



**Danish Defence Acquisition  
and  
Logistics Organization**

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**T E N D E R   C O N D I T I O N S**

**for**

**Delivery**

**Of**

**An Energy Dispersive Spectroscopy (EDS)  
detector**

## **1. TENDER DOCUMENTS**

The complete tender documents consists of:

- Notice on Udbud.dk
- These tender conditions
- DALO's Terms and Conditions
- DALO's Requirement Specification
- Cover Letter (template)

## **2. THE DELIVERY**

The full and detailed description of the delivery is contained in DALO's Requirement Specification request and the notice on Udbud.dk.

The Defense Laboratory wants to acquire an energy dispersive spectroscopy detector (EDS) including software for control and data analysis for an existing scanning electron microscope. The EDS detector shall replace an existing EDS detector.

## **3. TECHNICAL SPECIFICATIONS AND STANDARDS**

The tender documents may contain requirements that are expressed in the form of technical specifications, such as an ISO standard or a reference to a Nato Stock No. / part number. This shall only be understood as a reference to the quality required. Thus, if any technical specifications do not include the words "or equivalent", the text should be understood to include the words "or equivalent". Similar products, able to fulfill the same requirements / needs and of an equivalent quality, can therefore also be offered.

## **4. AWARD CRITERIA**

The Contract will be awarded on the basis of the award criterion lowest price. Should the situation arise, that two tenders achieve the exact same evaluation, and are these two tenders the tenders with the lowest price, DALO will award

the contract after drawing lots under strict observation of the principle of equal treatment.

### *1. Price*

The tenderer shall state the overall contract price excluding VAT and any other taxes in the tender.

When evaluating this award criterion a low overall contract price will be viewed positively.

### *2. Time of delivery*

The tenderer is asked to state in the tender the date of delivery in calendar days calculated from the signing of the agreement between the tenderer and DALO.

DALO will not accept a delivery time of **70** calendar days or more, in which case the tender **will** be deemed non-compliant and not be taken into consideration.

The overall contract price offered by the winning tenderer will be published after award.

## **5. RESERVATIONS**

**Reservations** regarding DALO's Terms and Conditions and the Requirement Specification will not be accepted. If a tender contains such reservations it will be considered non-compliant and not be taken into consideration.

## **6. QUESTIONS IN WRITING**

Questions regarding the tender documents shall be submitted to [fmi-ktp-id-tender-lu@mil.dk](mailto:fmi-ktp-id-tender-lu@mil.dk)

Questions and answers (anonymized) will be uploaded to [www.udbud.dk](http://www.udbud.dk) with the other tender documents.

Questions received within the deadline stated below under section 10 will be answered.

Questions received later than that, will not be answered.

## **7. THE CONTENT OF THE TENDER**

Tenders shall be in English.

The tender shall contain the following:

- 1) Cover letter – preferably using the DALO template
- 2) Filled out Requirement Specification

Tenderers are especially made aware of that they shall **not** submit their own terms of delivery or any other documentation not requested by DALO.

## **8. DEADLINE FOR SUBMITTING BIDS; TIMEFRAME DURING WHICH THE TENDERER MUST MAINTAIN THE TENDER**

The tender must be submitted by e-mail to [fmi-ktp-id-tender-lu@mil.dk](mailto:fmi-ktp-id-tender-lu@mil.dk) no later than 25 SEP 2018 at 13:00 CET. Tenders received after this time will not be taken into consideration.

The tenderer must maintain the bid for a period of 3 months after the deadline.

## **9. HANDLING OF TENDERS AND COMPLAINT INSTRUCTIONS**

DALO does not consider the tender procedure concluded until the contract is signed and reserves the right to terminate the procedure without an award. Regardless of whether the contract is awarded or not, all tenderers are bound by the terms of the bid until DALO has entered into a contract or the period set out in clause 8 of these Instructions to tenderers has expired.

Should the contract be awarded to a joint group of economic operators (a consortium) the participants of such consortium shall assume joint and several

liabilities and appoint a representative of the group who is authorized to be DALO's contact to the consortium.

Complaints regarding the award of the contract must be filed to the Complaints Board for Public Procurement with copy to DALO within 45 calendar days after receipt of the notification letter. The Complaints Board for Public Procurement can however only handle cases in which the contract has cross-border interest or exceeds the thresholds of the Danish Act no. 1564/2015 on Public Procurement (in Danish: "Udbudsloven") or Directive 2009/81/EC of the European Parliament and of the Council of 13 July 2009.

## **10. SCHEDULE FOR THE TENDER PROCEDURE**

<b>Date, time</b>	<b>Event</b>
<b>30 AUG 2018</b>	<b>Submission of the tender notice at <a href="http://udbud.dk">udbud.dk</a>.</b>
<b>10 SEP 2018</b>	<b>Deadline for the submission of questions regarding the tender documents expires.</b>
<b>12 SEP 2018</b>	<b>Deadline for DALO's reply to questions regarding the tender document expires.</b>
<b>25 SEP 2018 at 13.00</b>	<b>Tender deadline.</b>