

Supply of Chromium Plated Nb3Sn Strand



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2, rue Mercier, L-2985 Luxembourg Fax (352) 29 29-42670

E-mail: ojs@publications.europa.eu Info & on-line forms: <http://simap.europa.eu>

CONTRACT AWARD NOTICE

SECTION I: CONTRACTING AUTHORITY

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

Official name: [The European Joint Undertaking for ITER and the Development of Fusion Energy \("Fusion for Energy"\)](#).

Postal address: [c/ Josep Pla No 2 - Torres Diagonal Litoral - Edificio B3 - Floor n.11 - Office n.03](#)

Town: [Barcelona](#)

Postal code: [08019](#)

Country: [Spain](#)

Contact point(s): [Contracts and Procurement Department](#)

Telephone:

For the attention of: [Jorge Caballero - Procurement Officer](#)

Email: tenders-operational-MS-MG@f4e.europa.eu

Fax:

Internet address(es) (if applicable)

General address of the contracting authority (URL): <http://fusionforenergy.europa.eu/>

Address of the buyer profile (URL):

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

- | | |
|--|---|
| <input type="radio"/> Ministry or any other national or federal authority, including their regional or local sub-divisions | <input type="radio"/> General public services |
| <input type="radio"/> National or federal agency/office | <input type="radio"/> Defence |
| <input type="radio"/> Regional or local authority | <input type="radio"/> Public order and safety |
| <input type="radio"/> Regional or local agency/office | <input type="radio"/> Environment |
| <input type="radio"/> Body governed by public law | <input type="radio"/> Economic and financial affairs |
| <input type="radio"/> European institution/agency or international organisation | <input type="radio"/> Health |
| <input checked="" type="radio"/> Other (please specify) | <input type="radio"/> Housing and community amenities |
| Joint Undertaking within the meaning of Title II, Chapter V of the Euratom Treaty established by Council Decision of 27 March 2007 (2007/198/Euratom). | <input type="radio"/> Social protection |
| | <input type="radio"/> Recreation, culture and religion |
| | <input type="radio"/> Education |
| | <input checked="" type="radio"/> Other (please specify) |
| | Energy Research. |

The contracting authority is purchasing on behalf of other contracting authorities:

yes no

Supply of Chromium Plated Nb3Sn Strand

SECTION II: OBJECT OF THE CONTRACT

II.1) DESCRIPTION

II.1.1) Title attributed to the contract by the contracting authority

Supply of Chromium Plated Nb3Sn Strand

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

(Choose one category only - works, supplies or services - which corresponds most to the specific object of your contract or purchase(s))

<input type="radio"/> (a) Works <input type="radio"/> Execution <input type="radio"/> Design and execution <input type="radio"/> Realisation, by whatever means of work, corresponding to the requirements specified by the contracting authorities	<input checked="" type="radio"/> (b) Supplies <input checked="" type="radio"/> Purchase <input type="radio"/> Lease <input type="radio"/> Rental <input type="radio"/> Hire purchase <input type="radio"/> A combination of these	<input type="radio"/> (c) Services Service category No In case of contract for service categories 17 to 27 (see Annex C), do you agree to the publication of this notice? <input type="radio"/> yes <input type="radio"/> no
Main site or location of works	Main place of delivery NUTS code	Main place of performance

II.1.3) The notice involves (if applicable)

The conclusion of a framework agreement Contracts based on a dynamic purchasing system (DPS)

II.1.4) Short description of the contract or purchase(s)

The scope of these contracts is the supply of Chromium Plated Nb3Sn Strand to be used for the ITER Toroidal Field conductors.

As described in the Technical Specifications, the supply shall consist in:

- Chromium Plated Nb3Sn Strand according to the specification;
- All the specified Quality Control tests;
- All the Quality Assurance (QA) documents.

II.1.5) Common procurement vocabulary (CPV)

	Main vocabulary	Supplementary vocabulary (if applicable)
Main object	44300000	

II.1.6) Contract covered by the Government Procurement Agreement (GPA)

yes no

Supply of Chromium Plated Nb3Sn Strand

II.2) TOTAL FINAL VALUE OF CONTRACT(S)

II.2.1) Total final value of contract(s) <i>(give figures only)</i> <i>(Please give only total final value, including all contracts, lots and options; for information about individual contracts, please fill section V. Award of contract)</i>	Excluding VAT	Including VAT	VAT rate (%)
Value Currency or Lowest offer / highest offer taken into consideration Currency	<input type="radio"/> <input type="radio"/>	<input type="radio"/> at <input type="radio"/> at	

Supply of Chromium Plated Nb3Sn Strand

SECTION IV: PROCEDURE

IV.1) TYPE OF PROCEDURE

IV.1.1) Type of procedure

- Open
- Restricted
- Accelerated restricted
- Competitive dialogue
- Negotiated with a call for competition
- Accelerated negotiated
- Negotiated without a call for competition

