



NORWEGIAN DEFENCE MATERIEL AGENCY

2024038728

Explosives and igniters

Prequalification basis

Negotiated Procedure
(FOSA part I and II)

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1. Introduction

1.1 About the Contracting Authority

NDMA is the contracting authority and is responsible for carrying out the procurement procedure. NDMA is an agency in the Norwegian Defence Sector, directly subordinate to the Norwegian Ministry of Defence (MoD). NDMA shall ensure that the Norwegian Armed Forces (Armed Forces) and other agencies in the defence sector shall have access to cost-efficient and safe materiel in accordance with adopted long-term plans. NDMA's main tasks are planning, procurement, management, and disposal of materiel for the Armed Forces and other MoD agencies.

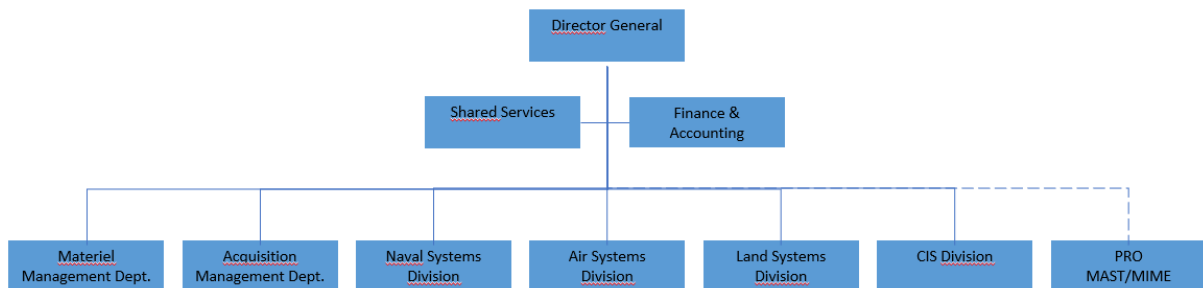


Figure 1 NDMA Organisation

More information is available at www.fma.no/en

1.2 User

The Contracting Authority shall enter into the framework agreements described in clause 1.3 on behalf of the following users:

- The Norwegian Armed Forces (986 105 174)

Representatives from The Norwegian Armed Forces make call offs from the framework agreements on behalf of all users.

1.3 Purpose of the procurement

The scope of the procurement is to cover the needs regarding explosives and igniters within 13 areas:

Area 1: Booster

Area 2: Breaching frame and pole for breaching frame

Area 3: Demolition charge

Area 4: Detcord 5g_m

Area 5: Detcord 10g_m

Area 6: Detcord 20g_m

Area 7: Detcord 40g_m

Area 8: Detcord 80g_m

Area 9: Detcord booster

Area 10: Flexible high explosive shaped charge

Area 11: High explosive sheet charge

Area 12: Shock tube with integrated igniter and detonator

Area 13: Shock tube

There will be established one separate framework agreement for Area 1: Booster.

There will be established one separate framework agreement for Area 2: Breaching frame and pole for breaching frame.

There will be established one separate framework agreement for Area 3: Demolition charge.

There will be established one separate framework agreement for Area 4: Detcord 5g_m.

There will be established one separate framework agreement for Area 5: Detcord 10g_m.

There will be established one separate framework agreement for Area 6: Detcord 20g_m.

There will be established one separate framework agreement for Area 7: Detcord 40g_m.

There will be established one separate framework agreement for Area 8: Detcord 80g_m.

There will be established one separate framework agreement for Area 9: Detcord booster.

There will be established one separate framework agreement for Area 10: Flexible high explosive shaped charge.

There will be established one separate framework agreement for Area 11: High explosive sheet charge.

There will be established one separate framework agreement for Area 12: Shock tube with integrated igniter and detonator.

There will be established one separate framework agreement for Area 13: Shock tube.

The Supplier is entitled to participate in 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and/or 13 areas.

1.4 Value of the procurement

1.4.1 Area 1 Booster

The estimate of the framework agreement Area 1 Booster amounts to NOK 45 000 –60 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 1 Booster for the duration of the agreement amounts to NOK 60 000 exclusive of VAT.

