

Call for tenders' details

Title: Service Contract for the Provision of a Study on Accommodation Validation for MALE-type RPAS Operations

Start date: 13/06/2019

Time limit for receipt of tenders: 22/07/2019

Contracting authority: European Defence Agency (EDA)

Status: Closed

Call for tenders question list

#	Submission date	Publication date	Question subject	Question	Answer
1	14/06/2019 16:41	17/06/2019 10:23	Availability of RPAS for flight trials	Is it confirmed that the RPAS for flight trials will be made available by French Air Force and not by the "contractor" ?	17/06/2019 It is confirmed that the RPAS for flight trials will be made available by French Air Force.

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2	19/06/2019 14:57	20/06/2019 11:23	CDSF Habilitation	Does the lack of "Habilitation CDSF” level of clearance is considered an exclusion criteria?	20/06/2019 According to the technical and professional capacity selection criterion 2.7 (cf. section 3.5.3 on p.38 of the Tender Specifications), the tenderer shall demonstrate that one of his proposed experts has a current valid “Habilitation CDSF” level of clearance which is needed to access the data/infrastructure for the “CONFIDENTIAL” workstrand. Inability of the tenderer to demonstrate compliance with this selection criterion would mean that the tender is unsuitable and must be rejected.

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3	18/06/2019 11:07	20/06/2019 11:27	Evidence of Technical and Professional capacity	Regarding this matter, are accepted as evidence the following elements: papers, list of projects related RPAS domain, certifications?	20/06/2019 For each of the seven technical and professional capacity selection criteria (cf. points 2.1, 2.2, 2.3, 2.4, 2.5, 2.6, 2.7 under section 3.5.3 on p.37-38 of the Tender Specifications), tenderers (each member of the group in case of a joint tender and subcontractors) must submit the corresponding evidence exactly as detailed on p.40-41 of the Tender Specifications. For all these technical and professional capacity selection criteria (cf. points 2.1, 2.2, 2.3, 2.4, 2.5, 2.6, 2.7 under section 3.5.3 on p.37/38 of the Tender Specifications), tenderers must - if applicable - also submit the evidence detailed on p.41 of the Tender Specifications, i.e. "Information on which parts or tasks of the assignment will be assumed by a consortium partner or a subcontractor (...)" and "Any other document which could demonstrate tenderer's technical and professional capacity (...)". "List of projects related RPAS domain", if relevant and applicable, can be submitted as evidence to any of the selection criteria 2.1, 2.2, 2.3, 2.4, 2.5. "Papers, certifications", if relevant and applicable, can be submitted as "Any other document which could demonstrate tenderer's technical and professional capacity (...)".

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					(...)"
4	18/06/2019 11:46	20/06/2019 11:32	Technical tender on e-Submission Portal	Is there available any official template of EDA for collecting the Technical Tender?	20/06/2019 There is no "official template of EDA" for drafting the Technical Proposal. In this respect, tenderers are invited to follow the detailed instructions provided in section 3.5.4.2 (p. 43-45) of the Tender Specifications.
5	18/06/2019 11:46	20/06/2019 11:34	Financial Tender on e-Submission Portal	Regarding the Financial Tender the MODEL FINANCIAL PROPOSAL FORM in the section 4.6 of 19.ISE.OP.159 Annexes 4.1-4.8 - English (en) is enough?	20/06/2019 Yes, it is obligatory and sufficient to use model financial proposal form in Annex 4.6. to the Tender Specifications
6	10/07/2019 17:43	15/07/2019 11:02	Security clearances	Our proposed experts have valid UK 'Security Check (SC)' or higher 'Developed Vetting (DV)' clearance which allows access to National Military Authority locations (eg Air Bases) in the UK. We expect that as the UK is a NATO member, the equivalence of this security clearance would be respected. Can you please clarify that SC-level clearance will be accepted as compliant with the tender specification?	15/07/2019 The tenderer shall demonstrate that one of his proposed experts has a current valid "Habilitation CDSF" ("Confidentiel Défense Spécial France") level of clearance, which is needed to access the data/infrastructure for the "CONFIDENTIAL" workstrand. Equivalents are not acceptable for access to the data/infrastructure for the "CONFIDENTIAL" workstrand. UK 'Security Check (SC)' or higher 'Developed Vetting (DV)' clearances cannot be considered compliant with the tender specifications.

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7	15/07/2019 17:18	16/07/2019 16:16	Security clearances - 2	Thank you for your response regarding security clearances. Could you please confirm whether the requirement for valid "Habilitation CDSF" level of clearance only, without accepting equivalents, is aligned with Article 53 of the OJEU Commission Decision 2015/444 and Article 4 of Council Decision 2011/292/EU? We have not encountered this hurdle before and are concerned such refusal to accept an equivalent represents a barrier to free movement of services within the EU.	16/07/2019 Access to this open call for tenders is subject of Section 3.5.1. of the Tender Specifications, which ensures that the procedure is "open on equal terms to all natural and legal persons coming within the scope of the EU Treaties". The requirement for a valid "Habilitation CDSF / Confidentiel Defence Sécurité France" level of clearance in order to access the data/infrastructure for the "CONFIDENTIAL" workstrand does not concern access to the procedure, but it is one of the selection criteria ensuring the appropriate technical and professional capacity of the tenderers. This specific requirement (point 2.7 under Section 3.5.3. of the Tender Specifications) does not have any equivalents when considering Article 53 of the OJEU Commission Decision 2015/444 and Article 4 of Council Decision 2013/488/EU (which has repealed and replaced Council Decision 2011/292/EU). This specific requirement does include the element of national CONFIDENTIAL clearance, which could have equivalence within NATO or EU. However, due to restrictions regarding access to the cockpit of the French Air Force Reaper, it also includes the element of compulsory requirement for the personnel to have French

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					for the personnel to have French nationality (“Spécial France” / “French eyes only”, cf. Article 65 of the general interministerial instruction n.1300 / 30.11.2011 of the French Republic).

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