

B-Brussels: PRS operational tool to evaluate and counteract threats originating from radio-sources (Protector)

2009/S 107-153953

CONTRACT NOTICE

Services

SECTION I: CONTRACTING AUTHORITY

I.1) NAME, ADDRESSES AND CONTACT POINT(S):

European GNSS Supervisory Authority, rue de la Loi 56, Attn: Sandrine Buard, B-1049 Brussels. E-mail: tenders@gsa.europa.eu. Fax +32 22921756.

Internet address(es):

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

Further information can be obtained at: As in above-mentioned contact point(s).

Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained at: As in above-mentioned contact point(s).

Tenders or requests to participate must be sent to: As in above-mentioned contact point(s).

I.2) TYPE OF THE CONTRACTING AUTHORITY AND MAIN ACTIVITY OR ACTIVITIES:

European institution/agency or international organisation.

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:

PRS operational tool to evaluate and counteract threats originating from radio-sources (Protector).

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

Services.

Service category: No 12.

Main place of performance: contractor's premises.

II.1.3) The notice involves:

A public contract.

II.1.4) Information on framework agreement:

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

The general objective of the Protector contract is the definition of the means needed to protect the European GNSS (Galileo and EGNOS) systems and services against radio-sources interferences in L-band, S-band, Ku-band and C-band, to prevent service disruptions. Within the contract the technical and economical definition of a European system and service for the management of interference and jamming will be performed.

II.1.6) Common procurement vocabulary (CPV):

71600000, 73400000.

II.1.7) Contract covered by the Government Procurement Agreement (GPA):

Yes.

II.1.8) Division into lots:

No.

II.1.9) **Variants will be accepted:**

No.

II.2) **QUANTITY OR SCOPE OF THE CONTRACT**

II.2.1) **Total quantity or scope:**

The specific tasks to be developed by the contractor in the frame of the Protector are:

task 1 — management;

task 2 — analysis and risk assessment of interference sources in GNSS bands;

task 3 — JIMS (jamming and interference monitoring system) concept definition;

task 4 — Galileo and EGNOS in JIMS;

task 5 — PRS receivers in JIMS;

task 6 — national and European deployable means in JIMS;

task 7 — interaction JIMS-GSC (GNSS security centre);

task 8 — management and costing models of the JIMS;

task 9 — way forward towards JIMS implementation.

Estimated value excluding VAT: 1 000 000 EUR.

II.2.2) **Options:**

No.

II.3) **DURATION OF THE CONTRACT OR TIME-LIMIT FOR COMPLETION:**

Duration in months: 18 (from the award of the contract).

SECTION III: LEGAL, ECONOMIC, FINANCIAL AND TECHNICAL INFORMATION

III.1) **CONDITIONS RELATING TO THE CONTRACT**

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

For any pre-financing higher than 100 000 EUR, a financial guarantee equivalent to the amount of the pre-financing will be requested. Depending on the financial situation of the tenderer, GSA may ask for a financial guarantee for amounts lower than 100 000 EUR.

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

Payments shall be made in accordance with the provisions specified in the service contract. The maximum payment period allowed is 30 days.

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

Groupings, irrespective of their legal form, may submit bids. Tenderers may, after forming a grouping, submit a joint bid on condition that it complies with the rules of competition. Such groupings (or consortium) must specify the company or person heading the project and must also submit a copy of the document authorising this company or person to submit a bid. If awarded, the contract will be signed by the company of the person heading the project, who will be, vis à vis GSA, the only contracting party responsible for the performance of this contract.

III.1.4) **Other particular conditions to which the performance of the contract is subject:**

Yes.

Each service provider (including subcontractor(s) and any member of a consortium or grouping) must provide all information that may be required by the tender specifications and annexes with respect to the management of classified information.

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 requirements are met: All tenderers must provide proof of registration, as prescribed in their country of establishment, on one of the professional or trade registers or provide a declaration or certificate. If the tenderer is a natural person, they must provide a copy of their identity card/passport or driving licence and proof that they are covered by a social security scheme as a self-employed person.

Each service provider must complete and sign the identification forms accompanied by requested supporting documents.

III.2.2) Economic and financial capacity:

Information and formalities necessary for evaluating if requirements are met: Tenderers must provide proof of their financial and economic capacity by means of the following documents: the balance sheets or extracts from balance sheets for the last 3 financial years, and a statement of overall turnover and turnover relating to the relevant services for the last 3 financial years.

III.2.3) Technical capacity:

Information and formalities necessary for evaluating if requirements are met:

Technical and professional competence in the following fields:

- knowledge and experience of ECSS standards,
- capacity to handle classified information,
- knowledge of Galileo and GNSS programmes,
- knowledge of the security framework of the EU GNSS programmes, and especially of Galileo,
- knowledge of the Galileo public regulated service functions and interfaces,
- experience in the information security (IS) and information technology security (ITSEC) international standards and techniques, and the relevant certification processes,
- experience in risk analysis and assessment,
- experience in the implementation of industrial security rules, both at national and EU levels,
- experience in definition of requirements for the protection of GNSS against interference and jamming,
- experience in techniques to mitigate the impact on jamming and interference on GNSS receivers,
- knowledge of the structure and relationships among European political institutions and organisations,
- experience of the definition of cost and management models of complex organisations.

