



Defence Materiel Organisation
Ministry of Defence

Selection Guide

Procurement Guidelines for the Selection Stage (including annexes) of the European public procurement by the Netherlands Ministry of Defence for the delivery and maintenance of 15 Antenna mast structures

Colophon

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Reader's guide

This European procurement will be conducted as a restrictive procurement as described in paragraph 2.19 of the Netherlands Public Procurement Law for Defence and Security (ADV), which law implements the European Union public procurement directive in the field of Defence and Security (Directive 2009/18/EC).

This document represents the selection guide for a procurement of 15 Antenna mast structure including maintenance for a period of 20 years. The purpose of this selection guide is to inform a candidate about the scope of the project to enable any candidate to decide whether or not to express interest to participate.

This selection guide will provide candidate insight about the suitability requirements and possible selection criteria that will be applicable to the candidate as entrepreneur to be selected for the award phase of this procurement. Besides this, it will be indicated what documents are to be provided.

The aim of this European procurement procedure is the selection of a future supplier that will carry out the project in accordance with the agreement. This European procurement procedure is divided into 2 (two) stages; the selection stage and the award stage.

Detailed information about the award stage will only be provided to candidates that have been selected in the selection stage.

Chapter 1: provides general information.

Chapter 2: provides information about the scope of contract.

Chapter 3: provides general conditions relevant to this procurement including requirements applicable to candidate application.

Chapter 4: provides the suitability requirements and possible selection criteria that will be applicable to candidate as entrepreneur to be selected for the award phase of this procurement including the indication what specific documents are to be provided.

ABBREVIATIONS

ADV	Dutch Public Procurement Law for Defence and Security
CBRN	Chemical Biological Radiological nuclear
DMO	Defence Materiel Organisation
ISO	International Organization for Standardization
LCC	Life Cycle Costs
MEAT	Most Economically Advantageous Tender

1 Introduction

The Ministry of Defense of the Netherlands intends to conclude a contract for 15 Antenna Mast Structures and a contract for maintenance of these 15 Antenna mast structures for a period of 20 years.

This European procurement will be conducted as a restrictive procurement as described in paragraph 2.19 of the Netherlands Public Procurement Law for Defence and Security (ADV), which law implements the European Union public procurement directive in the field of Defence and Security (Directive 2009/18/EC).

1.1 Contracting Authority

The Contracting Authority is the Defence Materiel Organisation (DMO) of the Netherlands Ministry of Defence. The DMO is responsible for the procurement of defence materiel for the four (4) Operational Commands (Royal Netherlands Army, Royal Netherlands Air Force, Royal Netherlands Navy and Royal Netherlands Military Police). The DMO was established in December 2004 as a separate directorate of the Ministry of Defence. The DMO consists of civilians and military personnel from the navy, army, air force and military police. This consolidation of logistics and materiel expertise results in the procurement and major maintenance preparation of modern, safe and qualitatively good materiel. The disposal of materiel also falls under the responsibility of DMO. As such, the military personnel can concentrate fully on performing their assigned tasks. More information about the Ministry of Defence and the DMO is available on the website www.defensie.nl.

1.2 Tender procedure

This restrictive procedure is divided in two phases: the selection phase and the award phase. In the selection phase the DMO will first select the candidates. This selection will be based upon the criteria stated in this document. Only candidates meeting the criteria for qualitative selection and selection criteria, will receive the request for quotation in the award phase.

In the award stage, the contract will be awarded upon 'the most economically advantageous tender'. The award criteria for this tender are e.g. price, LCC, delivery schedule.

1.3 Contact and Information

Should a candidate have any questions regarding the tender documents or discover any imperfections, procedural errors and/or contradictions, candidates are requested to express this (by mail or email) as soon as possible but not later than **14 November 2016**. This period is required to give the DMO the opportunity to answer the questions, to investigate the remarks and to give the candidates a reasonable period of time to incorporate any adjustments.

For the purpose of a clear and efficient Q&A it is required that all questions are stated in a format with the information as given below.

Document	Page	Number	Question/ Remark
Selection guide	What is...
Annex

If, at a later stage, it would appear that imperfections, procedural errors and/or contradictions are in the tender documents, including annexes, and these errors have not been reported by the candidates, this will be interpreted in favor of the DMO. Manifest errors or omissions are not binding on the DMO.

