Contract notice/Invitation to Participate/ - Utilities

Directive 2014/25/EU

Section I: Contracting Authority

I.1) Name and addresses (please identify all contracting authorities responsible for the procedure)

Official name: Magyar Földgáztároló Zártkörűen Működő Részvénytársaság (Hungarian Gas Storage Limited Company) National registration number: ² ERKSZ_55522591		_	
Postal address: Váci út 144 - 150.			
Town: Budapest	NUTS-code: HU110	Postal code: 1138	Country: Hungary
Contact person: dr László Gábor Nagy		Telephone: +36 307794151	
E-mail: kozbeszerzes	@mfgt.hu		Fax: +36 13547045
Internet address(es) Main address: (URL) www.magyarfoldgaztarolo.hu Address of the buyer profile: (URL) www.magyarfoldgaztarolo.hu			
I.2) Joint procureme	ent		
☐ The contract involve	es joint procurement.		
In the case of joint pr	rocurement involving differe	nt countries, state applicable nation	al procurement law:
☐ The contract is award	ded by a central purchasing b	oody.	
I.3) Communication			
☐ The procurement documents are available for unrestricted and full direct access, free of charge at: (URL)			
https://ekr.gov.hu/portal/kozbeszerzes/eljarasok/EKR			
Access to the procurement documents is restricted. Further information can be obtained at: (URL)			
Additional information can be obtained from			
another address: (please provide another address)			
Tenders or requests to participate must be submitted			
☑ electronically via: (URL) https://ekr.gov.hu/portal/kozbeszerzes/eljarasok/EKR			
to the following address: (please provide another address)			
Electronic communication requires the use of tools and devices that are not generally available. Unrestricted and full direct access to these tools and devices is possible, free of charge, at: (URL)			

I.6) Main activity

□ Production, transport and distribution of gas and heat □ Electricity □ Extraction of gas and oil □ Exploration and extraction of coal and other solid fuels □ Water □ Postal services Section II: Object	□Railway services □Urban railway, tramway, tram	
II.1) Scope of the procurement		
II.1.1.) Title: Purchasing tubing, tubing pup joints and	d flow coupling - 2020	Reference number: EKR
II.1.2.) Main CPV code: 44166000-1 Supplementary CPV of	code: [][][][]	
II.1.3) Type of contract Works Supplies Services		
II.1.4.) Short description: Supply Framework Agreement on purchasing tubin well operations for the Hungarian Gas Storage Ltd. contract.		
II.1.5) Estimated total value: Value excluding VAT: 350,000,000 Currency: HUF (for framework agreements or dynamic purchasing systems – e. of the framework agreement or dynamic purchasing system)	stimated total value or volume of	contracts for the entire duration
II.1.6) Information about lots This contract is divided into lots ☐ yes ☒ no Tenders may be submitted for ☐ all lots ☐ maximum number ☐ Maximum number of lots that may be awarded to one tende ☐ The contracting authority reserves the right to award contracting authority reserves.	rer: []	r groups of lots:
II.2) Description		
II.2.1.) Title:	oling 2020	Lot No:
: Purchasing tubing, tubing pup joints and flow could II.2.2.) Additional CPV code(s): Main CPV code: 44166000-1 Supplementary CPV code: 1,2 II.2.3) Place of performance: NUTS-code: HU Main site or place of performance: Hungary	[][][][]	
II.2.4) Description of the public procurement: Supply Framework Agreement on purchasing gas	s-tight threaded tubing, t	ubing pup joints and flow

Supply Framework Agreement on purchasing gas-tight threaded tubing, tubing pup joints and flow coupling required for CH well operations for the Hungarian Gas Storage Ltd for a period of 3 years following the conclusion of contract.

