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**Slovenia-Ljubljana: IT hosting services for the Agency for the Cooperation of Energy Regulators
2016/S 103-183472**

Contract notice

Services

Directive 2004/18/EC

Section I: Contracting authority

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

Agency for the Cooperation of Energy Regulators

Trg republike 3

For the attention of: Mateja Vavtar

SI-1000 Ljubljana

SLOVENIA

Telephone: +386 82053400

E-mail: ACER-OP-MMD-04-2016@acer.europa.eu

Fax: +386 82053413

Internet address(es):

General address of the contracting authority: <http://www.acer.europa.eu/>

Electronic access to information: http://www.acer.europa.eu/en/The_agency/Public_Procurement/Pages/Open-calls.aspx

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

General public services

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:

IT hosting services for the Agency for the Cooperation of Energy Regulators.

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

Services

Service category No 7: Computer and related services

Main site or location of works, place of delivery or of performance: Contractor's premises.

NUTS code SI0

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

The notice involves the establishment of a framework agreement

II.1.4) **Information on framework agreement**

Framework agreement with a single operator

Duration of the framework agreement

Duration in years: 4

Estimated total value of purchases for the entire duration of the framework agreement

Estimated value excluding VAT: 6 000 000 EUR

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

The provision of the IT hosting services for the Agency, including technical infrastructure hosting services (e.g. servers, security devices, system management, monitoring tools, etc.) needed for the Agency's software development products, Web applications, databases, IT products and services, etc., as well as the necessary support in full compliance with all security and privacy law requirements.

II.1.6) **Common procurement vocabulary (CPV)**

72250000

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 framework contract will be concluded for a period of 24 months and may be renewed twice, each time for a period of 12 months (maximum duration of 4 years).

Estimated value excluding VAT: 6 000 000 EUR

II.2.2) **Information about options**

Options: no

II.2.3) **Information about renewals**

This contract is subject to renewal: yes

Number of possible renewals: 2

In the case of renewable supplies or service contracts, estimated timeframe for subsequent contracts:
in months: 24 (from the award of the contract)

II.3) **Duration of the contract or time limit for completion**

Section III: Legal, economic, financial and technical information

III.1) **Conditions relating to the contract**

III.1.1) **Deposits and guarantees required:**

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

As described in the tender specifications and their annexes.

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

As described in the tender specifications and their annexes.

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: As described in the tender specifications and their annexes.

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

Information and formalities necessary for evaluating if the requirements are met: As described in the tender specifications and their annexes.

III.2.3) **Technical capacity**

Information and formalities necessary for evaluating if the requirements are met:
As described in the tender specifications and their annexes.

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

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

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

Execution of the service is reserved to a particular profession: no

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

Legal persons should indicate the names and professional qualifications of the staff responsible for the execution of the service: yes

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**

The most economically advantageous tender in terms of the criteria stated in the specifications, in the invitation to tender or to negotiate or in the descriptive document

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:**

ACER/OP/MMD/04/2016.

IV.3.2) **Previous publication(s) concerning the same contract**

no

IV.3.3) **Conditions for obtaining specifications and additional documents or descriptive document**

IV.3.4) **Time limit for receipt of tenders or requests to participate**

5.7.2016 - 16:00

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**

Any EU official language

IV.3.7) Minimum time frame during which the tenderer must maintain the tender

Duration in months: 6 (from the date stated for receipt of tender)

IV.3.8) Conditions for opening of tenders

Date: 12.7.2016 - 11:00

Place:

Agency for the Cooperation of Energy Regulators, Trg republike 3, XII floor, SI-1000 Ljubljana, SLOVENIA.

Persons authorised to be present at the opening of tenders: yes

Additional information about authorised persons and opening procedure: Tenderers wishing to attend the opening session must send an e-mail to ACER-OP-MMD-04-2016@acer.europa.eu at least 48 hours before the day of the opening, quoting the reference number of this tender.

A maximum of 1 representative per tenderer may attend the opening session and their participation will be restricted to an observer role.

This representative should give evidence of his legal capacity for attending the opening session (legal representative of the company or person having delegation of power).

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

— Complementary services, as stated in Annex I tender specifications, may be requested by the Agency, according to the conditions foreseen in Article 134(1)(e) of the Commission Delegated Regulation (EU) No 1268/2012 of 29.10.2012 on the rules of application of Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council on the financial rules applicable to the general budget of the Union, for a maximum value of 50 % of the framework contract's awarded amount.

— Procurement documents will be available for downloading from the website of the Agency within 3 calendar days of the publication of this contract notice. The website address to access the documents is: http://www.acer.europa.eu/en/The_agency/Public_Procurement/Pages/Open-calls.aspx

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

— An e-mail including the Agency's security policies will be provided by the Agency upon request. Such requests should be addressed via e-mail to the functional mailbox: ACER-OP-MMD-04-2016@acer.europa.eu (see Section I.1 'Name, addresses and contact point(s)'). These requests have to be accompanied by a non-disclosure declaration duly filled in and signed by the potential tenderer or its legal representative (see Annex I.I of the tender specifications).

VI.4) Procedures for appeal

VI.4.1) Body responsible for appeal procedures

VI.4.2) Lodging of appeals

Precise information on deadline(s) for lodging appeals: Within 2 months of the notification to the plaintiff, or, in absence thereof, of the day on which it came to knowledge. A complaint to the European Ombudsman does not have as an effect either to suspend this period or to open a new period for lodging appeals.

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

General Court of the European Union
rue du Fort Niedergrünwald
2925 Luxembourg
LUXEMBOURG
E-mail: generalcourt.registry@curia.europa.eu
Telephone: +352 4303-1
Internet address: <http://curia.europa.eu>
Fax: +352 4303-2100

VI.5) **Date of dispatch of this notice:**
19.5.2016