which also names the authorized representative.

For the evaluation of the qualification all documents submitted by the bidding consortium will have to be considered.

Please complete, sign and upload the attached Form A1 and if applicable Form A2.

Attached documents:

 CFC_Form_A1.docx 79 Kb	Download		Preview
 CFC_Form_A2.docx 75 Kb	Download		Preview

Extract of commercial register

1.1.2. KO

Q: 1.1.2. Please provide an up-to-date **extract of commercial register** (or similar), not older than three months at the time of expiry of the participation period for the applying company. For bidding consortia each member must provide the respective extract.

Please complete, sign upload the attached Form A4.

Attached documents:

 CFC_Form_A4.docx 75 Kb	Download		Preview
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Comprehensive company presentation incl. organizational diagram

1.1.3. KO

Q: 1.1.3. Please provide a **comprehensive company presentation** including information about company structure/organization, ownership, main customers, and offered services as well as **organizational diagram** including all company locations and showing the total number of FTE (full-time equivalent).

In case of a consortium the structure of the consortium is to be presented, not the structure of each individual company.

Self-declaration of no grounds for exclusion

1.1.4. KO

Q: 1.1.4. Please re-confirm **that no grounds for exclusion** under §§ 123, 124 GWB exist and provide the respective **self-declaration** using the attached **Form A7**.

For bidding consortia each member must provide the respective selfdeclaration.
Attached documents:

 CFC_Form_A7.docx 90 Kb [Download](#) | [Preview](#)

Self-declaration on the implementation of Article 5k (3) of Council Regulation (EU) 2022/576 of the Council of April 8, 2022

1.1.5. KO

Q: 1.1.5. On April 8, 2022, the European Union decided to impose sanctions as a result of the war in Ukraine. TenneT must comply with the relevant sanctions regulation. This means that no grounds from the Regulation may apply to its contracting parties. For this reason, the Candidate/Tenderer must complete and validly sign the attached selfdeclaration. TenneT has the right to request further evidence as a result of the self-declaration.

Please confirm with the enclosed self-declaration that you are not covered under the sanctions of **Article 5k (3) of Council Regulation (EU) 2022/576** of the Council of April 8, 2022.

Please complete, sign, stamp and upload the attached the self-declaration template.

Attached documents:

 Template Russia sanctions.docx 67 Kb [Download](#) | [Preview](#)

1.2. Economic and Financial Standing (section III.1.2) of the EU Notice)

4

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Annual business reports

1.2.1. KO

Q: 1.2.1. Evidence of economic and financial capacity shall be provided by the submission of **annual business reports (min. company balance sheet/profit and loss account) of the past 3 closed financial years.**

In particular, proof **of an average minimum revenue of EUR 2,000,000.00** must be provided for the past three closed financial years.

In the case of a bidder consortium the aforementioned sales are based on the cumulative turnover of the consortium partners. For each individual bidder or consortium partner, the total turnover of the group is deemed to be 100% owned by the group parent company.

In addition to providing the annual reports please also complete the attached Form A5a and upload accordingly.

Attached documents:

 CFC_Form_A5a.docx 83 Kb [Download](#) | [Preview](#)

Insurance

1.2.2. KO

Q: 1.2.2.

1. Please confirm that all vessels to be utilized in the course of the contract will be properly insured with **Marine Hull insurance / Hull and Machinery insurance** with coverage to the customary market limits relative to the value of the vessel.

2. Please confirm to have a **Charter's Liability Insurance** in place: where applicable, with a coverage of at least **100% of the declared value of the vessel**, covering the legal liability to the shipowner.

3. Please provide proof of existing **Protection & Indemnity (P&I, Marine Liability Insurance) with a coverage of at least USD 50,000,000.00** including **Environmental Liability and Environmental Damage Insurance with a coverage of at least EUR 10,000,000.00 per claim** (incl. duration of the insurance) or provide a confirmation of cover by the insurers in case of contract award.

4. Please provide proof existing **"General Third Party Liability Insurance "** with a **minimum coverage level of EUR 5,000,000.00 per incident** during the whole duration of the contract or provide a confirmation of cover by the insurers in case of contract award.