Requested pipes with gas-tight thread required for the desired well operation: tubing of 4 1/2" TPS TS (or equivalent) box - 4 1/2" TPS TS (or equivalent) pin pipe thread type
tubing pup joints of 4 1/2" TPS TS (or equivalent) box - 4 1/2" TPS TS (or equivalent) pin pipe thread type
flow coupling of 4 1/2" TPS TS (or equivalent) box - 4 1/2" VAM TOP (or equivalent)) pin pipe thread connection type
flow coupling of 4 1/2" VAM TOP (or equivalent) box - 4 1/2" TPS TS (or equivalent)) pin pipe thread connection type
flow coupling of 4 1/2" VAM TOP (or equivalent) box - 4 1/2" VAM TOP (or equivalent) pin pipe thread connection type
flow coupling of 4 1/2" TPS TS (or equivalent) box - 4 1/2" TPS TS (or equivalent)) pin pipe thread connection type
The pipes may not be either produced before 01.01.2019 or be used previously.
The detailed technical content shall be specified in the technical annex to the tender document.
(nature and quantity of works, supplies, or services or indication of needs and requirements, for supplies only – state whether tenders are requested for purchase, lease, rental, hire purchase or any combination of those)
II.2.5) Evaluation criteria
⊠ Criteria below
☐ Quality criterion – Name: / Weighting:
Delivery deadline from purchase order in case of tubing (min. 210 – max. 120 days) (days) / 6
Delivery deadline from purchase order in case of tubing pup joint (min. 150 – max. 90 days) (days) / 2
Delivery deadline from purchase order in case of flow coupling (min. 150 – max. 90 days) (days) / 2
Cost criterion – Name: / Weighting:
☑ Price – Weighting: 90
Price is not the only award criterion and all criteria are stated only in the procurement documents
II.2.6) Estimated total value:
Value excluding VAT: 350,000,000 Currency: HUF
(for framework agreements or dynamic purchasing systems – estimated total maximum value for the entire duration of this lot)
II.2.7) Duration of the contract, framework agreement or dynamic purchasing system
Duration in months: 36 or Duration in working days: []
or Start: / End:
This contract is subject to renewals ☐ yes ☐ no Description of renewals:
II.2.9) Information about the limits on the number of candidates to be invited (except in open procedures)
Envisaged number of candidates: []
or Envisaged minimum number: 1 / Maximum number: 99
Objective criteria for choosing the limited number of candidates: There is no such criteria, this item was completed for
the purposes of the announcement.
II.2.10) Information about variants
Variants will be accepted ☐ yes ☒ no
II.2.11) Information about options
Options yes on Description of options:

II.2.12) Information about electronic catalogues ☐ Tenders must be presented in the form of electronic catalogues or include an electronic catalogue		
II.2.13) Information about European Union funds The procurement is related to a project and/or programme financed by European Union funds □ yes ☑ no Identification of the project:		
II.2.14) Additional information: Evaluation of Tenders: The best price-quality ratio as per Section 76 (2) c) of the PPA. Quality criterion: objective range-based evaluation. The tender containing a tender element above the maximum range shall be valid, but will not receive extra scores compared to the maximum. Price criterion: relative evaluation with inverse proportionality. Score range: 0-100 scores in every sub-criterion, details specified in the public procurement document.		

Section III: Legal, economic, financial and technical information

III.1) Conditions for participation

III.1.1) Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions:

Economic operators are excluded from participating in the procedure as a candidate or a subcontractor, and may not contribute to the certification of suitability if the grounds for exclusion as per Section 62, Subsection (1) and (2), and Section 63, Subsection (1) of the PPA exist.

The non-existence of the grounds for exclusion shall be verified pursuant to Sections 1-16 of Government Decree No. 321/2015 (X.30.) (hereinafter: Government Decree).

Candidate shall provide preliminary evidence for the non-existence of the grounds for exclusion as per Section 62 (1) and (2) and Section 63 (1) of the PPA with regard to the candidate and the entity providing resources by submitting a European Single Procurement Document (hereinafter: ESPD).

Candidate shall make a statement to the effect that for the purposes of performing the contract they shall not employ any subcontractor subject to the grounds for exclusion as specified in Section 62 (1) and (2), and Section 63 (1) of the PPA.

[Pursuant to Section 67 (4) of the PPA] This statement shall be submitted even if Contracting Authority did not require in the procedure the identification of known subcontractors.

- whether they are in the process of any registry modification at the Court of Registration. In case of an ongoing registry modification procedure, the modification request submitted to and the acknowledgement of receipt issued by the Court of Registration shall also be attached to the request to participate. [Pursuant to Section 13 of Government Decree 2015 (X. 30.)]