All questions will be made anonymous and the questions and answers will be provided to all candidates in a Memorandum of Information which will be made available as soon as possible but not later than 22 November 2016.

The point of contact for this European procurement on behalf of the Contracting Authority is: Mrs. P.H.M. Bremer, email address: phm.bremer.01@mindef.nl. Contact with employees of the Netherlands Ministry of Defence other than the abovementioned point of contact in connection with this European procurement is not allowed.

Violation of this condition may lead to exclusion of the candidate in question.

1.4 Complaint procedure

Should you have a complaint about the European procurement, you can submit it through the complaint registration point, email address: aanbestedingsklachten@mindef.nl. You must clearly state which aspect of the European procurement your complaint concerns and provide supporting argumentation. The complaint will be considered as soon as possible by an independent expert on tender procedures within the Ministry of Defence. You will receive his findings to your complaint through the point of contact as mentioned in paragraph 1.3 of this Selection Guide. Before submitting a complaint, you are requested to make use of the time available for submitting requests for Information. Complaints will be dealt with as soon as possible by an independent expert on tender procedures within the Ministry of Defence. His findings to candidates complaint will be forwarded by the point of contact of this tender. Before filing a complaint please make sure that first of all questions are asked within the time frame mentioned in paragraph 1.5.

1.5 Planning

The planning of this procurement procedure is scheduled as follows:

Selection phase

closing date request for information and clarification	14 November 2016
answers to requests for information and clarification	21 November 2016
closing date / deadline for submission of requests to participate	28 November 2016
opening & assessment of the requests to participate	01 December 2016
announcement of decision of selected candidates	14 december 2016

Award phase (planning)

dispatch of request for quotation to all selected candidates	10 January 2017
closing date request for information and clarification	10 February 2017
answers to requests for information and clarification	20 February 2017
closing date / deadline receipt of tenders	02 March 2017
Opening of tenders & assessment based on award criteria	06 March 2017
Provisional contract award & rejection of tenderers	14 April 2017
Final award	05 May 2017

2. Scope of the contract

2.1 Scope of the contract

In this chapter a general description is given of the scope of the contract which is subject to this tender. The detailed description of the scope of the contract shall be provided to the selected candidates in the award phase of this "restrictive" procedure, by means of a request for quotation.

The purpose of the project is to conclude the Agreement with the Tenderer whose tender for the combined delivery and Maintenance, which is subject of the project, is assessed as the Most Economically Advantageous Tender (MEAT).

The objective of this tender is to procure 15 Antenna Mast Structures including maintenance for the period of 20 years.

Delivery of transportable antenna mast structure consisting of;

- Antenna mast
- 20ft ISO frame

The minimum requirements of the Antenna mast structure are:

- Vertical top load. The top load shall contain Government furnished equipment being: four (4) antenna's including four (4) Out Door Units (ODU), four (4) rotators, one (1) top light, one (1) wind speedometer, one (1) VHF antenna and all related cables. The maximum total weight is 360 kg +/- 5%.
- In fully elevated position, the height of the lowest antenna shall be at a minimum of 19 metres.
- The antenna mast structure shall be constructed based on a 20ft ISO frame.
- The antenna mast structure must be transportable on any vehicle or trailer equipped with 20ft ISO twist locks.
- In transportation configuration the antenna mast structure including all equipment shall be positioned within 20ft ISO container dimensions.
- The antenna mast structure shall be equipped with a (semi-) automated levelling system.
- The levelling equipment, including control equipment, will be installed on the 20ft ISO frame. The antenna mast can be elevated and lowered (semi-) automatically as well as manually.
- The antenna mast structure can be operated in a stand-alone configuration, as well as mounted on a truck or trailer.
- The antenna mast structure shall be levelled and elevated using a (semi-) automatic levelling and elevating system. The levelling equipment, including control equipment, will be installed on the 20ft ISO frame. The antenna mast can be elevated and lowered (semi-) automatically as well as manually.
- The antenna mast structure can be operated in a stand-alone configuration, as well as mounted on a truck or trailer.
- Both stand alone and mounted on a truck or trailer the stability of the mast ensures torsion of the antennas of less than 1,5 degrees;

- Both stand alone and mounted on a truck or trailer the stability of the mast ensures a deflection of all antennas of less than +/- 3 degrees;
- all levelling, elevation, lowering activities as well as organic and intermediate maintenance activities will be performed by military personnel wearing full CBRN protective gear.