1.4.2 Area 2 Breaching frame and pole for breaching frame

The estimate of the framework agreement Area 2 Breaching frame and pole for breaching frame amounts to NOK 900 000 – 1 500 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 2 Breaching frame and pole for breaching frame for the duration of the agreement amounts to NOK 1 500 000 exclusive of VAT.

1.4.3 Area 3 Demolition charge

The estimate of the framework agreement Area 3 Demolition charge amounts to NOK 20 000 000 – 25 000 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 3 Demolition charge for the duration of the agreement amounts to NOK 25 000 000 exclusive of VAT.

1.4.4 Area 4 Detcord 5g_m

The estimate of the framework agreement Area 4 Detcord 5g_m amounts to NOK 30 000 – 45 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 4 Detcord 5g_m for the duration of the agreement amounts to NOK 45 000 exclusive of VAT.

1.4.5 Area 5 Detcord 10g_m

The estimate of the framework agreement Area 5 Detcord 10g_m amounts to NOK 4 000 000 – 5 000 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 5 Detcord 10g_m for the duration of the agreement amounts to NOK 5 000 000 exclusive of VAT.

1.4.6 Area 6 Detcord 20g_m

The estimate of the framework agreement Area 6 Detcord 20g_m amounts to NOK 100 000 –200 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 6 Detcord 20g_m for the duration of the agreement amounts to NOK 200 000 exclusive of VAT.

1.4.7 Area 7 Detcord 40g_m

The estimate of the framework agreement Area 7 Detcord 40g_m amounts to NOK 100 000 –200 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 7 Detcord 40g_m for the duration of the agreement amounts to NOK 200 000 exclusive of VAT.

1.4.8 Area 8 Detcord 80g_m

The estimate of the framework agreement Area 8 Detcord 80g_m amounts to NOK 200 000 –300 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 8 Detcord 80g_m for the duration of the agreement amounts to NOK 300 000 exclusive of VAT.

1.4.9 Area 9 Detcord booster

The estimate of the framework agreement Area 9 Detcord booster amounts to NOK 415 000 –500 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 9 Detcord booster for the duration of the agreement amounts to NOK 500 000 exclusive of VAT.

1.4.10 Area 10 Flexible high explosive shaped charge

The estimate of the framework agreement Area 10 Flexible high explosive shaped charge amounts to NOK 285 000 – 400 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 10 Flexible high explosive shaped charge for the duration of the agreement amounts to NOK 400 000 exclusive of VAT.

1.4.11 Area 11 High explosive sheet charge

The estimate of the framework agreement Area 11 High explosive sheet charge amounts to NOK 800 000 – 1 000 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 11 High explosive sheet charge for the duration of the agreement amounts to NOK 1 000 000 exclusive of VAT.

1.4.12 Area 12 Shock tube with integrated igniter and detonator

The estimate of the framework agreement Area 12 Shock tube with integrated igniter and detonator amounts to NOK 4 400 000 – 6 000 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 12 Shock tube with integrated igniter and detonator for the duration of the agreement amounts to NOK 6 000 000 exclusive of VAT.

1.4.13 Area 13 Shock tube

The estimate of the framework agreement Area 13 Shock tube amounts to NOK 1 000 000 – 2 000 000 exclusive of VAT for the duration of the agreement. The maximum and upper threshold for the framework agreement Area 13 Shock tube for the duration of the agreement amounts to NOK 2 000 000 exclusive of VAT.

1.4.14 Volume estimates

The estimates for the 13 areas have been based on historic figures and/or expected future use on the basis of the Contracting Authority's best estimate. The estimate for each area does not mean that the Contracting Authority has an obligation to make call offs.

The actual amount of call offs depends on the user's shifting needs during the term of each of the framework agreements. These may, in particular, vary depending on exercises, drafts etc. during the term of agreement.

1.5 Duration

The duration of each of the 13 framework agreements is 7 years.

1.6 Type of contract

A framework agreement shall be entered into with one contractor for each of the 13 areas.

1.7 Exclusivity

The framework agreement for each of the 13 areas is a non-exclusive agreement. The contracting authority reserves the right to enter into framework agreements or contracts with other contractors when the contracting authority finds this practical.