Selection criteria in the security field:

- description of the security organisation of each company involved as prime contractor or subcontractor, for the management of classified information up to 'EU Confidential' level, including EU classified information. This description should contain also the following details for each company involved: country, company name, address, local security officer (LSO) contact details (name, tel., fax, e-mail), project leader contact details (name, tel., fax, e-mail);
- analysis of the SAL requirements and provision of a compliance matrix, providing only if needed the status 'partial compliance (PC)' or 'non compliance (NC)' with a justification for each of them;
- demonstration that contractor's personnel, as well as sub-contractors' personnel, with a need to handle EU or national classified information up to the level of 'EU Confidential' in the framework of the contract, hold a valid and appropriate PSC for that purpose;
- description of the specific elements used or produced in the framework of the contract which should be classified and specifying the applicable security classification levels required;
- demonstration that all industrial or other entities which need an access to information classified 'EU Confidential' hold a national FSC. The FSC is granted by the NSA/DSA of the Member State to confirm that

a facility can afford and guarantee adequate security protection of EU or national classified information to the appropriate classification level;

— no contract or subcontract may be awarded to entities registered in a non-EU Member State, except if agreements on security procedures for the exchange of classified information have been established with them, defining the purpose of cooperation and the reciprocal rules on the protection of the information exchanged and following Article 26 of the Commission Decision 2001/844/EC, ECSC, Euratom of 29.11.2001 amending its internal Rules of Procedure;

— the contractor and the subcontractors for whom an access to the classified information provided by the ESA GalileoSat programme is required, must be in EU Member States participants of the European GNSS PSI, without prejudice to the Article 26 of the Commission Decision 2001/844/EC, as mentioned above.

III.2.4) **Reserved contracts:**

No.

III.3) **CONDITIONS SPECIFIC TO SERVICES CONTRACTS**

III.3.1) **Execution of the service is reserved to a particular profession:**

No.

III.3.2) **Legal entities 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) **An electronic auction will be used:**

No.

IV.3) **ADMINISTRATIVE INFORMATION**

IV.3.1) **File reference number attributed by the contracting authority:**

GSA/OP/03/09.

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

No.

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

Payable documents: no.

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

25.8.2009.

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:**

Spanish. Danish. German. Greek. English. French. Italian. Dutch. Portuguese. Finnish. Swedish. Czech. Estonian. Hungarian. Lithuanian. Latvian. Maltese. Polish. Slovak. Slovenian. Irish. Bulgarian. Romanian.

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

Until: 25.8.2010.

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

Date: 1.9.2009 - 10:00.

Place: offices of the European GNSS Supervisory Authority.

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

a representative of each tenderer may attend the opening of the bids.

SECTION VI: COMPLEMENTARY INFORMATION

VI.1) **THIS IS A RECURRENT PROCUREMENT:**

No.

VI.2) **CONTRACT RELATED TO A PROJECT AND/OR PROGRAMME FINANCED BY EU FUNDS:**

Yes.

Reference to project(s) and/or programme(s): GALILEO — EGNOS.

VI.3) **ADDITIONAL INFORMATION:**

All information regarding this call for tenders, including tender specifications, can be downloaded freely from the website of the European GNSS Supervisory Authority at the following address: <http://www.gsa.europa.eu>

Please note that, in order to assess the required effort, the GSA will provide tenderers with [RD7] to [RD9] input documents (see for more details point I.8 of the tender specifications), upon request, and after the conclusion of a non-disclosure agreement for the classified documents. The request shall be addressed through the tenderer's local security officer (LSO), at least 30 calendar days before the deadline, to the e-mail address tenders@gsa.europa.eu indicating the name and address of the tenderer and the name of the LSO, as well as proof that the LSO is appointed in this position by his organisation. Tenderers shall also send with their requests a scanned version of the Non Disclosure Agreement provided in Annex 8, duly completed, while the original signed documents (2 original copies) shall be sent in parallel by conventional mail to: European GNSS Supervisory Authority, attention: Rachele Antal, L56 07/18, 1049 Brussels, BELGIUM.

VI.4) **PROCEDURES FOR APPEAL**

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

Court of the First Instance of the European Communities, boulevard Konrad Adenauer, L-2925 Luxembourg . URL: <http://curia.eu.int>.

Body responsible for mediation procedures:

The European Ombudsman, 1 avenue Président Robert Schuman, F-67001 Strasbourg Cedex . URL: <http://www.ombudsman.europa.eu>.

VI.4.2) **Lodging of appeals:**

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

European GNSS Supervisory Authority. E-mail: tenders@gsa.europa.eu.

VI.5) **DATE OF DISPATCH OF THIS NOTICE:**

25.5.2009.