In addition to providing the insurances or confirmation by the insurers please also complete the attached Form A5b and upload accordingly.

Attached documents:

 CFC_Form_A5b.docx 84 Kb [Download](#) | [Preview](#)

No insolvency

1.2.3. KO

Q: 1.2.3. By clicking "**Yes**" the applicant declares that no insolvency or similar proceedings have been instituted or the opening has been requested or the application has been rejected for lack of assets or a final confirmation of the insolvency administrator of the Bankruptcy Trustee that an insolvency plan (§ 258 InsO) is available.

Company not in liquidation

1.2.4. KO

Q: 1.2.4. By clicking "Yes" the applicant declares that the company is not in liquidation.

1.3. Technical and Professional Ability (section III.1.3 of the EU Notice)

11

9

Section 7 Certificate ("Erlaubnisschein") according German Explosives Act (SprengG)

1.3.1. KO

Q: 1.3.1. Applicant, or member of the bidding consortium (no subcontractor allowed), must **hold a Section 7 Certificate ("Erlaubnisschein") according German Explosives Act (SprengG)** to prove general and professional suitability according to SprengG.

Please upload a full certified copy of the Section 7 Certificate ("Erlaubnisschein").

Responsible person according Section 19 SprengG and process of change of responsibility acc. Section 19 SprengG

1.3.2. KO

Q: 1.3.2. Applicant, or member of the bidding consortium, must **name the responsible person according Section 19 SprengG**, and provide a **copy of the appointment**. Furthermore, the processes of a change of responsibility according Section 19 SprengG within the company during site clearance works, and/or change-over of personnel must be described. Proof is required that the responsible person is a permanent employee of the §7 company, no freelancer.

Please upload the requested documents here.

Responsible person according Section 20 SprengG

1.3.3. KO

Q: 1.3.3. Applicant, or member of the bidding consortium, must **name at least two responsible EOD managers certified according Section 20 SprengG** including proof of offshore experience. Proof is required that the EOD managers are permanent employees of the §7 company, no freelancers.

Please upload the relevant documents here.

References and subcontracting

1.3.4. KO

Q: 1.3.4. The applicant must be able to **demonstrate experience of maritime underwater structural inspections** of at least **5** projects over the last 5 years.

The following information should be included in a short reference summary:

- Name of the client (including contact person in case of queries),
- Place of execution of the project,
- Total cost of the (survey) project,
- Duration of the contract,
- Year of execution of the contract,
- Description of the main tasks that have been performed by your entity.

Please also state which parts of the contracts are intended to be **awarded as subcontracts**. (see **Form A6**)

Attached documents:

 CFC_Form_A6.docx 103 Kb [Download](#) | [Preview](#)

Quality Management System

1.3.5. KO

Q: 1.3.5. Main Applicant must provide **Quality Management System certification according ISO 9001:2015**.

Please upload a copy of the certificate.

Occupational Health and Safety Management System

1.3.6. KO

Q: 1.3.6. Applicant must provide a proof of an **Occupational Health and Safety Management** according **ISO 45001:2018**.

Please upload a copy of the certificate.

Environmental Management System

1.3.7.

- Q: 1.3.7. Applicant must provide a proof of an **Environmental Management System** according **ISO 14001** in place, please upload the certificate.

Reference to the Capacity and Expertise of Third Parties (Borrowing Qualification) !if applicable!

1.3.8.

- Q: 1.3.8. An applicant, also as a members of a bidding consortium, may use the abilities of third parties (such as subcontractors) to prove his or her performance and expertise, regardless of the legal nature between him and these third parties.

1. Conditions for evidence of qualification

Any third party whose qualifications are referred to, is required to complete the form "Statement of Reference to Qualification of Third Parties" (Annex A3), sign and submit it together with the bid of the applicant. In addition, that third party must demonstrate its economic, financial, technical and professional performance in accordance with the requirements set out in the EU Notice and this information memorandum, using the forms provided by the contracting party to the extent the applicant refers to. Irrespectively, the third party, on whose qualification the applicant refers to, must also individually and completely prove his or her ability and permit to professional practice and the non-existing grounds for exclusion specified in Section 123 and Section 124 GWB according to this information memorandum.

