

# SUPPLY CONTRACT NOTICE

International open procedure

## WORK TO ADAPT THE MILITARY NAUTICAL SITE AT BAGA « FISH DAM »

N° EPF-2023-11\_AO1

### PROJECT DESCRIPTION

#### 1. Description of the contract

The purpose of this contract is to carry out the construction works for the adaptation infrastructure of the Fish Dam (FD) nautical base in Baga, Nigeria, for the benefit of the Multinational Joint Force (MNF).

The main objective is to carry out these works, including the delivery of the fuel tank before the 2025 rainy season, given the specific climatic constraints of the site, and in accordance with the requirements expressed by the FMM.

#### 2. Number and titles of lots

Single lot

#### 3. Maximum budget allocated to the contract (prices are exclusive of tax)

Not communicated

### CONDITIONS OF PARTICIPATION

#### 4. Eligibility and rule of origin

Legal persons may not take part in the tendering procedure or be awarded a contract if:

a) Are bankrupt or being wound up, are having their affairs administered by the courts, have ceased trading, or are in any analogous situation arising from a similar procedure provided for in national legislation or regulations;

b) are the subject of proceedings for a declaration of bankruptcy, for winding-up, for compulsory administration by the courts, or of any other similar proceedings provided for in national legislation or regulations; or

c) have been convicted of an offence concerning their professional conduct by a judgment which has the force of res judicata (i.e. against which no further appeal is possible); or

- d) have been guilty of serious professional misconduct;
- e) have not fulfilled their obligations relating to the payment of social security contributions in accordance with the legal provisions of the country in which they are established;
- f) Have not fulfilled their obligations relating to the payment of taxes and duties in accordance with the legal provisions of the country in which they are established;
- g) Are guilty of serious misrepresentation in providing the information required by DCI for their participation in a contract;
- h) Are acting as front companies set up to conceal financial transactions and/or launder the money of one or more other companies;
- i) In connection with any other contract with DCI, have been declared to be in material breach of their contractual obligations;
- j) It has been established by a final judgment that the company is guilty of any of the following:
- i. fraud, as defined in Article 3 of Directive (EU) 2017/1371 ;
  - ii. corruption, as defined in Article 4(2) of Directive (EU) 2017/1371 ;
  - iii. conduct linked to a criminal organisation as referred to in Article 2 of Framework Decision 2008/841/JHA of the Council of the European Union;
  - iv. money laundering or terrorist financing within the meaning of Article 1(3), (4) and (5) of Directive (EU) 2015/849 of the European Parliament and of the Council ;
  - v. terrorist offences or offences connected with terrorist activities, as defined in Articles 1 and 3 respectively of Council Framework Decision 2002/475/JHA, or incitement to commit an offence, aiding or abetting an offence or attempting to commit an offence, as referred to in Article 4 of that Decision;
  - vi. child labour or other forms of trafficking in human beings as defined in Article 2 of Directive 2011/36/EU of the European Parliament and of the Council;
- Point a) shall not apply in the case of the purchase of supplies on particularly advantageous terms, either from a supplier which is definitively winding up its business activities, or from the liquidators of an insolvency proceeding, through an arrangement with creditors, or under a similar procedure provided for by national law.

DCI excludes the undertaking :

- Where a legal person who is a member of the administrative, management or supervisory body of that undertaking or who has powers of representation, decision-making or control in relation to that undertaking is in one of the situations referred to in points (c) to (i);
- Where a legal person who is indefinitely liable for the debts of the said undertaking is in one of the situations referred to in (a) or (b);
- Where a legal entity that is essential to the award or performance of the legal commitment is in one of the situations referred to in points c) to i).

The candidate/tenderer must sign a declaration on their honour that they are not in one of the categories listed above.

## **5. Number of bids**

Tenderers may submit a tender that also includes the following options.

## 6. Eligibility situations

To be receivable, tenders must be complete as required in article 4.1 of the Consultation Rules.

## 7. Subcontracting possibilities

Subcontracting is not permitted.

