

# FINLAND - INDUSTRIAL MACHINERY - LNG-STORAGE AND REGASIFICATION UNIT TO KOKKOLA, FINLAND

186/2023 - 00583431-2023

Contract or concession notice – standard regime

## 1. Buyer

### 1.1 Buyer

*Official name:* [Kokkolan Energiaverkot Oy] ---

*Legal type of the buyer:* Public undertaking, controlled by a local authority

*Activity of the contracting authority:* Economic affairs

*Activity of the contracting entity:* Production, transport or distribution of gas or heat

## 2. Procedure

### 2.1 Procedure

*Title:* LNG-storage and regasification unit to Kokkola, Finland

*Description:* The object of the procurement is the delivery of complete ready-to-operate "turnkey" LNG-storage and regasification unit (hereinafter "LNG-unit"). The purpose of the procurement is to procure a sustainable and cost-effective fuel solution to support local industry in moving towards cleaner forms of energy. LNG-unit will be delivered and installed to the large industrial area of Kokkola (KIP). The object of the procurement is described in more detail in the appendices. Estimated value of the procurement is 2.500.000 – 3.500.000 euros. LNG-unit is part of a wider procurement package which is described in more detail in Appendix "Invitation to Participate".

*Procedure identifier:* b58aa5b2-dcd8-4b7f-a880-b54ab56474c5

*Internal identifier:* 900899/1001

*Type of procedure:* Negotiated with prior publication of a call for competition / competitive with negotiation

*Main features of the procedure:* The procurement procedure shall be carried out with negotiated procedure in accordance with the Section 38 of the Procurement Act for Special Sectors (1398/2016). The Procurement Act for Special Sectors (1398/2016) shall be applied to the procurement. Procurement procedure is described in more detail in the Appendix "Invitation to Participate".

#### 2.1.1 Purpose

*Nature of the contract:* Supplies

*Main classification (cpv):* 42000000 Industrial machinery

#### 2.1.3 Value

*Estimated value excluding VAT:* 3500000.00 EUR

#### 2.1.4 General information

*Legal basis:*

Directive 2014/25/EU

#### 2.1.6 Grounds for exclusion

*Description:* [ Candidate itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a

conviction by final judgment for participation in a criminal organisation, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable. ] ---

*Description:* [ Candidate itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein has been the subject of a conviction by final judgment for corruption, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable. ] ---

*Description:* [ Candidate itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for fraud, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable. ] ---

*Description:* [ Candidate itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein has been the subject of a conviction by final judgment for terrorist offences or offences linked to terrorist activities, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable. ] ---

*Description:* [ Candidate itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein has been the subject of a conviction by final judgment for money laundering or terrorist financing, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable. ] ---

*Description:* [ Candidate itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein has been the subject of a conviction by final judgment for child labour and other forms of trafficking in human beings, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable ] ---

*Description:* [ Candidate has breached its obligations to pay taxes in the country of its establishment or in the country of the buyer. ] ---

*Description:* [ Candidate has breached its obligations to pay social security contributions in the country of its establishment or in the country of the buyer. ] ---

*Description:* [ Candidate has breached the following obligations defined in the Finnish criminal code: violation of the right to organise, work hour offence, extortionate work discrimination, work discrimination, work safety offence or the use of unauthorised foreign labour. ] ---

*Description:* [ Candidate has breached its obligations in the field of environmental law. ] ---

*Description:* [ Candidate has breached its obligations in the field of social law. ] ---

*Description:* [ Candidate has breached its obligations in the field of labour law. ] ---

*Description:* [ The participation of the Candidate in the procurement procedure gives rise to conflicts of interest. ] ---

*Description:* [ Candidate, or any undertaking related to it, has advised the Contracting Entity or otherwise been involved in the preparation of the procurement procedure. ] ---

*Description:* [ Candidate's previous contracts or concessions have been terminated prematurely or damages or other similar penalties have been claimed in connection with the contracts in question. ] ---

*Description:* [ Candidate is in one of the following situations. a) It has misrepresented information in relation to the exclusion or selection criteria, b) It has withheld such information, c) It has delayed to submit the supporting information required by the Contracting Entity, or d) It has tried to influence the decision making process of the Contracting Entity, to obtain confidential information that may confer

upon it undue advantages in the procurement procedure or to negligently provide misleading information that may have a material influence on decisions concerning exclusion, selection or award.