The integration of all the above mentioned Government furnished equipment onto the antenna mast structure is part of the delivery and will be available after contract award.

The MoD owns sixteen (16) AUTOKO90 masts. If supplier will use this equipment in the antenna mast structure, tenderer may request the AUTOKO 90 masts to be provided as GFE after contract award. The government furnished masts will be transferred in "as is" condition. Any integration effort will be the full responsibility of the supplier. MoD does not take any technical or functional responsibility of these masts. Any (overdue) maintenance, modification and/or reinforcements on the AUTOKO 90 masts shall be performed by the supplier.

The maintenance including services to be executed for at least a period of 20-years after delivery including the following activities:

- Preventive maintenance and safety inspections;
- Corrective maintenance;
- Damage repair;
- Modifications;
- Spare parts, components and special tools;
- Other services on demand and training;
- Registration, analysis & reporting;
- Configuration management.

2.2 Division into lots

This tender is not subdivided into several lots.

Subdividing into lots means that more risk will be added to reach a successful conclusion of the entire project and more coordination effort for the DMO.

In addition to the above, it should be noted that competition will not be unnecessarily limited by not subdividing this tender into lots, seen the scope of the contract, the market structure and the coherence between delivery and maintenance.

For this reason the DMO has decided that awarding the contract to a single supplier is the most economic and from an organizational point of view the most efficient way.

This does not exclude the possibility to participate as a consortium of companies or through subcontracting as referred to in paragraph 3.2.

3. General conditions

In this chapter the general conditions for participation in this tender procedure are stated.

The criteria for the selection of the candidates shall be given in chapter 4.

3.1 Closing date

The closing date for submission of the request to participate is **28 November** 14:00 hours (CET).

Delayed registrations will not be accepted and will be returned to sender unopened.

3.1.1 Postal delivery

Candidates must submit their Candidature, along with the documents listed in this paragraph, in the reply envelope (white envelope with the orange bar – Annex) bearing the reference number (see title page) no later than 28 November 2016 14:00 hour (CET), either by post or physical delivery to the Contracting Authority. If necessary, the white envelope with the orange bar may be attached to another, larger package.

All applicable documents must be provided in one hardcopy as well as one softcopy on USB (MS Word, Excel or the Portable Document Format (PDF)).

Postal delivery

If Candidates submit the Candidature by post, it must be addressed as shown below:

Ministry of Defence
Frederikkazerne
Mailroom Building 35, Room B 0.84
For the attention of:
Offerte openingscommissie DMO
Van Alkemadelaan 786
2597 BC The Hague
The Netherlands

In the case of personal delivery, upon arrival the Candidate or courier must fill in a confirmation of receipt, sign it and have it signed by the Contracting Authority.

The Candidate is responsible for verifying the correct and timely receipt of the Candidature by the Contracting Authority. The risk of delay in the delivery of the documents lies entirely with the Candidate. The envelopes containing Candidatures, with the necessary documents, which have not been received by the Contracting Authority by the date set forth in this paragraph will not be accepted in connection with the present European procurement and the Contracting Authority will exclude them from further consideration.

3.2 Consortium of candidates

A candidate can submit a request to participate independently or together with other suppliers as a so-called consortium. If a candidate is a consortium, each member of that consortium must declare itself jointly and severally liable for fulfilling the obligations arising from this European procurement and, if applicable, for complete and correct execution of the contract. They must also state which member leads the consortium and will be the authorised representative for contact with the Contracting Authority. Every consortium member, along with the other member(s), shall have the declaration as provided in Annex 2 'Declaration of Consortium' signed by its legally authorised representative.

Please note that it is not permitted to change the members of the consortium during the European procurement.

3.3 Language

All tender documents are only available in the English language. Any translation of this selection guide document is at sole risk for the candidate. Requests to participate may only be submitted in the English language.