Justification for the choice of negotiated procedure without a call for competition: *please complete Annex D*

IV.2) AWARD CRITERIA

IV.2.1) Award criteria *(please tick the relevant box)*

- Lowest price
- OR
- The most economically advantageous tender in terms of

Criteria	Weighting	Criteria	Weighting
1. Technical quality of the tender and its understanding of the Tender Specifications in respect of the specified subject matter according to the requirements of the technical specifications referred to in Annex B, the objective to be attained and the aspects to be taken into account	40	6.	
		7.	
		8.	
		9.	
		10.	
2. Procedures and quality plan proposed to ensure and verify the quality and monitoring of the supply rendered according to the requirements of the management specifications referred to in Annex A	40		
3. The organisation of the ramp up of the production capacity and the evidence to succeed achieving the required capacity in the specified time frame	20		
4.			
5.			

IV.2.2) An electronic auction was used

- yes no

Supply of Chromium Plated Nb3Sn Strand

IV.3) ADMINISTRATIVE INFORMATION**IV.3.1) File reference number attributed by the Contracting Authority (if applicable)**[F4E-OPE-2008-005-02 \(MS-MG\)](#)**IV.3.2) Previous publication(s) concerning the same contract** yes no**If yes, (please fill in the appropriate boxes)**

<input type="radio"/> Prior information notice <i>or</i> <input type="radio"/> Notice on a buyer profile Notice number in OJ: of (dd/mm/yyyy)
--

<input type="radio"/> Contract notice <i>or</i> <input type="radio"/> Simplified contract notice (DPS) Notice number in OJ: of (dd/mm/yyyy)
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<input type="radio"/> Other previous publications (if applicable)

Supply of Chromium Plated Nb3Sn Strand

SECTION V: AWARD OF CONTRACT (1)

CONTRACT NO: 1

TITLE: Supply of 37.1 tons of Chromium Plated Nb3Sn

V.1) DATE OF CONTRACT AWARD: 15/07/2009 (dd/mm/yyyy)

V.2) NUMBER OF OFFERS RECEIVED: 3

V.3) NAME AND ADDRESS OF ECONOMIC OPERATOR TO WHOM THE CONTRACT HAS BEEN AWARDED

Official name: Bruker EAS

Postal address: Ehrichstraße, 10

Town: Hanau

Postal code: 07008

Country: Germany

Telephone:

Email:

Fax:

Internet address (URL):

V.4) INFORMATION ON VALUE OF CONTRACT (give figures only)

Initial estimated total value of the contract (if applicable)		Excluding VAT	Including VAT	VAT rate (%)
Value	Currency	<input type="radio"/>	<input type="radio"/> at	
Total final value of the contract				
Value 24486000.00	Currency EUR	<input type="radio"/>	<input type="radio"/> at	
or Lowest offer / highest offer taken into consideration	Currency	<input type="radio"/>	<input type="radio"/> at	

If annual or monthly value (please give): number of years or number of months

V.5) THE CONTRACT IS LIKELY TO BE SUB-CONTRACTED

yes no

If yes, value or proportion of the contract likely to be sub-contracted to third parties (give figures only):

Value excluding VAT: Currency Proportion: % Not known

Short description of the value/proportion of the contract to be sub-contracted (if known)

Supply of Chromium Plated Nb3Sn Strand

SECTION VI: COMPLEMENTARY INFORMATION**VI.1) CONTRACT RELATED TO A PROJECT AND/OR PROGRAMME FINANCED BY COMMUNITY FUNDS**

yes no

If **yes**, reference to project(s) and/or programme(s):

ITER is a joint international research and development project that aims to demonstrate the scientific and technical feasibility of fusion power. The partners in the project - the ITER Parties - are the European Union (represented by EURATOM), Japan, the People's Republic of China, India, the Republic of Korea, the Russian Federation and the USA. ITER will be constructed in Europe, at Cadarache in the South of France.

VI.2) ADDITIONAL INFORMATION *(if applicable)***VI.3) PROCEDURES FOR APPEAL****VI.3.1) Body responsible for appeal procedures**

Official name: Court of first Instance of the European Communities

Postal address: Bd Konrad Adenauer

Town: Luxembourg

Postal code: 2925

Country: Luxembourg

Telephone: (352) 43031

Email: CFI.Registry@curia.europa.eu

Fax: (352) 4303.2600

Internet address (URL): <http://curia.europa.eu>

Body responsible for mediation procedures *(if applicable)*

Official name: The European Ombudsman

Postal address: 1 Avenue du Président Robert Schuman

Town: Strasbourg Cedex

Postal code: 67001

Country: France

Telephone: (33) (0)3 88 17 23 13

Email: eo@ombudsman.europa.eu

Fax: (33) (0)3 88 17 90 62

Internet address (URL): <http://www.ombudsman.europa.eu>

VI.3.2) Lodging of appeals *(please fill heading VI.3.2 OR, if need be, heading VI.3.3)*

Precise information on deadline(s) for lodging appeals:

Within two months of the notification to the plaintiff, or, in absence thereof, of the day on which it came to the knowledge. A complaint to the European Ombudsman does not have as an effect either to suspend this period or to open a new period for lodging appeals.

