



FINNISH DEFENCE FORCES LOGISTICS COMMAND

PARTICIPATION APPLICATION REQUEST

4066/2021

Procurement: Spare parts for MD369 D/E Helicopters – Framework Agreement



1	Background and objective of the procurement	3
2	Contract period	3
3	Procurement procedure	3
4	Phases of procurement.....	4
5	Suitability requirements.....	4
6	Candidate inquiries	5
7	Submitting the participation application	6
8	Public access to procurement documents.....	6
9	Appendices	6



1 BACKGROUND AND OBJECTIVE OF THE PROCUREMENT

The Defence Forces Logistics Command (later referred to as Contracting Entity) requests a participation application for a tender competition of spare parts for MD369-helicopter models D and E in accordance with this participation application request and its appendices.

Aim of the procurement is to create a Framework Agreement for purchasing spare parts for MD369 D/E helicopters used by the Finnish Defence Forces. The Framework Agreement will also include spare part deliveries in AOG situations.

The procurement will be made for a fixed period of time and it will also include options.

2 CONTRACT PERIOD

Duration of the Framework agreement(s) is three (3) years (2022 - 2024). The Agreement(s) further includes two (2) option years, Options for years 2025 and 2026.

Options shall be redeemed for the 2025 not later than 31.12.2024 and for the 2026 not later than 31.12.2025. The Option is subject to the same terms and conditions as the Agreement for years 2022-2024.

The use of the Option is at the sole discretion of the Finnish Defence Forces Logistics Command.

3 PROCUREMENT PROCEDURE

The competitive bidding shall be conducted as a restricted EU procurement procedure in accordance with the Act on Public Procurement in the Fields of Defence and Security (1531/2011 later referred to as the Act).

The objects of this procurement are spare parts specifically intended for military use (section ML10 of the Common List of the European Union, 2020/C 85/01).

A contract notice has been published on the electronic noticeboard HILMA at www.hankintailmoitukset.fi and in the Official Journal of the European Union and the TED database.

The procurement can be divided into parts. Partial tenders shall be accepted line by line according to the terms of the request for quotation. A Tenderer may tender for one or several lines.

List of spare parts contains approximately 300 lines. Each line will be representing one item (spare part). The final list of the spare parts included in the Framework Agreement will be published with the Request of Quotation.

After the final evaluation and comparison of the quotations the Customer will make the decision to award the agreement(s) to three (3) Tenderers or less if three (3) Tenderers are not available. The criteria of choosing those three Tenderers will be published in the Request for Quotation.



In case the Finnish Defence Forces Logistics Command needs to procure an item that is not included in the list of spare parts, a mini bidding competition will be arranged among the Tenderers in the Framework Agreement.

Alternative tenders are not allowed.

Parallel tenders are allowed.

No remuneration shall be paid to Candidates for making, submitting, or presenting a participation application or subsequent tender, or participating in the procedure in any other way. The Candidate shall cover itself any and all costs incurred by participating in the competitive bidding.

4 PHASES OF PROCUREMENT

The phases of procurement are as follows:

1. Contract notice on HILMA and in the Official Journal of the European Union
2. Candidate inquiries
3. Contracting entity's answers to the inquiries
4. Submitting participation applications
5. Processing participation applications
 - a. Opening participation applications
 - b. Verifying the suitability of Candidates
 - c. Possible reduction of the number of Candidates
6. Selection of Tenderers out of the Candidates that have submitted a participation application and notifying participants of the decision.
7. Sending of the request for quotation.
8. Tenderer inquiries
9. Contracting entity's answers to the inquiries
10. Submitting tenders
11. Processing tenders
 - a. Opening tenders
 - b. Verifying the conformity of the tender with the request for quotation
 - c. Comparison of tenders
12. Procurement decision and notification of the decision
13. Signing a procurement contract

5 SUITABILITY REQUIREMENTS

The Contracting Entity verifies whether the Candidates meet the suitability requirements set in Appendix 1. Any Candidate which does not satisfy the suitability requirements or which is subject to any of the exclusion criteria provided in Section 47 of the Act shall be excluded from the competitive bidding. Any Candidate which is subject to any of the exclusion criteria mentioned in Section 48 of the Act may also be excluded from the competitive bidding. Translation (from Finnish to English) of Sections 47 & 48 can be found on Appendix 1.1.