III.1.2) Economic and financial standing

Selection criteria as stated in the procurement documents

List and brief description of selection criteria:

In the participation stage, candidates shall provide preliminary evidence for their compliance with the suitability criteria by submitting an ESPD. The relevant economic operator's ordinary statement will be accepted by the Contracting Authority in the ESPD as a preliminary evidence for the suitability criteria.

P1) Upon the Contracting Authority's invitation as per Section 69 (4) of the PPA, invited candidates shall attach their statements on the net turnover they generated in the business years ending on the three preceding balance sheet dates in the subject of the procurement (sale of gas-tight threaded tubings and tubing pup joints and flow couplings required for CH well operations as per Section II.2.4) depending on

the candidates' date of establishment, their start of activities, provided such data are available. [Pursuant to Section 19. (1) c) and (3) of Government Decree No. 321/2015. (X. 30.)]

The statement shall be detailed enough to clearly establish compliance with the suitability criterion.

In case of a joint Request to Participate, suitability shall be certified pursuant to Section 65 (6) of the PPA. Candidates may rely on other entities' resources and provide certification thereof according to Section 65 (7)-(11) of the PPA.

An ordinary copy of the documents may be submitted.

Minimum level(s) of standards possibly required:

P1) Candidate shall qualify as unsuitable unless Candidate has at least a total of net 170,000,000 HUF turnover generated in the business years ending on the three preceding balance sheet dates from the sale of gas tight threaded tubings and tubing pup joints and flow couplings required for CH well operations as per Section II.2.4.

[Section 19 (1) c) and (3) of Government Decree No. 321/2015. (X. 30.)]

III.1.3) Technical and professional ability

Selection criteria as stated in the procurement documents

List and brief description of selection criteria:

In the participation stage, candidates shall provide preliminary evidence for their compliance with the suitability criteria by submitting an ESPD. The relevant economic operator's ordinary statement will be accepted by the Contracting Authority in the ESPD as a preliminary evidence for the suitability criteria.

M1) Upon the Contracting Authority's invitation as per Section 69 (4) of the PPA, invited candidates shall attach a review of their major references in the six years prior to the date of the invitation with regard to supplying gas-tight threaded tubings and tubing pup joints and flow couplings required for CH well operations as per Section II.2.4.

Certificates and statements shall include at least the following data: date of performance (start and end dates), name of the other contracting party, object and quantity of the sale and a statement as to whether performance was in line with the requirements and the contract.

The statement shall be detailed enough to clearly establish compliance with the suitability criterion.

[Section 21 (1) a) and 22 (1)-(2) of Government Decree No. 321/2015. (X. 30.)]

In case of a joint Request to Participate, suitability shall be certified pursuant to Section 65 (6) of the PPA. Candidates may rely on other entities' resources and provide certification thereof according to Section 65 (7)-(11) of the PPA.

An ordinary copy of the documents may be submitted.

Minimum level(s) of standards possibly required:

M1) Candidate shall qualify as unsuitable unless Candidate has a reference on contractual performance in supplying a total of at least 1000 meters of gas-tight tubing and at least 100 meters of tubing pup joints and at least 50 meters of flow coupling required for CH well operations as per Section II.2.4 in the six years prior to the date of the invitation.

[Section 21 (1) a) and 22 (1)-(2) of Government Decree No. 321/2015. (X. 30.)]

III.1.4) Objective rules and criteria for participation

List and brief description of rules and criteria:

III.1.5) Information about reserved contracts

The contract is reserved to sheltered workshops and economic operators aiming at the social and professional	integration of
disabled or disadvantaged persons	

The execution of the contract is restricted to the framework of sheltered employment programme
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III.1.6) Deposits and guarantees required:

Penalty:

Cancellation: If performance is cancelled due to reasons attributable to the Supplier. Amount: 30 % of the net contract price for the products affected by cancellation.

Delay: If due to reasons attributable to the Supplier, Supplier defaults on delivering the product in time. Amount: 1% of the net contract price of the contract quantity affected by the delay for each calendar day, maximum 25%.

Warranty: 24 months from the handover/takeover of the products.

Contract deposits and guarantees are specified in the public procurement document.

III.1.7) Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them:

The amount of the invoice in conformity with the contract and the legislation shall be settled by the contracting authority having regard to Section 6:130 (1)-(2) of the Civil Code.

