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**Germany-Frankfurt-on-Main: ECB - PRO-000436 — Provision of supply
and maintenance of server hardware and operating system software
2015/S 075-131087**

Contract notice

Supplies

Directive 2004/18/EC

Section I: Contracting authority

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

European Central Bank
Sonnemannstraße 22
Contact point(s): Central Procurement Office
For the attention of: Kim Riisgaard
60314 Frankfurt-on-Main
GERMANY
E-mail: procurement@ecb.europa.eu
Fax: +49 6913447110

Internet address(es):

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

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

Economic and financial affairs

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:

PRO-000436 — Provision of supply and maintenance of server hardware and operating system software.

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

Supplies

Purchase

Main site or location of works, place of delivery or of performance: Frankfurt-on-Main.

NUTS code DE712

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 months: 30

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

The European Central Bank ('ECB') is seeking through this procurement a supplier(s) for the provision of:

1) server hardware supply and maintenance:

a. supply of server hardware computer systems and associated equipment. For example (but not limited to): Oracle SPARC processor-based, and Hewlett Packard, Oracle and Cisco x86 processor-based equipment — including converged systems and infrastructure, server appliances and components for computer reference architectures;

b. hardware maintenance support services for the ECB's existing and future server hardware computer systems and associated equipment. For example (but not limited to): Oracle SPARC processor-based, and Hewlett Packard, Oracle and Cisco x86 processor-based equipment — including converged systems and infrastructure, server appliances and components for computer reference architectures;

2) server operating system software supply and maintenance:

a. supply of server software in particular server operating systems. For example (but not limited to): Oracle Solaris (on SPARC and x86), Linux SuSE and Linux Red Hat Enterprise Server and associated software solutions (e.g. virtualisation, systems management, high-performance computing, enterprise computing (including high availability and cluster solutions), etc.) as well as all the relevant reference documentation;

b. maintenance support services for the ECB's existing and future server software in particular server operating systems. For example (but not limited to): Oracle Solaris (on SPARC and x86), Linux SuSE and Linux Red Hat Enterprise Server and associated software solutions (e.g. virtualisation, systems management, high-performance computing) over the operational lifetime of the contract;

3) services throughout the lifecycle of server computer system solutions within the scope of this contract (e.g. engineering, installation, migration, tuning, operations, removal, and disposal).

The framework agreement will be in place for initially 30 months with the possibility of extensions up to in total 18 additional months.

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

30000000, 30200000, 50300000, 48800000, 48820000

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 European Central Bank ('ECB') is seeking through this negotiated procedure for a supplier for the provision of goods and services in the field of: supply, installation, maintenance and disposal of server hardware, computer systems, server operating system software and associated equipment.

1) Server hardware supply and maintenance:

a. supply of server hardware computer systems and associated equipment. For example (but not limited to): Oracle SPARC processor-based, and Hewlett Packard, Oracle and Cisco x86 processor-based equipment —

including converged systems and infrastructure, server appliances and components for computer reference architectures;

b. hardware maintenance support services for the ECB's existing and future server hardware computer systems and associated equipment. For example (but not limited to): Oracle SPARC processor-based, and Hewlett Packard, Oracle and Cisco x86 processor-based equipment — including converged systems and infrastructure, server appliances and components for computer reference architectures.

2) Server operating system software supply and maintenance:

a. supply of server software in particular server operating systems. For example (but not limited to): Oracle Solaris (on SPARC and x86), Linux SuSE and Linux Red Hat Enterprise Server and associated software solutions (e.g. virtualisation, systems management, high-performance computing, enterprise computing (including high availability and cluster solutions), etc.) as well as all the relevant reference documentation;

b. maintenance support services for the ECB's existing and future server software in particular server operating systems. For example (but not limited to): Oracle Solaris (on SPARC and x86), Linux SuSE and Linux Red Hat Enterprise Server and associated software solutions (e.g. virtualisation, systems management, high-performance computing) over the operational lifetime of the contract.