The Candidate shall demonstrate that it meets the suitability requirements by filling in the form attached as Appendix 1 to this participation application request.

If the Candidate relies on other entities' resources in order to meet the requirements concerning economic and financial standing, the Contracting Entity requires that the Candidate and these other entities are jointly responsible for the carrying out of the procurement contract.

As an appendix to the participation application, a document must be provided to attest that none of these entities is subject to the mandatory and discretionary exclusion criteria. An account of the resources which will be used to meet a given suitability requirement must also be provided.

In addition, the Candidate shall provide the Contracting Entity with a document attesting that a contract or other commitment has been concluded on the basis of which the resources of the other entities are available to the Candidate.

In its participation application, the Candidate shall provide the Contracting Entity with information concerning sub-contractors the resources of which the Candidate will not rely on.

If the procurement is carried out by a consortium referred to in Section 3, Subsection 1:6 of the Act, the minimum requirements concerning Candidates shall be met by each member of the consortium. To prove that each member meets these minimum requirements, Appendix 1 shall be separately filled in regarding each member. The participation application shall be signed by each member of the consortium.

If the Candidate does not provide a completed Suitability requirements form (Appendix 1) the Candidate may be excluded from the competitive bidding.

6 CANDIDATE INQUIRIES

To ensure fair and equal treatment of all Candidates, telephone calls can't be answered.

Additional information is available at

purchase5.fdflogcom@mil.fi

If a Candidate wants to have access to all the questions and answers, the Candidate shall announce its email address by 2 p.m. (Finnish time) on 14.10.2021 to the above email address.

Any inquiries involving this procurement shall be made no later than 2 p.m. on 14.10.2021 to the address provided. The inquiries shall not involve business secrets. All inquiries received and their answers shall be sent, containing the same information and simultaneously, to all Candidates involved by 2 p.m. on 28.10.2021.

The answers may include amendments and clarifications to the participation application request which the Candidates shall take into account.



7 SUBMITTING THE PARTICIPATION APPLICATION

A Candidate which acts in non-compliance with the Act and/or provides false information may be excluded from the competitive bidding.

The participation application shall be submitted to the Contracting Entity in one (1) electronic version. The electronic version shall be in a format readable with the most common office software, for example as .doc/.docx, .xls./xlsx, .pdf, .ppt/.pptx or .jpeg files.

The participation application including all of its appendices shall be written in the English or Finnish language.

The participation application shall be submitted by 2 p.m (Finnish time) on 8.11.2021.

The signed participation application shall be sent to the email address below:

quotations.fdflogcom@mil.fi

All participation applications that arrive after the deadline will be rejected.

There shall be no public access to the opening of participation applications.

Please use reference number 4066/2021 in all emails related to this procurement.

8 PUBLIC ACCESS TO PROCUREMENT DOCUMENTS

Under the Act on the openness of government activities (621/1999, later referred to as 621/1999) this Participation Application Request is in the public domain. The public parts of procurement documents enter the public domain when the contract is awarded (621/1999, Section 7). **The Candidate shall state in its participation application if the application or any of its appendices include confidential business information. Material which contains confidential business information shall be submitted as a separate attachment, and, in addition, the attachment shall be marked “CONFIDENTIAL”.** The Candidate's wish to keep this information secret is not a decisive criterion; instead, the Contracting Entity shall assess objectively the necessity of keeping the information secret. (621/1999, Section 24, Subsection 1: 20)

Under Section 11, Subsection 2:6 of the 621/1999 a party, its representative and counsel shall not have the right of access to information compiled in public procurement relating to a confidential business information of another Tenderer; however, information on the pricing used in comparing the tenders shall always be provided.

9 APPENDICES

1. Suitability requirements form

1.1. Translations, 1531_2011, section 47-48