1.8 The structure of the qualifying documentation

The tender documentation consists of two parts:

Part 1 contains documents related to the competition. The following documents belong to part 1:

The main document	Prequalification basis (this document)
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Area 1: Booster

Part I.1 Annex 1	Request letter for Area 1: Booster
Part I.1 Annex 2	Declaration of commitment (template) for Area 1: Booster
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 1: Booster
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 1: Booster
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 1: Booster
Part I.1 Annex 5	Self declaration about Russian involvement for Area 1: Booster

Area 2: Breaching frame and pole for breaching frame

Part I.1 Annex 1	Request letter Area 2: Breaching frame and pole for breaching frame
Part I.1 Annex 2	Declaration of commitment (template) for Area 2: Breaching frame and pole for breaching frame
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 2: Breaching frame and pole for breaching frame
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 2: Breaching frame and pole for breaching frame
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 2: Breaching frame and pole for breaching frame
Part I.1 Annex 5	Self declaration about Russian involvement for Area 2: Breaching frame and pole for breaching frame

Area 3: Demolition charge

Part I.1 Annex 1	Request letter for Area 3: Demolition charge
Part I.1 Annex 2	Declaration of commitment (template) for Area 3: Demolition charge
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 3: Demolition charge
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 3: Demolition charge
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 3: Demolition charge
Part I.1 Annex 5	Self declaration about Russian involvement for Area 3: Demolition charge

Area 4: Detcord 5g_m

Part I.1 Annex 1	Request letter for Area 4: Detcord 5g_m
Part I.1 Annex 2	Declaration of commitment (template) for Area 4: Detcord 5g_m
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 4: Detcord 5g_m
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 4: Detcord 5g_m
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 4: Detcord 5g_m
Part I.1 Annex 5	Self declaration about Russian involvement for Area 4: Detcord 5g_m

Area 5: Detcord 10g_m

Part I.1 Annex 1	Request letter for Area 5: Detcord 10g_m
Part I.1 Annex 2	Declaration of commitment (template) for Area 5: Detcord 10g_m
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 5: Detcord 10g_m
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 5: Detcord 10g_m
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 5: Detcord 10g_m
Part I.1 Annex 5	Self declaration about Russian involvement for Area 5: Detcord 10g_m

Area 6: Detcord 20g_m

Part I.1 Annex 1	Request letter for Area 6: Detcord 20g_m
Part I.1 Annex 2	Declaration of commitment (template) for Area 6: Detcord 20g_m
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 6: Detcord 20g_m
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 6: Detcord 20g_m
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 6: Detcord 20g_m
Part I.1 Annex 5	Self declaration about Russian involvement for Area 6: Detcord 20g_m

Area 7: Detcord 40g_m

Part I.1 Annex 1	Request letter for Area 7: Detcord 40g_m
Part I.1 Annex 2	Declaration of commitment (template) for Area 7: Detcord 40g_m
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 7: Detcord 40g_m
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 7: Detcord 40g_m
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 7: Detcord 40g_m
Part I.1 Annex 5	Self declaration about Russian involvement for Area 7: Detcord 40g_m

Area 8: Detcord 80g_m

Part I.1 Annex 1	Request letter for Area 8: Detcord 80g_m
Part I.1 Annex 2	Declaration of commitment (template) for Area 8: Detcord 80g_m
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 8: Detcord 80g_m
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 8: Detcord 80g_m
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 8: Detcord 80g_m
Part I.1 Annex 5	Self declaration about Russian involvement for Area 8: Detcord 80g_m

Area 9: Detcord booster

Part I.1 Annex 1	Request letter for Area 9: Detcord booster
Part I.1 Annex 2	Declaration of commitment (template) for Area 9: Detcord booster
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 9: Detcord booster
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 9: Detcord booster
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 9: Detcord booster
Part I.1 Annex 5	Self declaration about Russian involvement for Area 9: Detcord booster

Area 10: Flexible high explosive shaped charge

Part I.1 Annex 1	Request letter for Area 10: Flexible high explosive shaped charge
Part I.1 Annex 2	Declaration of commitment (template) for Area 10: Flexible high explosive shaped charge
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 10: Flexible high explosive shaped charge
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 10: Flexible high explosive shaped charge
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 10: Flexible high explosive shaped charge
Part I.1 Annex 5	Self declaration about Russian involvement for Area 10: Flexible high explosive shaped charge