Supply of Chromium Plated Nb3Sn Strand

VI.3.3) Service from which information about the lodging of appeals may be obtained**Official name:****Postal address:**

Town:

Postal code:

Country:

Telephone:

Email:

Fax:

Internet address (*URL*):**VI.4) DATE OF DISPATCH OF THIS NOTICE:***The dispatch date will be automatically updated when the notice is submitted for publication*

Supply of Chromium Plated Nb3Sn Strand

ANNEX C

SERVICE CATEGORIES REFERRED TO IN SECTION II: OBJECT OF THE CONTRACT

Category No [1]	Subject
1	Maintenance and repair services
2	Land transport services [2], including armoured car services, and courier services, except transport of mail
3	Air transport services of passengers and freight, except transport of mail
4	Transport of mail by land [3] and by air
5	Telecommunications services
6	Financial services: (a) Insurance services (b) Banking and investment services [4]
7	Computer and related services
8	Research and development services [5]
9	Accounting, auditing and bookkeeping services
10	Market research and public opinion polling services
11	Management consulting services [6] and related services
12	Architectural services; engineering services and integrated engineering services; urban planning and landscape engineering services; related scientific and technical consulting services; technical testing and analysis services
13	Advertising services
14	Building-cleaning services and property management services
15	Publishing and printing services on a fee or contract basis
16	Sewage and refuse disposal services; sanitation and similar services

Category No [7]	Subject
17	Hotel and restaurant services
18	Rail transport services
19	Water transport services
20	Supporting and auxiliary transport services
21	Legal services
22	Personnel placement and supply services [8]
23	Investigation and security services, except armoured car services
24	Education and vocational education services
25	Health and social services
26	Recreational, cultural and sporting services [9]
27	Other services [8 9]

Supply of Chromium Plated Nb3Sn Strand

1. Service categories within the meaning of article 1(2)(d), Annex IIA of Directive 2004/18/EC

2. Except for rail transport services covered by category 18.
3. Except for rail transport services covered by category 18.
4. Except financial services in connection with the issue, sale, purchase or transfer of securities or other financial instruments, and central bank services.

Also excluded: services involving the acquisition or rental, by whatever financial procedures, of land, existing buildings, or other immovable property or concerning rights thereon; nevertheless, financial services supplied at the same time as, before or after the contract of acquisition or rental, in whatever form, shall be subject to this Directive.

5. Except research and development services other than those where the benefits accrue exclusively to the contracting authority for its use in the conduct of its own affairs on condition that the service provided is wholly remunerated by the contracting authority.

6. Except arbitration and conciliation services

7. Services Categories within the meaning of article 1(2)(d), Annex IIB of Directive 2004/18/EC

8. Except employment contracts.
9. Except contracts for the acquisition, development, production or co-production of program material by broadcasters and contracts for broadcasting time.

Supply of Chromium Plated Nb3Sn Strand

ANNEX D**CONTRACT AWARD NOTICE****JUSTIFICATION FOR THE CHOICE OF THE NEGOTIATED
PROCEDURE WITHOUT PRIOR CALL FOR COMPETITION**

The reason for the choice of the negotiated procedure without prior publication of a contract notice must be in accordance with the relevant articles in Directive 2004/18/EC.

(Please tick the relevant box(es))

a) No tenders or no appropriate tenders in response to:

- Open procedure
- Restricted procedure

b) The products involved are manufactured purely for the purpose of research, experiment, study or development under the conditions stated in the Directive *(for supplies only)*

c) The *works/goods/services* can be provided only by a particular tenderer for reasons that are:

- Technical
- Artistic
- Connected with the protection of exclusive rights

d) Extreme urgency brought about by events unforeseeable by the contracting authority and in accordance with the strict conditions stated in the Directive

e) Additional *works/deliveries/services* are ordered under the strict conditions stated in the Directive

h) For supplies quoted and purchased on a commodity market

i) For the purchase of supplies on particularly advantageous terms:

- From a supplier which is definitely winding up its business activities
- From the receivers or liquidators of a bankruptcy, an arrangement with creditors or a similar procedure

j) All tenders submitted in reply to an open procedure, a restricted procedure or competitive dialogue were irregular or unacceptable. Only those tenderers who satisfied the qualitative selection criteria were included in the negotiations.