2. Evidence of professional Performance

An applicant may only use the capacity of other economic actors to provide the required professional performance if they provide the service for which those capacities are needed.

3. Review by the contracting Party

Within the scope of the qualification test, the contracting party reviews whether the third-party company, whose capacity the applicant wishes to use for the fulfillment of qualification criteria, fulfills the corresponding qualification criteria and whether grounds for exclusion exist.

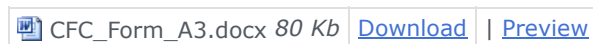
If the third party company does not fully meet the appropriate qualification criteria or if mandatory grounds for exclusion exist, the applicant must replace the third party company. The contracting party reserves the right to demand the replacement of the third party company if optional grounds for exclusion exist, pursuant to Section 124 GWB. For that purpose, the applicant has a reasonable deadline.

4. Joint liability

The contracting party requires that the applicant and the third party company are jointly liable for execution of the order in accordance with the scope of borrowing qualification, Section 47 para. 3 SektVO.

Please fill in and upload Annex A3 if applicable!

Attached documents:



Exclusion of UXO consultants

1.3.9. KO

- Q: 1.3.9. Applicant, or all member of the bidding consortium and subcontractors, must confirm that they are **not contracted** as a principle contractor to provide **UXO consultancy and QA/QC services** for TenneT in Germany or The Netherlands.

Towed gradiometer array

1.3.10.KO

- Q: 1.3.10. The minimum technical requirement for carrying out the magnetometer measurement is **a towed gradiometer array** capable of **measuring the total field and the vertical gradient**.

Please upload a data sheet.

Possession of essential equipment

1.3.11.KO

- Q: 1.3.11. The Bidder shall provide evidence that **essential equipment**, such as Vessel, Survey equipment or ID & C equipment is **in the possession of the Bidder**. With respect to the vessel, a Long-Term Charter Agreement will be accepted.

Access to all tender documents and participation letter

1.4.1. KO

Q: 1.4.1. Please acknowledge full access to all tender documents for **this tender** which can be found on the main page and complete and upload the attached **Application Form**.

Please note that the tender documents are actually for use during the offer phase. At this step, interested parties may use them to evaluate if the tender is of enough importance to participate in the tender process.

During early evaluation of the tender documents questions may arise with respect to topics which are not subject of the call for competition phase. Those questions will not be answered before the offer phase starts unless the questions are substantial for your decision on whether to participate in the tender or not.

Can you open all tender documents provided regarding the Call for Competition Phase (10 documents) (as per the attachment to the above mentioned questions)?

01. CFC_Application form.docx
02. CFC_Form_A1.docx
03. CFC_Form_A2.docx
04. CFC_Form_A3.docx
05. CFC_Form_A4.docx
06. CFC_Form_A5a.docx
07. CFC_Form_A5b.docx
08. CFC_Form_A6.docx
09. CFC_Form_A7.docx
10. Procedural-guide.pdf

Can you open all tender documents provided regarding the Offer Phase (zip-file provided "UXO_BorWin6")?

00. Contract draft
01. Annex 1 - Scope of Work incl. 22 Appendices
02. Annex 2 - SHE Requirements Offshore incl. (23 files in total)
03. Annex 3 - Permits (7 files in total)
04. Annex 4 - Operational Limits and Clearance Rates (2 files in total)
05. Annex 5 - Acceptance Protocol (2 files in total)
06. Annex 6 - Price Payment Milestones
07. Annex 7 - Performance Bond
08. Annex 8 - Supplier Code of Conduct
09. Annex 9 - Safety Culture Ladder
10. Annex 10 - Deviation list

If you face any technical problems with the tender documents, please inform us immediately per Q&A tool.

Attached documents:

 CFC_Application Form.docx 80 Kb [Download](#) | [Preview](#)