3.4 Termination of tender procedure

The DMO has the intention to finalize the whole tender procedure in a successful way, which is the case when this tender procedure leads to the procurement of the Antenna mast structure. However, circumstances (e.g. political, financial) may force the DMO to bring the tender procedure to a premature complete or partial termination or a (temporary or final) standstill. In such circumstances candidates are not entitled to any compensation for costs related to the issuing of selection documents and/or proposals. The candidates and/or tenderers will receive written notice from the Contracting Authority in the event of discontinuation of this procurement, or its suspension or of the decision not to award the contract

Candidates and/or tenderers will receive written notice from the Contracting Authority in the event of discontinuation of this procurement, of its suspension or of the decision not to award the contract. In that case, candidates and/or tenderers are not entitled to any compensation.

3.5 Confidentiality

By participating in this European tender, candidates are obliged to maintain confidentiality of and not to disclose to third parties the information they receive from DMO (if not already available in the public domain), provide to DMO (if not already available in the public domain) or produce in connection with this European tender. Candidates are, however, permitted to supply such information to members of the consortium, employees or sub-contractors who are involved in this European tender, subject to this confidentiality obligation. This obligation does not apply if expressly stated otherwise in the tender documents or other communications from the DMO.

3.6 Applicable law

This tender procedure is governed by Dutch law. All disputes in connection with this tender procedure or related agreement(s) are subject to the exclusive jurisdiction of the competent court in The Hague.

3.7 Intellectual property

The intellectual property of the tender documents is vested in the DMO. Unless otherwise provided by Dutch law, no part of these tender documents may be copied or reproduced for purposes other than this European tender without the written consent of the DMO.

3.8 Grounds for exclusion

Requests to participate which do not meet the following criteria shall be excluded from the further tender procedure:

- the request to participate is not delivered before the tender deadline stated in par. 3.1;
- the requested information is not complete, under reservation or inaccurate;
- the request to participate is not signed by a legal representative;
- the request to participate does not contain the required forms as explicitly stated in this selection guide.

3.9 Registration and assessment of requests to participate

The Contracting Authority will register all received requests to participate on the same day and draft an official record of registration. Place of registration will be the Frederik barracks, located at Van Alkemadelaan 786 in The Hague. Presence of candidates will not be permissible. All received requests to participate will be registered and labelled with a unique reference.

All information provided by the candidate must be filled in truthfully and act upon by the candidate throughout the term of this European tender. The Contracting Authority reserves the right to verify the accuracy of all requested data and, if necessary, to obtain further information.

3.10 Industrial Participation

On this procurement Industrial Participation (IP) requirements will be applicable. Only those candidates selected during this tender procedure, will be contacted by the Commissariat for Military Production of the Ministry of Economic Affairs with further information about the IP procedure and terms and conditions .

4 Procedure and (Selection) criteria

This chapter reflects the grounds for exclusion, suitability requirements and possible selection criteria that will be applicable to any candidate in order to be qualified for the award phase. With any requirement it will be indicated what documents are required to be provided with candidate request to participate.

If one or more of the exclusion criteria apply to a Candidate, the Candidature may be excluded from further assessment.

4.1 Mandatory exclusion grounds

The Contracting Authority will verify if the Candidate has fully completed and duly signed the 'Declaration on criteria for qualitative selection' (Annex A). If applicable, the 'Declaration on criteria for qualitative selection' (Annex A) completed by the individual members of the Consortium that has registered as a Candidate are verified.

In addition to the compulsory grounds for exclusion (part A) and the grounds for discretionary exclusion (part B), the suitability requirements listed in part C of the 'Declaration on criteria for quantitative selection' (Annex A) are applicable.

In case the candidate consists of a consortium of companies (eg. joint venture or any other form of cooperation, not meaning a supplier – sub-supplier relation), each participant of that consortium shall legally sign the Annex 1 "Self Declaration" or otherwise provide the evidence in question after written request of the DMO.

4.2 Requirements for suitability

The Candidate must meet the technical and professional competence to perform the Agreement. The Candidate must demonstrate this by submitting the substantiating documents described in this paragraph. If a Candidate does not meet one or more of these eligibility requirements, the Candidature is invalid and is excluded from further assessment.

4.2.1 Technical and professional ability

4.2.1.1. Enrolment on a professional or trade register

The Candidate must declare in part C of the 'Declaration on criteria for qualitative selection' (Annex A), that it is enrolled on the professional or trade register in the country in which it is established.

4.2.1.2.

The Candidate must demonstrate knowledge and experience in developing and producing of minimal 10 antenna mast systems.