Area 11: High explosive sheet charge

Part I.1 Annex 1	Request letter for Area 11: High explosive sheet charge
Part I.1 Annex 2	Declaration of commitment (template) for Area 11: High explosive sheet charge
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 11: High explosive sheet charge
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 11: High explosive sheet charge
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 11: High explosive sheet charge
Part I.1 Annex 5	Self declaration about Russian involvement for Area 11: High explosive sheet charge

Area 12: Shock tube with integrated igniter and detonator

Part I.1 Annex 1	Request letter for Area 12: Shock tube with integrated igniter and detonator
Part I.1 Annex 2	Declaration of commitment (template) for Area 12: Shock tube with integrated igniter and detonator
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 12: Shock tube with integrated igniter and detonator
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 12: Shock tube with integrated igniter and detonator
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 12: Shock tube with integrated igniter and detonator
Part I.1 Annex 5	Self declaration about Russian involvement for Area 12: Shock tube with integrated igniter and detonator

Area 13: Shock tube

Part I.1 Annex 1	Request letter for Area 13: Shock tube
Part I.1 Annex 2	Declaration of commitment (template) for Area 13: Shock tube
Part I.1 Annex 3A	Self declaration of ethical commitment for Area 13: Shock tube
Part I.1 Annex 3B	Qualification requirement ethical trade for Area 13: Shock tube
Part I.1 Annex 4	Caution, duty of non-disclosure and conflict of interest for Area 13: Shock tube
Part I.1 Annex 5	Self declaration about Russian involvement for Area 13: Shock tube

The main document	Tender basis
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Area 1: Booster

Part I.2 Annex 1	Tender letter for Area 1: Booster
Part I.2 Annex 2	Deviations from the tender basis for Area 1: Booster (template)
Part I.2 Annex 3	Request for visit for Area 1: Booster
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 1: Booster

Area 2: Breaching frame and pole for breaching frame

Part I.2 Annex 1	Tender letter for Area 2: Breaching frame and pole for breaching frame
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 2: Breaching frame and pole for breaching frame
Part I.2 Annex 3	Request for visit for Area 2: Breaching frame and pole for breaching frame
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 2: Breaching frame and pole for breaching frame

Area 3: Demolition charge

Part I.2 Annex 1	Tender letter for Area 3: Demolition charge
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 3: Demolition charge
Part I.2 Annex 3	Request for visit for Area 3: Demolition charge
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 3: Demolition charge

Area 4: Detcord 5g_m

Part I.2 Annex 1	Tender letter for Area 4: Detcord 5g_m
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 4: Detcord 5g_m
Part I.2 Annex 3	Request for visit for Area 4: Detcord 5g_m
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 4: Detcord 5g_m

Area 5: Detcord 10g_m

Part I.2 Annex 1	Tender letter for Area 5: Detcord 10g_m
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 5: Detcord 10g_m
Part I.2 Annex 3	Request for visit for Area 5: Detcord 10g_m
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 5: Detcord 10g_m

Area 6: Detcord 20g_m

Part I.2 Annex 1	Tender letter for Area 6: Detcord 20g_m
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 6: Detcord 20g_m

Part I.2 Annex 3	Request for visit for Area 6: Detcord 20g_m
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 6: Detcord 20g_m

Area 7: Detcord 40g_m

Part I.2 Annex 1	Tender letter for Area 7: Detcord 40g_m
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 7: Detcord 40g_m
Part I.2 Annex 3	Request for visit for Area 7: Detcord 40g_m
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 7: Detcord 40g_m

Area 8: Detcord 80g_m

Part I.2 Annex 1	Tender letter for Area 8: Detcord 80g_m
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 8: Detcord 80g_m
Part I.2 Annex 3	Request for visit for Area 8: Detcord 80g_m
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 8: Detcord 80g_m

Area 9: Detcord booster

Part I.2 Annex 1	Tender letter for Area 9: Detcord booster
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 9: Detcord booster
Part I.2 Annex 3	Request for visit for Area 9: Detcord booster
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 9: Detcord booster