Conditions set out in Section 135 (1) and (6) of the PPA shall be part of the contract even if not regulated or otherwise agreed by the parties. The document certifying delivery shall be annexed to the invoice. The currency of the tender, the contract and payments shall be HUF.

Detailed payment conditions shall be contained in the draft contract contained in the public procurement document.

III.1.8) Legal form to be taken by the group of economic operators to whom the contract is to be awarded:

Contracting Authority does not allow the setting up of a project company (business organisation) for the performance of the contract.

III.2) Conditions related to the contract

Section IV: Procedure

IV.1) Description

IV.1.1) Type of procedure
□Open procedure
Restricted procedure
Negotiated procedure with prior call for competition
Competitive dialogue
☐Innovation partnership
IV.1.3) Information about a framework agreement or a dynamic purchasing system
The notice involves the establishment of a framework agreement

☐ Framework agreement with a single operator
☐ Framework agreement with several operators
Envisaged maximum number of participants to the framework agreement:
☐ The notice involves the setting up of a dynamic purchasing system
☐ The dynamic purchasing system might be used by additional purchasers
In the case of framework agreements, provide justification for any duration exceeding 8 years:
IV.1.4) Information about the reduction of the number of solutions or tenders during negotiation or dialogue
Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated
IV.1.6) Information about electronic auction An electronic auction will be used
Additional information about electronic auction:
Additional information about electronic auction.
IV.1.8) Information about Government Procurement Agreement (GPA)
The contract is covered by the Government Procurement Agreement (GPA): Syes no
IV.2) Administrative information
IV.2.1) Previous publication concerning this procedure
Notice number in the OJ S: [][][][]/S [][][][][][][][][]
(One of the following: Periodic indicative notice- utilities, Notice on a buyer profile)
IV.2.2) Time limit for receipt of tenders or requests to participate
Date: 07.08.2020 Local time: 10:00
Date. 07.08.2020 Local time. 10.00
IV.2.3) Estimated date of dispatch of invitations to tender or to participate to selected candidates
Date: 28.08.2020.
IV.2.4) Languages in which tenders or requests to participate may be submitted: HU, EN
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IV.2.6) Minimum time frame during which the tenderer must maintain the tender Tender must be valid until: (dd/mm/yyyy) or Duration in months: 1 (from the date stated for receipt of tender)
IV.2.6) Minimum time frame during which the tenderer must maintain the tender Tender must be valid until: (dd/mm/yyyy) or Duration in months: 1 (from the date stated for receipt of tender) IV.2.7) Conditions for opening tenders Date: 07.08.2020 Local time: 12:00 Place: https://ekr.gov.hu, only electronically, via the EPPS system
IV.2.6) Minimum time frame during which the tenderer must maintain the tender Tender must be valid until: (dd/mm/yyyy) or Duration in months: 1 (from the date stated for receipt of tender) IV.2.7) Conditions for opening tenders Date: 07.08.2020 Local time: 12:00 Place: https://ekr.gov.hu, only electronically, via the EPPS system (ekr.gov.hu), using dedicated interface of the procedure.
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☐ Electronic ordering will be used	
☐ Electronic invoicing will be accepted	
☐ Electronic payment will be used	

VI.3) Additional information

- 1) Contracting Authority set stricter suitability criteria and verification methodology as per Sections III.1.2 and III.1.3 than those set out in the list of qualified tenderers.
- 2) Contracting Authority does not allow the submission of tenders for lots as delivery cannot be divided.
- 3) In case of a joint request to participate, Section 35 of the PPA shall apply. A copy of the agreement on the assumption of joint and several liability shall be attached to the request to participate, specifying the competences of the candidates in relation to the public procurement procedure and identifying the candidate who exclusively represents the joint candidates in the public procurement procedure and is entitled to make binding legal statements on the joint candidates' behalf. The agreement shall also specify that in case of a contract award, joint candidates shall accept joint and several liability for the performance of any and all the obligations assumed in the contract, together with other minimum content requirements as per the document.
- 4) In the request to participate, Candidate shall make a duly signed statement as per Section 65 (4) and Section 66 (4)-(6) of the PPA by completing the template included in the document.
- 5) Complementary Information as per Section 56 of the PPA. Contracting Authority shall make available the public procurement document and all the complementary information to the economic operators in the EPPS, at https://ekr.gov.hu.
- 6) Supply of missing information, provision of information as per Section 71 of the PPA, in case of including a new economic operator, there is no new supply of missing information.
- 7) Time limit for submitting the request to participate: 07.08.2020 10:00 hours.