The Candidate must demonstrate knowledge and experience in yearly maintaining (preventive and corrective) and safety inspections of 10 antenna mast systems.

4.2.2 References

For this purpose the Candidate must submit two (2) reference project, using Annex C 'Model Reference Projects'

- Reference project 1: one (1) development and production reference for transportable antenna masts with a minimum height of 19 meters;
- Reference project 2: one (1) maintenance reference for (at least) preventive and corrective maintenance and safety inspections on transportable antenna masts.

The information submitted in Annex C 'Model Reference Projects' must include sufficiently detailed explanations of the respective reference projects to give the Contracting Authority a clear impression of the reference projects and to enable the Contracting Authority to assess the reference projects. To this end, if possible, use should be made of 'hard, verifiable data' (e.g. euro amounts, number of containers delivered).

Compliance to the (core) competences as mentioned in a. and b. above shall be shown by providing references. The candidate shall provide references from contracts performed in the past for each required competence. One single reference from contracts performed in the past may be used to cover several competences as mentioned above.

Conditions to provision of references from contracts performed in the past:

- a. In case a not (entirely) finalized contract is used, it is only allowed to state the actual achieved results of the current contract and it is not sufficient to state only the prognosis of the expected result.
- b. A public or private reference may only be used one single time.
- c. The reference from contracts performed in the past may not be older than five years calculated from the closing date of this selection guide.

References from contracts performed in the past that do not meet the above mentioned (core) competences and requirements are void and will not be taken into consideration for evaluation purposes.

DMO reserves the right to contact the provided references to verify the accuracy of the provided references, without any obligation to notify the relevant candidate in advance. The information submitted in Annex B "Model reference contract" must include sufficiently detailed explanations of the reference contracts performed in the past to provide the DMO a clear understanding of the reference contracts performed in the past and to enable the DMO to assess the reference contracts performed in the past. The candidate must provide the reference contract(s) by the provision (per reference) of the information in conformity with Annex C "Model reference contract". The DMO must be enabled to assess the reference projects. In case the DMO will not be permitted to contact to the refendary, the provided reference is void and will not be taken into consideration for evaluation purposes.

In case the candidate wishes to use the professional ability of a third party (mother / holding company he is part of or another natural person or legal body), in order to prove compliancy of the requirements regarding reference contracts performed in the past, the candidate shall clearly state this in the "Self Declaration". In case of subcontracting the candidate shall provide a statement of disposition signed by the subcontractor that clearly confirms that the candidate has the actual disposition of the effort/commitment of the subcontractor. This relationship may be not changed in the award phase.

If the candidate has indicated (Annex A 'Self Declaration') that the request to participate is submitted by a consortium, each member of the consortium must indicate annex A 'Self – Declaration' the requirement which it complies to. If candidate is a consortium, the members of the consortium must collectively fulfil the requirements of the reference contracts performed in the past, on the understanding that it must be demonstrated that the member concerned actually performed the relevant expertise.

4.3. Quality Assurance

The candidates shall have a quality management system meeting the requirements of ISO 9001:2015 latest revision, or have a quality management system based on an equivalent international quality management requirement. The scope of this quality management system shall cover the contractual scope set out in this selection guide.

In case the candidate consists of a consortium of companies (eg. joint venture or any other form of cooperation, not meaning a supplier – subsupplier relation), all participants of that consortium shall legally sign the Annex A "Self Declaration" and provide actual proof of compliancy to the above stipulated quality management system requirements by providing a valid copy of its quality management system certificate(s) or in case of an equivalent quality management system provide evidence drawn up by an independent accredited body attesting the compliance of an equivalent quality management system.

The DMO also recognizes demonstrably equivalent certificates of other independent accredited body having its seat in other European Union member states.

As actual proof of compliancy to the above stipulated requirements, the candidate shall provide a valid copy of its quality management system certificate(s) or in case of an equivalent quality management system, provide evidence drawn up by an independent accredited body attesting the compliance of an equivalent quality management system.