Area 10: Flexible high explosive shaped charge

Part I.2 Annex 1	Tender letter for Area 10: Flexible high explosive shaped charge
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 10: Flexible high explosive shaped charge
Part I.2 Annex 3	Request for visit for Area 10: Flexible high explosive shaped charge
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 10: Flexible high explosive shaped charge

Area 11: High explosive sheet charge

Part I.2 Annex 1	Tender letter for Area 11: High explosive sheet charge
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 11: High explosive sheet charge
Part I.2 Annex 3	Request for visit for Area 11: High explosive sheet charge
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 11: High explosive sheet charge

Area 12: Shock tube with integrated igniter and detonator

Part I.2 Annex 1	Tender letter for Area 12: Shock tube with integrated igniter and detonator
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 12: Shock tube with integrated igniter and detonator
Part I.2 Annex 3	Request for visit for Area 12: Shock tube with integrated igniter and detonator
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 12: Shock tube with integrated igniter and detonator

Area 13: Shock tube

Part I.2 Annex 1	Tender letter for Area 13: Shock tube
Part I.2 Annex 2	Deviations from the tender basis (template) for Area 13: Shock tube

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Part 1 Prequalification basis

Part I.2 Annex 3	Request for visit for Area 13: Shock tube
Part I.2 Annex 4	Guide for clearance of foreign citizens for Area 13: Shock tube

Part II contains the framework agreement for this procurement including requirements for each area. The following documents belong to part II:

Framework agreement for Area 1: Booster
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 2: Breaching frame and pole for breaching frame
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 3: Demolition charge
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 4: Detcord 5g_m
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 5: Detcord 10g_m
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 6: Detcord 20g_m
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 7: Detcord 40g_m
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 8: Detcord 80g_m
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 9: Detcord booster

Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 10: Flexible high explosive shaped charge
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 11: High explosive sheet charge
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 12: Shock tube with integrated igniter and detonator
Appendices in accordance with the list of appendices specified in the framework agreement

Framework agreement for Area 13: Shock tube
Appendices in accordance with the list of appendices specified in the framework agreement

2. Conduct of the procedure

2.1 Procurement procedures

This procurement is conducted in accordance with the Act of 17 June 2016 no. 73 (the Public Procurement Act) and the Regulation of 4 October 2013 no. 1185 on Defence and Security Procurements ("FOSA").

According to FOSA § 1-3 (1), letter a, FOSA is applicable in relation to award of military and security contracts covering delivery of defence material.

The procurement is conducted according to the procedure "*negotiated procedure following prior notification*" according to FOSA section 5-1 first paragraph. This is a procedure consisting of two phases starting with this qualification phase. All interested suppliers have the opportunity to submit a request to participate in the tender. A given number of the qualified contractors will be invited to submit their tender in the next phase of the procedure (the tender phase), see clause 5.

2.2 Tender International sanctions – Russian involvement

This procurement is conducted in accordance with § 8 n) of the Regulation laid down by Royal Decree of 15th of August 2014 no. 1076, later amended by the Regulation of 3rd of May 2022 no. 755 by Royal Decree, concerning restrictive measurements regarding actions to undermine or threaten the territorial integrity, sovereignty, independence and stability of Ukraine. Accordingly, the Contracting Authority is obliged to withhold from entering into any agreements, with any legal entities, covered

by the Regulation. The Regulation is given with authority from the Act of 14th of April 2021 no. 18 (The Act of Sanctions).

The Contracting Authority depends on a loyal follow up from all contractors in terms of compliance of the Regulation. Any contractors that are not in compliance with the Regulation will be rejected from the tender.

If there is any uncertainty whether the Regulation applies for the contractor; the Contractor is encouraged to contact the Norwegian Ministry of Foreign Affairs (www.regjeringen.no).

Before the framework agreement is awarded for each area the Contracting Authority will require that the selected contractor submit a filled out and signed version of Part I.1 Annex 5 Self declaration about Russian involvement without any undue delay.

The Contracting Authority may also, at any time during the Tender process, ask the Contractor to provide further documentation to ensure compliance with the Regulation. This is necessary in order to ensure that the conduct of the tender complies with rules and regulations for the tender procedure. This may entail, but is not limited to, documentation of ownership and strategic structure with the Contractor and subcontractors, description of reliance and involvement of subcontractors, as well as cooperation with any Russian entities.