] ---

*Description:* [ Candidate is bankrupt. ] ---

*Description:* [ Candidate is subject of insolvency or winding-up. ] ---

*Description:* [ Candidate is in arrangement with creditors. ] ---

*Description:* [ Candidate is in in any analogous situation like bankruptcy arising from a similar procedure under national laws and regulations. ] ---

*Description:* [ The assets of the Candidate are being administered by a liquidator or by the court. ] ---

*Description:* [ The business activities of the Candidate are suspended. ] ---

*Description:* [ Candidate is guilty of grave professional misconduct. ] ---

*Description:* [ Candidate has entered into agreements aimed at distorting competition. ] ---

## 5. Lot

### 5.1 Lot: LOT-0000

*Title:* LNG-storage and regasification unit to Kokkola, Finland

*Description:* The object of the procurement is the delivery of complete ready-to-operate "turnkey" LNG-storage and regasification unit (hereinafter "LNG-unit"). The purpose of the procurement is to procure a sustainable and cost-effective fuel solution to support local industry in moving towards cleaner forms of energy. LNG-unit will be delivered and installed to the large industrial area of Kokkola (KIP). The object of the procurement is described in more detail in the appendices. Estimated value of the procurement is 2.500.000 – 3.500.000 euros. LNG-unit is part of a wider procurement package which is described in more detail in Appendix "Invitation to Participate".

*Internal identifier:* 2023-000321-LOT-0001

#### 5.1.1 Purpose

*Nature of the contract:* Supplies

*Main classification (cpv):* 42000000 Industrial machinery

*Options:*

*The buyer reserves the right for additional purchases from the contractor, as described here:* This procurement does not include options.

#### 5.1.2 Place of performance

*Postal address:* Hopeakivenlahdentie 8

*Town:* Kokkola

*Postcode:* 67101

*Country subentity:* Keski-Pohjanmaa (F11D5)

*Country:* Finland

Anywhere in the given country

#### 5.1.3 Estimated duration

*Start date:* 2024-01-05+02:00

*End date:* 2024-12-31+02:00

*Duration:* 12 MONTH

*Other duration:* Unknown

#### 5.1.4 Renewal

*Maximum renewals:* 0

*Description:* This procurement does not include option years.

#### 5.1.6 General information

*Reserved participation:* None

Procurement Project not financed with EU Funds.

*The procurement is covered by the Government Procurement Agreement (GPA)*

*This procurement is also suitable for small and medium-sized enterprises (SMEs)*

*Additional information:* The procurement is described in more detail in the appendices.

#### 5.1.7 Strategic procurement

*Approach to reducing environmental impacts:* The transition to a circular economy

*Social objective promoted:* Fair working conditions

#### 5.1.9 Selection criteria

*Criterion:*

*Type:* Suitability to pursue the professional activity

*Name:* Enrolment in a trade register

*Description:* Candidate is registered in the trade register or a similar register. Candidate undertakes, upon request, to provide a proof of registration.

*Use of this criterion:* Used

*Criterion:*

*Type:* Technical and professional ability

*Name:* References

*Description:* Candidate shall meet the requirements set out in the Appendix "References". Candidate must fill in the Appendix "References" and attach it to Candidate's Request to Participate. If the Request to Participate is submitted as a group, the members of the group may meet the requirements together. If Candidate uses the resources of other units (resource units) to meet the requirements, the Candidate, together with its resource units, may meet the requirements. If Candidate appeals to resources of the resource unit to fulfil the suitability requirements set out in this section, the resources of the resources unit must be available for providing services (delivering the LNG-unit).

*Use of this criterion:* Used

*The criteria will be used to select the candidates to be invited for the second stage of the procedure*

*Criterion:*

*Type:* Economic and financial standing

*Name:* Candidate's turnover

*Description:* Candidate's total annual turnover is at least 5.000.000 €. Upon Contracting Entity's request, Candidate shall provide information on turnover for at least the last financial year, if Candidate is entitled to provide it under the law of his country of establishment. If Candidate does not have a financial year, the Candidate may prove its economic and financial standing by any other document approved by the Contracting Entity. If the application is submitted as a group, the members of the group may meet the requirement together. If Candidate uses the resources of other units (resource units) to meet the requirement, the Candidate, together with its resource units, may meet the requirement. In this case, the Candidate may be asked to explain the commitments and agreements concerning the existence of the financial resources.

*Use of this criterion:* Used

*The criteria will be used to select the candidates to be invited for the second stage of the procedure*

*Criterion:*

*Type:* Technical and professional ability

*Name:* Average annual number of employees

*Description:* Candidate's average annual number of employees in the last three (3) year's period has been at least ten (10) people. Candidate undertakes, upon request, to provide a proof of its average annual number of employees. If the application is submitted as a group, the members of the group may meet the requirements together. If Candidate uses the resources of other units (resource units) to meet the requirements, the Candidate, together with its resource units, may meet the requirements. If Candidate appeals to resources of the resource unit to fulfil the suitability requirements set out in this section, the resources of the resource unit must be available for providing services (delivering the LNG-unit).