3) Services throughout the lifecycle of server computer system solutions within the scope of this contract (e.g. engineering, installation, migration, tuning, operations, removal, and disposal).

II.2.2) Information about options

Options: yes

Description of these options: Extension of the framework agreement after the initial 30 months with between 1 and 18 months.

II.2.3) Information about renewals

This contract is subject to renewal: yes

Number of possible renewals: Range: between 1 and 3

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

Starting 1.1.2016. Completion 30.6.2018

Section III: Legal, economic, financial and technical information

III.1) Conditions relating to the contract

III.1.1) Deposits and guarantees required:

No deposit is required, but where applicable, the successful tenderer (or in the case of a successful consortium bid, each member of the consortium) may be required to provide a parent-company guarantee.

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

Method of payment will be in accordance with the terms and conditions of the framework agreement which will be submitted to the shortlisted candidates.

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

The establishment of a temporary grouping of companies is allowed. In the application, all the members of the temporary grouping must declare in writing that: (i) in case of an order they will provide all services as a temporary grouping and (ii) all the members will have joint and several liability for the performance of the contract; (iii) a single legal entity shall represent the whole grouping. The parts of the supplies and/or services that will be performed by the individual companies shall be specified.

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: Candidates must provide the information and documents specified in the application form. The requested documents must be returned in paper copy format and in digital form in accordance with the instructions provided in the application form below by the date indicated in IV.3.4 below. The ECB may exclude candidates from participation at any time if they:

- (a) are bankrupt or being wound up, are having their affairs administered by the courts, have entered into an arrangement with creditors, have suspended business activities, are the subject of proceedings concerning those matters, or are in any analogous situation arising from a similar procedure provided for in national legislation or regulations;
- (b) have been convicted of an offence concerning their professional conduct by a judgment which has the force of 'res judicata';
- (c) have been guilty of grave professional misconduct;
- (d) have not fulfilled obligations relating to the payment of social security contributions or the payment of taxes in accordance with the legal provisions of the country in which they are established or with those of the country of the contracting authority or those of the country where the contract is to be performed;
- (e) have been declared by a court or an arbitration tribunal to be in serious breach of contract for failure to comply with their contractual obligations following another tender procedure;
- (f) their management, staff or agents are subject to a conflict of interest;
- (g) are guilty of serious misrepresentation in supplying the information required by the ECB;
- (h) contact other candidates or tenderers with the purpose of restraining competition.

III.2.2) Economic and financial ability

Information and formalities necessary for evaluating if the requirements are met: Candidates must provide the information and documents specified in the application form and in particular:

- a statement of the candidate's total turnover in the last 3 financial years,
- a statement of the candidate's turnover in the area covered by this tender for the last 3 financial years.

Minimum level(s) of standards possibly required: — An annual net turnover in the services tendered by the ECB in the last 3 financial years of at least 80 000 000 EUR. In the case of a temporary grouping, one of the members shall have achieved on its own 60 % of the above amount.

III.2.3) Technical capacity

Information and formalities necessary for evaluating if the requirements are met: Candidates must provide the information and documents specified in the application form and in particular:

- a. quality assurance accreditations on the services provided by the candidate;
- b. the quantity and qualifications of the candidate's resources responsible for the delivery of services similar to those covered by this tender over the last 3 years and information about company policies on staff development;
- c. documented experience in the supply of products and services in the field of the technologies currently in use at the ECB, and in addition in other similar technologies.

Minimum level(s) of standards possibly required:

- At least 5 similar contracts performed during the last 3 financial years, which are comparable in terms of scope, size and complexity with the contract tendered by the ECB.
- At least 25 employees involved in the delivery of technical services in the field of server hardware and software support and operations and in possession of vendor certifications relevant for the technologies that cover the scope of this tender (e.g. Oracle Certified Professional, HP Server Solutions, etc.).