In case the candidate wishes to use the professional ability of a third party (mother / holding company he is part of or another natural person or legal body), in order to prove compliancy of the requirements regarding quality assurance & airworthiness, the candidate shall clearly state this in the

The DMO reserves the right to verify during the award phase if the quality management system of the selected candidates is sufficiently implemented and meets the requirements of ISO 9001:2015 or the equivalents. Such verification is conducted by the DMO/Government Quality Assurance Division. The

verification focusses on how the quality management system is documented and implemented in the company and a so-called suppliers risk is determined which may serve as a basis for the award process.

4.4 Exclusion of candidate application

Disregarding one or more of hereinbefore grounds for exclusion and requirements for suitability or if the required evidence is not, or not timely or incompletely provided, will lead to exclusion of the candidate.

4.5 Selection criteria

For this procurement procedure no further selection criteria have been drawn up. All candidates may submit a request to participate but only those that are not excluded according to par. 3.8 and that who meet the selection criteria described in par. 4.1, 4.2 and 4.3 of this chapter shall receive a request for quotation.

4.6 Selection notice and stand still period

The DMO will notify all candidates simultaneously of the selection decision including its justification. This notification will be in writing and be sent in any case by electronic means.

Candidates can take legal action against the DMO's selection decision. If a candidate wishes to do so, he should start summary / interlocutory proceedings before the Court in The Hague, the Netherlands, within a period of 20 calendar days after dispatch of the notification of the selection decision. This legal action has to be evidenced by submission of a copy of the summons to the DMO within the period mentioned. In such case the DMO shall not proceed with the contract award stage until the Court has decided. If no such proceedings have been initiated before expiration of the above mentioned period, candidates lose their right to dispute the DMO's selection decision.

Should the DMO find any mistake or omission in the procurement procedure, or come to the conclusion that a complaining candidate is right without being compelled to wait for a court decision, if any, the DMO is entitled to reconsider its selection decision of its own accord. In this case the selected candidates cannot claim any indemnification.

Checklist

All requests to participate should be submitted in the following order. The responsibility of completeness of the documents remains with the candidate.

please refer to:

TAB 1	Consortium Statement (if applicable) (Annex B)	Par. 3.2
TAB 2	Self declaration	Annex A
TAB 3	Mandatory exclusion grounds	Par. 4.1
TAB 4	References (Annex C)	Par. 4.2.2
TAB 5	Quality Assurance	Par. 4.3
TAB 6	Other information	

In the event of a consortium of companies, it is required that, where applicable, each member provides the required information/statement.

ANNEX A Declaration on criteria for qualitative selection

THIS DECLARATION ON CRITERIA FOR QUALITATIVE SELECTION MUST BE SIGNED AND SUBMITTED BY CANDIDATES REQUESTING TO PARTICIPATE IN 133.15.7307.00 DELIVERY OF 15 ANTENNA MAST STRUCTURES INCLUDING MAINTENANCE FOR A PERIOD OF 20 YEARS.

IF APPLICABLE, EVERY MEMBER OF A CONSORTIUM HAS TO COMPLETE, SIGN AND SUBMIT THIS DECLARATION AS WELL.

Company name of Candidate¹:

Registered address:

.....

.....

Country:

Correspondence address:

.....

.....

Country:

Name of Candidates' contact person:

.....

Telephone number and email address
of Candidate's contact person (Tel)

(Email)

Enrolment on a professional or
trade register:

(If applicable) other members of the
Consortium

.....

.....

(If applicable) name of the penholder
of the Consortium

¹ In case of a Consortium, also state the name of the Consortium

PART A: COMPULSORY GROUNDS FOR EXCLUSION

IMPORTANT NOTICE: The Contracting Authority may be required by Article 2.76 of the ADV to exclude a Candidate from participating in this European procurement. In the event any of the following questions is answered with “Yes”, please set out (in a separate annex) full details of the relevant conviction and any remedial action(s) taken subsequently. The information provided will be taken into account by the Contracting Authority in considering whether or not to apply the derogation at Article 2.78 of the ADV.

Please state ‘Yes’ or ‘No’ to each question.

Has Candidate, or any of Candidate’s directors, been convicted of any of the following offences on the understanding that it concerns convictions by a court which have become irrevocable in the past four years	Answer
(a) participation in a criminal organisation	
(b) corruption	
(c) fraud	
(d) terrorist offences or offences linked to terrorist activities	
(e) money laundering or terrorist financing	

PART B: GROUNDS FOR DISCRETIONARY EXCLUSION

IMPORTANT NOTICE: The Contracting Authority is entitled by Article 2.77 of the ADV to exclude a Candidate from participating in this European procurement if any of the following apply. In the event that any of the following do apply, please set out (in a separate annex) full details of the relevant incident and any remedial action(s) taken subsequently. The information provided will be taken into account by the Contracting Authority in considering whether or not to apply the derogation at Article 2.78 of the ADV.