2.3 Tender notice

The procurement is published in Doffin (www.doffin.no) and Tender Electronic Daily (TED) (www.ted.europa.eu).

2.4 Important dates

2.4.1 Progress plan

The Contracting Authority plans to conduct the procurement in accordance with the progress plan below. Please note that the progress plan is tentative, and that the contracting authority may make adjustments during the process. Late submitted requests for participation will be rejected.

Activity	Date/week
Publication of notice in Doffin/TED	Week 44
Deadline for questions about the prequalification basis	09.12.2024
Deadline to submit requests for participation	20.12.2024, 11.00
Evaluation of requests for participation	20.12.2024-20.01.2025
Information about evaluation results	21.01.2025
Deadline for petition for injunctive relief	05.02.2025
Invitation to submit tenders	06.02.2025
Deadline for asking questions about the tender basis	03.03.2025
Deadline for submission of tenders	14.03.2025, 11.00
Evaluation of tenders and negotiations	14.03.2025-11.04.2025

(The Contracting Authority reserves the right not to conduct negotiations.)	
Framework agreement award	11.04.2025
Expiry of the standstill period	22.04.2025
Framework agreement signing	23.04.2025
Tender acceptance period	30.06.2025

2.5 Communication and questions to the prequalification basis and additional information

All communication relating to the procurement process shall take place in writing via Mercell (www.mercell.com).

The Contracting Authority would like to emphasize that it is very important that all potential contractors register at the MERCELL website in order to get access to all documents and possible changes and/or clarifications of the enquiry documentation, cancellations, questions & answers and all other information relating to this enquiry.

When logged in on the tender in Mercell, please choose the folder «*communication*». Click on the icon «*new message*» in the menu. Write the question/information and click «*send*». The Contracting Authority will then receive the question/information.

Any questions from the contractors about the pre-qualification documents must be submitted via Mercell within the deadline stated in clause 2.4.1.

All questions received before the deadline for asking questions be answered anonymously and made available as additional information for all those who have notified their interest in Mercell. Additional information is available under the folder «*communication*» and then under the folder «*additional information*». Contractors that have already notified their interest will also receive a message via e-mail if additional information is given in the tender. The Contractor can then follow the link in the message to reach the relevant tender.

2.6 Corrections, supplements and/or amendments to the qualification documentation

Within the expiry of the deadline to submit requests to participate in the Prequalification, the Contracting Authority is entitled to make corrections, supplements and amendments to the qualification documentation that are not substantial.

Corrections, supplements or amendments to the qualification documentation will immediately be forwarded to all contractors that have registered their interest in Mercell.

In part 2 of the procurement process, corrections, supplements or amendments will be forwarded directly to the invited contractors.

Errors or ambiguities that a prudent supplier should have discovered during a review of the procurement documents before submission of the tender cannot later be enforced as a basis for claims against the Contracting authority.

3. Administrative provisions

3.1 Language

All written and oral communication relating to this tender shall be in Norwegian or English. The language requirement also applies to the actual tender.

3.2 Public access to documents and confidentiality

For the general public's access to documents relating to a public procurement, the Freedom of Information Act and the Non-Disclosure Regulation in the Public Administration Act apply.

The contractors should submit one copy of the request for participation where the Contractor censors what the contractor considers to be trade secrets according to Norwegian law. Examples of such confidential information can be information about employees, reference descriptions, information about collaborating partners, etc.

In connection with requests for access to information, the contracting authority must independently of the view of the Contractor, assess whether the information is of such a nature that the contracting authority is obliged to give access.

The contractors shall protect information of a confidential nature, which is made available to them in connection with the procurement.

3.3 Code of ethics and general requirements for the case handling

Employees in the defence sector and contractors participating in the tender shall act in accordance with good business practice and ensure a high business ethical standard in their case handling in all phases of the procurement process.

A further review on this appears from Part I.1 Annex 4 Caution, duty of non-disclosure and conflict of interest. By submitting tenders, the Contractor confirms that Part I.1 Annex 4 Caution, duty of non-disclosure and conflict of interest is read and accepted.