*Use of this criterion:* Used

*Information about the second stage of a two-stage procedure:*

*Minimum number of candidates to be invited for the second stage of the procedure:* 1

*Maximum number of candidates to be invited for the second stage of the procedure:* 5

#### 5.1.10 Award criteria

*Criterion:*

*Type:* Price

*Name:* Economically most advantageous tender

*Description:* After the negotiations (Phase II), Contracting Entity will choose the most economically advantageous tender. The most advantageous tender is the tender with the best price-quality ratio. The weighting of the price is 80-90 %. See also Appendix "Invitation to Participate".

*Criterion:*

*Type:* Quality

*Name:* Economically most advantageous tender

*Description:* After the negotiations (Phase II), Contracting Entity will choose the most economically advantageous tender. The most advantageous tender is the tender with the best price-quality ratio. The weighting of the quality is 10-20 %. Contracting Entity will decide the final weightings and their basis for determining the best price before submitting the final call for tenders. See also Appendix "Invitation to Participate".

#### 5.1.11 Procurement documents

*Languages in which the procurement documents are officially available:* ENG

*Deadline for requesting additional information:* 2023-09-29+03:00 16:00:00+03:00

*Address of the procurement documents:*

#### 5.1.12 Terms of procurement

*Terms of the procedure:*

*Estimated date of dispatch of the invitations to submit tenders:* 2023-11-24+02:00

*Terms of submission:*

*Electronic submission:* Allowed

*Address for submission:* Languages in which tenders or requests to participate may be submitted: English

*Electronic catalogue:* Not allowed

*Variants: Not allowed*

*Deadline for receipt of requests to participate: 2023-10-11+03:00 16:00:00+03:00*

*Terms of contract:*

*Conditions relating to the performance of the contract: Orgalime General Conditions of Turnkey Contract for Industrial Works as well as the delivery-specific terms and conditions defined by the Contracting Entity shall be applied in the procurement agreement.*

*Electronic invoicing: Required*

*Electronic payment will be used*

*Financial arrangement: -*

*Information about review deadlines: The appeal must be made in writing within 14 days after the Candidate has received notification about the decision regarding the procurement with the appeal instructions. The appeal period begins on the day following the date of notification. The date of service is therefore not included in the appeal period. An appeal to the market court must be filed no later than six months after the procurement decision was made in the event that the Candidate has received information about the procurement decision with the notice of appeal and the procurement decision or notice of appeal has been substantially incomplete.*

#### 5.1.15 Techniques

*Framework agreement:*

None

*Information about the dynamic purchasing system:*

None

#### 5.1.16 Further information, mediation and review

*Review organisation: [ The Market Court ] ---*

*Organisation providing additional information about the procurement procedure: [ Kokkolan Energiaverkot Oy ] ---*

*Organisation providing more information on the review procedures: [ Kokkolan Energiaverkot Oy ] ---*

## 8. Organisations

### 8.1 ORG-0001

*Official name: Kokkolan Energiaverkot Oy*

*Registration number: 2026153-1*

*Postal address: PL 165*

*Town: KOKKOLA*

*Postcode: 67101*

*Country subentity: Keski-Pohjanmaa (F11D5)*

*Country: Finland*

*Contact point: Kokkolan Energiaverkot Oy*

*Email:*

*Telephone: +358504338674*

*Internet address:*

*Buyer*

*Organisation providing additional information about the procurement procedure*

*Organisation providing more information on the review procedures*

#### 8.1 ORG-0002

*Official name:* Hansel Oy

*Registration number:* 0988084-1

*Postal address:* Mannerheiminaukio 1 A

*Town:* Helsinki

*Postcode:* 00100

*Country subentity:* Helsinki-Uusimaa (F11B1)

*Country:* Finland

*Email:*

*Telephone:* +358294444200

*Internet address:*

*Roles of this organisation:*

*TED eSender*

#### 8.1 ORG-0003

*Official name:* The Market Court

*Registration number:* 3006157-6

*Postal address:* Radanrakentajantie 5

*Town:* Helsinki

*Postcode:* 00520

*Country subentity:* Helsinki-Uusimaa (F11B1)

*Country:* Finland

*Email:*

*Telephone:* +358 295643300

*Internet address:* *Roles of this organisation:*

*Review organisation*

## 11. Notice information

### 11.1 Notice information

*Notice identifier/version:* 4b0ea3b8-3657-4d42-a0d1-63c5cf430d86 - 01

*Form type:* Competition

*Notice type:* Contract or concession notice – standard regime

*Notice dispatch date:* 2023-09-25Z 17:02:06Z

*Languages in which this notice is officially available:* English

### 11.2 Publication information

*Notice publication number:* 00583431-2023

*OJ S issue number:* 186/2023

*Publication date:* 2023-09-27Z