

VOLUNTARY EX ANTE TRANSPARENCY NOTICE

Supplies

Directive 2014/25/EU

SECTION I: CONTRACTING AUTHORITY/ENTITY

I.1) NAME AND ADDRESSES

Official name:

Schiphol Nederland B.V.

National ID:

34166584

Postal address:

Evert van de Beekstraat 202

Town:

Schiphol

NUTS code:

NL

Postal code:

1118CP

Country:

NL

Contact person:

Kim Prozee

Telephone:

+31 617039916

E-mail:

Kim.Prozee@schiphol.nl

Fax:

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Internet address(es)

Main address:

<http://www.schiphol.nl>

Address of the buyer profile:

<https://s2c.mercell.com/buyer/31189>

I.6) MAIN ACTIVITY

- Airport-related activities

SECTION II: OBJECT

II.1) SCOPE OF THE PROCUREMENT

II.1.1) Title

Publication notice - purchase of security scanner

Reference number: -

II.1.2) CPV code(s)

Main code:

35120000 - Bewakings- en beveiligingssystemen en -apparatuur

Supplementary code:

-

II.1.3) Type of contract

Supplies

II.1.4) Short description

Schiphol Nederland BV, hereafter SNBV, intends to start a negotiation procedure without prior publication for the purchase of “security scanners”.

II.1.6) Information about lots

This contract is divided into lots: no

II.1.7) Total value of the procurement (excluding VAT)

-

II.2) DESCRIPTION

II.2.1) Title

-

Lot No: -

II.2.2) Additional CPV code(s)

Main code:

35120000 - Bewakings- en beveiligingssystemen en -apparatuur

Supplementary code:

-

II.2.3) Place of performance

NUTS code:

NL NEDERLAND

Main site or place of performance:

-

II.2.4) Description of the procurement:

(nature and quantity of works, supplies or services or indication of needs and requirements)

Schiphol Nederland BV, hereafter SNBV, intends to start a negotiation procedure without prior publication for the purchase of “security scanners”.

II.2.5) Award criteria

-

II.2.11) Information about options

Options: no

II.2.13) Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds: no

II.2.14) Additional information:

-

SECTION IV: PROCEDURE

IV.1) DESCRIPTION

IV.1.1) Type of procedure

Negotiated procedure without prior call for competition

IV.1.3) Information about framework agreement

The procurement involves the establishment of a framework agreement: yes

IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: yes

IV.2) ADMINISTRATIVE INFORMATION

IV.2.1) Previous publication concerning this procedure

Notice number in the OJ S: -

SECTION V: AWARD OF CONTRACT / CONCESSION

Contract No: -

Lot No: -

Title: -

V.2) AWARD OF CONTRACT / CONCESSION

V.2.1) Date of conclusion of the contract/concession award decision:

18/10/2023

V.2.2) Information about tenders

The contract has been awarded to a group of economic operators: no

V.2.3) Name and address of the contractor/concessionaire

-

V.2.4) Information on value of the contract/lot/concession (excluding VAT)

-

V.2.5) Information about subcontracting

-

SECTION VI: COMPLEMENTARY INFORMATION

VI.3) ADDITIONAL INFORMATION

-

VI.4) PROCEDURES FOR REVIEW

VI.4.1) Review body

Official name:

Rechtbank Amsterdam

Postal address:

-

Town:

Amsterdam

Postal code:

-

Country:

NL

E-mail:

-

Telephone:

-

Internet address:

-

Fax:

-

VI.4.2) Body responsible for mediation procedures

Official name:

Rechtbank Amsterdam

Postal address:

-

Town:

Amsterdam

Postal code:

-

Country:

NL

E-mail:

-

Telephone:

-

Internet address:

-

20/10/2023

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Fax:

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VI.4.3) Review procedure

Precise information on deadline(s) for review procedures:

-

VI.4.4) Service from which information about the review procedure may be obtained

-

VI.5) DATE OF DISPATCH OF THIS NOTICE

18/10/2023

ANNEX D2 – UTILITIES: JUSTIFICATION FOR THE AWARD OF THE CONTRACT WITHOUT PRIOR PUBLICATION OF A CALL FOR COMPETITION IN THE OFFICIAL JOURNAL OF THE EUROPEAN UNION

Directive 2014/25/EU

D2.1) Justification for the choice of the negotiated procedure without prior publication of a call for competition in accordance with Article 50 of Directive 2014/25/EU

The works, supplies or services can be provided only by a particular economic operator for the following reason:

- absence of competition for technical reasons

D2.3) Explanation

Please explain in a clear and comprehensive manner why the award of the contract without prior publication in the Official Journal of the European Union is lawful, by stating the relevant facts and, as appropriate, the conclusions of law in accordance with the directive: Because (a part of) the security scanners at Schiphol Airport are end of life, they need to be replaced. SNBV deems it necessary to procure security scanners in order to be compliant with the latest regulations, to improve the security capacity and reduce the number of persons that need to be manually checked.

SNBV believes this procedure could be started on the basis of article 3. 36 lid 1, c, sub 2. SNBV is in need of a technology solution which complies with current (2.1) and future ECAC standards, to identify potential prohibited items and threats. This allows for improved threat detection and an improved passenger experience during the screening process.

After examining the market, SNBV has found that, apart from Rohde & Schwarz, there are no other potential suppliers capable of providing the necessary security screening equipment that meets the specified requirements outlined below:

- The equipment must currently be certified according to the latest ECAC 2.1 standards.
- The equipment must currently be approved by the NCTV through the “national list” of approved equipment for security screening.

- The equipment is installed on at least 1 airport with minimal 10 million PAX within the European Union, Great Britain or USA and Canada. And this airport has an installed base of at least 15 security scanners.
- The solution must prove that it meets SNBV's security performance requirements: The equipment must be able to perform with an operational Alarm Rate of 20% or lower, proven within Western Europe.
- The 20% or lower Alarm Rate must also be proven on a Schiphol departure filter.
- The solution must be able to scan passengers holding a single posture with arms down during the scanning process.
- The equipment must contain the latest generation technology. This in order to remain futureproof and provide a stable basis for coming updates.
- The equipment has been updated with the most recent software and algorithm and can be updated with future software and algorithms.

This procedure may be applied under certain conditions. For this route, the exception from article 3.36 lid 1, c, sub 2 applies: due to technical reasons, only one specific economic operator can perform the contract.