

Invitation to tender no. ACER/OP/ADMIN/12/2012

Web applications development services and IT consultancy services for the implementation of REMIT Information System (ARIS) for the Agency for the Cooperation of Energy Regulators

Answers to questions from 68 to 81

Question no. 68:

Can you please indicate which documents should be provided by the subcontractors?

Answer no. 68:

The documents that need to be provided by the subcontractors are mentioned in points 18 and 19 of Annex I Tender specifications.

Question no. 69:

Can you please confirm that the declaration on exclusion criteria (point 18 of the tender specifications) from subcontractors should only be provided in case of award, and not at tender stage?

Answer no. 69:

In the case of tenders involving subcontracting, the tenderer proposed for award of the contract must furnish, within the time-limit specified by the awarding authority and prior to the signature of the contract, the declaration on their honour and/or the evidence listed in point 18 of Annex I Tender specifications regarding exclusion criteria for participation in or award of the contract, in respect of each of the subcontractors in respect of whom the Agency requests such evidence.

Question no. 70:

Is it possible to have an estimate about total number of stakeholders involved in remote support (Annex I.A, page 7) in order to provide the correct sizing of the service?

Answer no. 70:

The Agency is not in a condition to give an estimate on the total amount of stakeholders involved, as these strongly depend on the content of the Implementing Acts which must be adopted by the European Commission after comitology procedure according to art. 8(1) and (5) of REMIT.

Question no. 71:

In order to evaluate the final score for tenders is it possible to have the contingency buffer used by the Agency (Annex I, page 29)?

Answer no. 71:

The Agency shall not use the contingency buffer for the financial evaluation of the tenders. For further clarification please see answer to question no. 61.

Question no. 72:

Can you confirm that the tender must provide anonymous CVs for Case Study (Annex I, page 19) and named CVs for technical capacity (Annex I, page 25) and financial offer (Annex II)?

Answer no. 72:

As described in point 17.1/g “Case study for LOT 1” of Annex I Tender specifications the tenderer shall provide anonymous CVs. As described in point 19.3.1 “Technical capacity for LOT 1” of Annex I Tender specifications the tenderer shall provide named CVs which shall be reflected also in the financial offer (Annex II).

Question no. 73:

Can you provide more detailed guidelines for filling the financial form (Annex II)? The “Cost per unit” value can be different for same level profiles (i.e. B-level profile Functional Analyst can have a different cost respect to B-level profile System Architect)?

Answer no. 73:

For each of the profiles the tenderers shall quote the same unit price regardless of the names of the persons of the same profile level (please see answer to question 15); i.e. a functional analyst having the same profile level as a system architect shall have the same unit price.

Question no. 74:

In the tender specification document for LOT1 it is requested in the case study to provide a financial offer (Annex I, page 20 point h.). Is it possible to give estimation in term of effort for each profile involved or is it necessary to provide also the final cost of the case study?

Answer no. 74:

The Case Study is a part of the technical tender for Lot 1 and the estimation of the effort by the tenderer is a part of the award criteria as described under point 20.2.1 of Annex I Tender specifications. The tenderers shall provide a detailed financial offer applicable to the case study which shall be based on activities and profiles. The financial offer for the case study must be consistent with information provided in Annex II.

Question no. 75:

Does ACER have a central authentication service in place in the infrastructure, or do you expect us to provide this central authentication service.

Answer no. 75:

The Agency already possesses a central authentication system.

Question no. 76:

I write to request our participation in the above tender process for the ACER REMIT Information System to carry out Market Monitoring and Surveillance. Currently I and our product specialist team are reviewing the documents available on the ACER website and determining how to respond. I would appreciate your acknowledgement confirming receipt of our request to respond to this ACER REMIT tender. Please advise if there are further areas of guidance for us to comply with in addition to the information on the official website?

Answer no. 76:

All tender documentation related to the Invitation to tender no. ACER/OP/ADMIN/12/2012 "Web applications development services and IT consultancy services for the implementation of REMIT Information System (ARIS) for the Agency for the Cooperation of Energy Regulators" is published on the Agency's website:

http://acernet.acer.europa.eu/portal/page/portal/ACER_HOME/The_Agency/Public_procurement/Open%20calls

http://www.acer.europa.eu/The_agency/Public_Procurement/Pages/Open-calls.aspx

Tenderers can download the tender documents and eventually any additional documents and information from the above mentioned website. The site is regularly updated and it is the tenderers' responsibility to check for updates and modifications during the tendering period.

Question no. 77:

Pursuant to the last sentence of Article II.2.5 of the General Conditions of the Draft Framework Service Contract, the ACER may request a copy of the relevant insurance contracts from the Contractor. In case the Contractor's insurance policy does not allow it to provide a copy of the insurance contracts but only a certificate issued by the insurance company. Would the contractual obligation referred to above be deemed satisfied by the provision, if necessary, of the insurance company certificate instead of the copy of the insurance contracts?

Answer no. 77:

A statement or certificate of the insurance company providing that you are adequately insured against risks and damage relating to the contract is acceptable.

Question no. 78:

What's the meaning of "Contingency buffer" in Table 1 - 3, how this number will be interpreted and how this number will be influence the final evaluation? Which risks should be covered by this buffer? Should the listed "Price in EUR per man day" already include any risk mark-up?

Answer no. 78:

As explained in answer to question no. 61, the contingency buffer will not influence the final evaluation. The contingency buffer shall cover the common risks linked to complex projects, for example coverage of acceptable risks which incurred during the execution of the project etc. The price per man day should show only the price per man day of a resource with the specified profile and should not contain any risk mark-up.

Question no. 79:

Which "Total price in EUR" will be used in calculation the "Total Reference Price", that one including the contingency buffer or that one without that buffer?

Answer no. 79:

In order to evaluate the offers, the Agency will calculate for each lot separately a total reference price. When calculating the total reference price, the total reference price without contingency buffer shall be used.

Question no. 80:

Which profile will be used for doing the telephone hotline (chapter 3.2) as part of the remote service projects? Neither level D (DEV, SAD) nor level A (PM) seems to be appropriate?

Answer no. 80:

Profiles of type D with specific skills and knowledge on software packages delivered by the contractor or which are part of AFIS and system administration skills on desktop PCs, are supposed to be used for the purpose of telephone hotline.

Question no. 81:

According chapter 17.1 the provided CV's must be anonymised. According Annex II we have to add personal datas for each expert profile. How does this match? Could you specify the requirements for the CV's to be provided once more unambiguous?

Answer no. 81:

The CVs mentioned at point 17.1 of Annex I Tender specifications, which constitute a part of the case study, will only be used to assess and evaluate the award criteria at point 20.1. of Annex I Tender specifications. Therefore the CVs requested at point 17.1 shall be anonymous.

The CVs requested in point 19.3 of Annex I Tender specifications shall not be anonymous since these will be used to assess the tenderer's technical and professional capacity. In addition the tenderers shall when filling in Annex II also specify the levels and the names of the proposed experts.