Date of opening the request(s) to participate: 07.08.2020 12:00 hours.

Place of submitting and opening the Request to Participate: At the address specified in Section I.3, only electronically, via the EPPS system (ekr.gov.hu), using the dedicated interface of the procedure. Information: Section 15 of Government Decree No. 424/2017 (XII.19.)

- 8) A copy of the specimen signature or a sample signature countersigned by the legal representative of the person signing the request to participate shall also be attached to the request to participate. In the event that the request is signed by a person other than the authorized representative, the authorisation to sign the request by the authorized representative shall also be attached to the request.
- 9) Contracting Authority will not apply the option to declare the procedure unsuccessful as per Section 75 (2) of the PPA.
- 10) In issues not regulated by the notice launching the procedure, stipulations of the PPA shall apply. Sections 41/A 41/C of the PPA and Sections 11-12 of Government Decree No. 424/2017 (XII.19.) shall specify further stipulations on the requirements for documents submitted via the EPPS, statements made electronically in the EPPS and statements made electronically in case of representation. For using the EPPS, registration as per Section 6 of the Government Decree is required. Guidelines of using the EPPS shall be available at https://ekr.gov.hu/portal/tamogatas; andhttp://nekszt.hu/tamogatas/
- 11) Accredited public procurement consultant: Dr László Gábor Nagy, Registration No.: 00099
- 12) Further information on the submission of the request shall be provided in the public procurement document. In the event of any difference between the notice and the document, the notice shall prevail.
- 13) Section IV.2.6 was completed for the purposes of dispatch and announcement: 1 month = 30 calendar days.

- 14) Legal basis for negotiated procedure: Section 2 (2) of Gov. Decree No. 307/2015 (X.27.) on the special public procurement rules governing the public procurement of public utility service providers.
- 15) Contracting Authority reserves the right to conduct the negotiation by way of electronic communications network or other device suitable for transmitting image and voice, informing the tenderers thereof simultaneously in advance.
- 16) Following the conclusion of the framework agreement as per Section 18 (1) of Government Decree No. 307/2015 (X.27.), purchases under the framework agreement shall be carried out as per Section 105 (1) a)-c), according to which different sub-criteria shall be applied.
- 17) Pursuant to Section 87 (1) of the PPA, Contracting Authority specified the minimum technical level required for the performance of the contract in range 0 of the evaluation criteria of the three Quality criteria, being the condition of the technical specification compared to which no less favourable criteria will be negotiated by the Contracting Authority.

VI.4) Procedures for review

VI.4.1) Review body			
Official name: Public Procurement Authority, Public Procurement Arbitration Board			
Postal address: Riadó utca 5.			
Town: Budapest	Postal code: 1026	Country: Hungary	
E-mail: dontobizottsag@kt.hu	Telephone: +36 18828594		
Internet address: (URL) www.kozbeszerzes.hu		Fax: +36 18828593	
VI.4.2) Body responsible for mediation procedures			
Official name:			
Postal address:			
Town:	Postal code:	Country:	
E-mail:		Phone:	
Internet address: (URL)		Fax:	
VI.4.3) Review procedure Precise information on the deadline for review procedures: Pursuant to Section 148 of the PPA.			
VI.4.4) Service from which information about the review procedure may be obtained ²			
Official name: Public Procurement Authority, Public Procurement Arbitration Board			
Postal address: Riadó utca 5.			
Town: Budapest	Postal code: 1026	Country: Hungary	
E-mail: dontobizottsag@kt.hu		Telephone: +36 18828594	

Internet address: (URL) www.kozbeszerzes.hu	Fax: +36 18828593

VI.5) Date of dispatch of this notice: __/__/2020

 ${\it It is the contracting authority's responsibility to ensure compliance with European \ Union \ law \ and \ any \ applicable \ laws.}$