## 8. Performance guarantee

No performance guarantee is required under the Contract. However, DCI may only be invoiced for the last five percent of the Total Amount of the Contract at the end of the guarantee period for the Works, i.e. six (6) months after acceptance of the Works.

If during the six months following acceptance of the Works a default occurs, DCI shall be entitled not to pay the last five percent of the Total Contract Sum under the performance guarantee, after informing the Contractor, and the Contractor shall not be entitled to claim it back for any reason whatsoever.

## 9. Information meeting and/or site visit

Candidates must have familiarised themselves with the site of the works, and any constraints imposed by it, before submitting their tender.

A site visit is therefore compulsory. The admissibility of the offer will be subject to the presentation of the visit voucher stamped by the contracting authority. The details of this visit will be agreed with the project manager's representative. A visit certificate must be included with the tender.

## 10. Validity of offers

Tenders are valid for a period of one hundred and eighty (180) days from the deadline for submission of tenders.

## 11. Planned contract starting date

Notification before the end of November 2024 for a contract start in December 2024.

## 12. Task implementation period

The maximum period of performance on the date of signature of the contract is six (6) months, including a preparation period of one (1) month.

# SELECTION AND AWARD CRITERIA

## 13. Selection criteria

Once the bids have been opened, the committee will examine the admissibility of the bids (criteria listed above).

Admissible bids will be scored according to the following criteria:

Criteria and sub-criteria	Score out of	Weighting
1 – Price of services in accordance with the FMPD	100 points	50 %
2 – Suitability to needs/methodology	100 points	30 %
3 – Resources of the company dedicated to the bid	100 points	10 %

4 – Turnaround time	100 points	10 %
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**1st Criterion: Price of services according to DPGF Score out of 100, weighting coefficient 50%**

**2nd Criterion: Adaptation to need Score out of 100, weighting coefficient 30%**

**3rd Criterion: Capacity of the company Score out of 100, weighting coefficient 10%**

**4th Criterion: Execution times Score out of 100, weighting coefficient 10%**

#### **14. Award criteria**

Provided that the tenderer meets the selection criteria and the total conformity of his offer, the award criterion will be obtaining the best score.

DCI opens the offers submitted by the bidders and scores the offers, on the basis of the weighted criteria set out in Article 12, in compliance with the admissibility requirements set out in Article 5.

The elimination of bidders due to the inadmissibility of their offer is notified to them, indicating to them that they have a means of appeal.

Each candidate will be awarded an overall score out of 100. Compliant offers are classified by application of the following formula and in descending order of score:

Final grade =  $P \times 50\% + VT \times 30\% + D \times 10\% + C \times 10\%$

P = indicating the price

VT = indicating technical value

D = indicating the delay

C = indicating the capacity of the company

### **SUBMITTING A BID**

#### **15. How do I obtain the tenders documents ?**

The service provider must request confidentiality undertaking to [service.achats@groupepci.com](mailto:service.achats@groupepci.com).

The invitation to tender will be accessible via the WSS online tool once the NDA has been received.

This NDA must be communicated before November 6 before 6.00pm (Paris time), 2024 to the DCI purchasing department in accordance with the timetable of article 5 of the consultation regulations.

Any questions concerning this invitation to tender must be sent in writing to the following address: [service.achats@groupepci.com](mailto:service.achats@groupepci.com) specifying the subject of the invitation to tender at least ten (10) days before the deadline for submission of tenders set out in point 16. DCI will respond to questions on 18 November 2024. DCI may need to modify this timetable and will notify candidates in writing via the WWS online tool.

#### **16. Deadline for submission of bids**

The deadline for submission of bids is 22 November 2024 at 12.00 noon (Paris time zone).

Any offer received after this deadline will not be considered and will not be examined.

#### **17. Tender opening session**

25 November 2024 at 2:30 p.m. (Paris time zone).

## **18. Language of the procedure**

All written communications relating to this invitation to tender must be in French or English.