Please state ‘Yes’ or ‘No’ to each question.

Is Candidate, including any of Candidate’s directors as far as sub (b) is concerned:	Answer
(a) bankrupt or being wound up, suspending its business activities, or is Candidate’s affairs being administered by a court; has Candidate entered into an arrangement with creditors, or is he in any analogous situation arising from a similar procedure under national laws and regulations?	

(b) convicted by a judgement which has the force of res judicata in accordance with the legal provisions of the country of any offence concerning professional conduct, such as, for example, infringement of existing legislation on the export of defence and / or security equipment in the past four years?	
(c) guilty of serious misrepresentation in providing information to a public buying agency, or has Candidate not supplied such information?	

Has Candidate, including any of Candidate’s directors as far as sub (c) is concerned:	Answer
(d) failed to fulfil obligations relating to the payment of taxes and / or social security contributions in accordance with the legal provisions of the Netherlands or of the country in which Candidate’s organisation is established ?	
(e) been found not to possess the reliability necessary to exclude risks to the security of a European Union Member State, on the basis of any means of evidence including protected data sources ?	

PART C: SUITABILITY REQUIREMENTS

The undersigned hereby declares that:

- The Candidate meets the requirements as stated in paragraph .. of the Selection Guide / Procurement Guide on technical and professional competence.
- The Candidate is enrolled on a professional or trade register or establishment as stated in paragraph ... of the Selection Guide / Procurement Guide in order to pursue its professional activity.
- The Candidate meets the requirements as stated in paragraph ... of the Selection Guide / Procurement Guide on quality management systems standards.
-

Within 10 working days upon the Contracting Authority’s first written request, the Candidate will submit the necessary official items of evidence (issued by the competent authorities) to substantiate any of the above cases mentioned under Part A, B and/or C.

THIS DECLARATION MUST BE SIGNED BY A DULY AUTHORISED OFFICER OF THE CANDIDATE’S ORGANISATION.

I certify that the information provided above is accurate and complete to the best of my knowledge and belief.

I understand that the provision of inaccurate or misleading information in this declaration may lead to my organisation being excluded from participation.

Signature	Date
Name	Tel
Position	Email

ANNEX B DECLARATION OF CONSORTIUM

Declaration in support of tender 'Antenna mast structures'

The undersigned hereby declare to be jointly and severally liable for fulfilling the obligations arising from this European procurement and, if applicable, for full and proper performance of the Agreement.

The undersigned also declare that company (Consortium party 1) leads the consortium (i.e. as coordinator) and will be the authorised representative for contact with the Contracting Authority.

Legally valid signature (coordinator / Consortium party 1)	
Name	
Company name	
Position	
Place and date	
Signature	

Legally valid signature (Consortium party 2)	
Name	
Company name	
Position	
Place and date	
Signature	

Legally valid signature (Consortium party 3, etc.)	
Name	
Company name	
Position	
Place and date	
Signature	

ANNEX C MODEL REFERENCE CONTRACTS

Information of principal		
1.	Name of principal	
	Address	
	Postal code and place	
	Country	
2.	Point of contact of principal	
	Position	
	Phone number	
3.	Type of organisation (public/private)	
	Size (staff / financial)	
4.	Signature of principal:	
Contract details		
5.	Description and reference number of the contract	
6.	Contract value	
7.	Term of validity of contract	
8.	Achieved results (realized delivery times etc.)	
Competence		
9.	Declare which of the required core competences, candidate wants to demonstrate with this reference:	

ANNEX D Envelope with orange bar (response envelope)

INSCHRIJVING	Frankeren als brief
Nr. <u>133.15.7307.00</u>	
Sluiting <u>28 November 2016</u> te 14.00 uur	
MINISTERIE VAN DEFENSIE Defensie Materieel Organisatie Afd. Verwervingsondersteuning	
Postbus 90822 2509 LV DEN HAAG NEDERLAND	
Lf 17368/100619	