3.4 The Contractor's costs relating to participation in the tender

Costs incurred by the Contractor in connection with the preparation, submission or follow-up of the request for participation and qualification process, as well as the procurement process in other respects, will not be refunded. Participation in this procurement process will not in any way commit the Contracting authority to enter into contract with the Contractor, or impose any type of economic obligations upon the contracting authority towards the Contractor.

4. Qualification requirements

4.1 Introduction

The Contractor must fulfil all of the qualification requirements listed in Merzell to qualify for participation in the tender.

The Contractor shall submit all of the requested documentation as documentation of the fulfilment of the set requirements. Lacking and/or deviating documentation may entail rejection.

The tender documentation and an invitation for further participation in the tender will only be sent to qualified contractors.

4.2 Reliance on the capacity of other entities

The Contractor can choose to rely on the capacity of other entities, cf. FOSA § 8-12 (2), unless otherwise is stated in Merzell. Other entities include parent companies, collaborating partners, subcontractors etc.

If the Contractor relies on the capacity of other entities, a signed declaration of commitment shall be enclosed, see Part I.1 Annex 2 – Declaration of commitment (template).

5. Assessment qualification

5.1 Implementation of the qualification phase

The Contracting authority will consider whether the qualification requirements in Merzell are fulfilled for each area on the basis of the documentation delivered by the contractors together with the request for participation in the tender.

Contractors that do not fulfil one or more qualification requirements will be excluded from the tender.

5.2 Number of contractors that will be invited to submit a tender

Minimum 3 and maximum 5 qualified contractors will be invited to submit a tender for each area, provided there is a sufficient number of qualified suppliers. The exclusion of any surplus qualified contractors shall take place in accordance with the procedure described in clause 5.3.

5.3 Selection criteria

The exclusion of surplus qualified contractors is made based on the Contracting authority's assessment for each area of which suppliers that are best qualified based on the submitted documentation relating to the selection criteria indicated in the table below. The following criteria will form the basis for the selection:

Selection criteria	Weight
<i>Leverandøren skal ha god erfaring fra lignende leveranser. Med lignende leveranser menes levering av tennmidler og eksplosiver.</i>	100 %

Requests for participation by surplus qualified contractors will be rejected.

6. Submission of request for participation in the competition

6.1 Structure of the request

The request shall contain the following documents for each area where the supplier requests to participate:

Section number	Document	Annex
1	Completed request letter for the area/areas in question	Part I.1 Annex 1

2	Tax certificate for the area/areas in question	
3	Declaration of commitment if the Contractor is assisted by other entities for the area/areas in question, cf. section 4.2	Part I.1 Annex 2
4	Self declaration about Russian involvement for the area/areas in question	Part I.1 Annex 5
5	Documentation of fulfilment of the qualification requirements for the area/areas in question	
6	Any censored request for the area/areas in question	See clause 3.2

6.2 Submission of the request

All requests for participation shall be submitted electronically in Merccell within the deadline stated in Clause 2.4.1 Progress Plan.

The Contractor may, before the expiry of the deadline to submit requests, make amendments and submit a new request. The latest submitted request counts as the final.

It is the Contractor's responsibility to make sure all the requested and necessary documentation is enclosed with the submitted request for the pre-qualification.

6.3 Request for participation in the entire or parts of the tender

The Supplier is entitled to participate in 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and/or 13 areas.

7. Closing of the qualification phase

7.1 Notice of exclusion and rejection

The contracting authority will inform all contractors in writing if their request for participation in the tender is excluded as a consequence of under-fulfilment of the qualification requirements or is rejected for being a surplus qualified contractor.

The notice will include a justification for why the Contractor is not considered as qualified or is excluded in the qualification phase.

If the Contracting authority finds that exclusion or rejection does not correspond to the qualification requirements or the selection criteria, the Contracting authority can reverse its decision and let the Contractor participate in the tender.

7.2 Deadline for request for interim injunction

Request for an interim injunction against the Contracting authority's decision to exclude or reject a request for participation in the tender must be put forward to the District Court within 15 days calculated from the day after the notice of exclusion or rejection was sent.