III.2.4) Information about reserved contracts

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

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

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

Section IV: Procedure

IV.1) **Type of procedure**

IV.1.1) **Type of procedure**

Negotiated

Some candidates have already been selected (if appropriate under certain types of negotiated procedures)
no

IV.1.2) **Limitations on the number of operators who will be invited to tender or to participate**

Envisaged minimum number 3

IV.1.3) **Reduction of the number of operators during the negotiation or dialogue**

Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated yes

IV.2) **Award criteria**

IV.2.1) **Award criteria**

The most economically advantageous tender in terms of the criteria stated below

1. Price. Weighting 60

2. Quality. Weighting 35

3. Compliance with contract. Weighting 5

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:**

PRO-000436.

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

no

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

Time limit for receipt of requests for documents or for accessing documents: 5.6.2015 - 17:00

Payable documents: no

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

5.6.2015 - 17:00

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**

English.

Other: Candidates shall submit all documents and information in English. Legal, financial, ISO and other certificates that have not been issued in English may be submitted in the original language. The ECB may request candidates to provide a certified translation of the original document.

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

IV.3.8) **Conditions for opening of tenders**

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**

The documentation for this procurement procedure can be downloaded from an Internet platform. If you are interested in participating, please register via the Internet platform using the following Internet address: <https://www.ecb.europa.eu/secure/procurement/>

User ID: 000436/DG/IS/2015

Password: BEDC1F

After having registered, an e-mail will be sent to you with a new user name and password. The Internet address will remain the same. Please use the new user name and password to download the procurement documentation.

Should you experience any problems in accessing the Internet platform for registration and/or downloading the procurement documentation please do not hesitate to contact us under the following e-mail address: procurement@ecb.europa.eu quoting the procurement number 'PRO-000436' and describing the problem experienced.

The tender procedure shall be open on equal terms to all natural or legal persons resident or located in the European Union and to all natural and legal persons resident or located in a country which has ratified the World Trade Organisation Agreement on Government Procurement or has concluded with the European Union a bilateral agreement on procurement under the conditions laid down in the said agreements.

The ECB shall exclude tenderers that are in one of the situations described in Article 24(4) of Decision of the European Central Bank (ECB/2007/5) (e.g. conviction for fraud or corruption) or put on a blacklist in accordance with Article 24(7) of Decision of the European Central Bank (ECB/2007/5).

The ECB may exclude tenderers that are in one of the situations described in Article 24(5) of Decision of the European Central Bank (ECB/2007/5) (e.g. insolvency; grave professional misconduct; misrepresentation).

Further information about ECB procurement rules and procedures may be obtained at <http://www.ecb.europa.eu/ecb/jobsproc/tenders/html/index.en.html>

Suppliers from countries that have signed the WTO Government Procurement Agreement, or a bilateral procurement agreement with the European Union, are allowed to participate under the same conditions as suppliers from EU Member States.

VI.4) **Procedures for appeal**

VI.4.1) **Body responsible for appeal procedures**

Procurement Review Body of the European Central Bank

Sonnemannstraße 22

60314 Frankfurt-on-Main

GERMANY

E-mail: legaladviceteam@ecb.int

Telephone: +49 6913440

Internet address: <http://www.ecb.int>

Fax: +49 6913446886

Body responsible for mediation procedures

The European Ombudsman

1 avenue du Président Robert Schuman, CS 30403

67001 Strasbourg Cedex

FRANCE

VI.4.2) **Lodging of appeals**

Precise information on deadline(s) for lodging appeals: 15 days from the receipt of the information specified in Article 28(3) of the ECB procurement rules (see Section VI.3) or, if no information is requested, 15 days from the receipt of the notification to unsuccessful tenderers.

Further requirements are outlined in Article 33 of the ECB procurement rules (see Section VI.3).

The complaint to the European Ombudsman does not affect the submission deadline nor does it create a new deadline by which complaints can be submitted.

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

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

7.4.2015