

**Subject: Ex-ante Publicity Notice for the Negotiated Procedure 21.CSD-SEC.NP3.561 -  
“Technical Surveillance Countermeasure” (TSCM) Devices and Training”**

To whom it may concern

The European Defence Agency (EDA) will shortly launch a call for tenders for the award of the above-mentioned low value contract.

Should you be interested in being invited in the above-mentioned call for tenders, please follow the instructions below.

In order to help you assess whether the envisaged contract is of your interest, the following information is hereby communicated.

<b>Outline description of the envisaged contract</b>	
Type of contract	<ul style="list-style-type: none"> <li>• Services</li> <li>• Direct contract</li> </ul>
Lots	N/A
Maximum estimated budget available for the contract	EUR 139000 (One hundred and thirty-nine thousand euros)
Duration of the contract	Four-year contract
Subject matter of the contract	<p><b>I) Provision of Technical Surveillance Countermeasure (TSCM) equipment (delivery date before 1<sup>st</sup> of March 2022):</b></p> <p>A. Provide technical equipment composed of the following 3 items:</p> <ol style="list-style-type: none"> <li>1. JJN Digital CAM GX5 RF Protocols detector (or equivalent);</li> <li>2. JJN Digital EDD 24T Electronic Device Detector (or equivalent);</li> </ol>

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	<p>3. REI André DELUXE Near-field detection receiver (or equivalent).</p> <p>B. The above-mentioned equipment must have a warranty for at least 2 years;</p> <p><b>II) Training and Maintenance</b></p> <p>A. Provision of training up to a maximum of 4 users. After training the EDA users must be able to fully use the equipment. The training should be delivered on EDA premises.</p> <p>B. Provision of the necessary maintenance activities of all the listed equipment during the duration of the contract on EDA premises.</p> <p><b>III) TSCM sweeping services (starting from 01 January 2022 until the end of the contract):</b></p> <p>A. Provide quarterly TSCM sweeping services of designated EDA premises administrative areas, including physical and technical inspections of rooms and equipment, checking for hostile eaves-dropping devices.</p> <p>B. Provide TSCM sweeping services in case of EDA relocation to a new or renovated building, during and after construction or refurbishing.</p>
Participation in the negotiated procedure	<p>Participation in EDA's public procurement procedures is open on equal terms to all natural and legal persons coming within the scope of the EU Treaties. When applying the rules of access to the market, it is the country where the tenderer is established which is to be considered. As regards a natural person, it is the State in which the person has his domicile.</p> <p>EDA procurement procedures are not covered by the WTO Multilateral Government Procurement Agreement (GPA). Tenderers established in third countries (non-EU countries) do not have the right to participate in procurement procedures unless international agreements in the field of public procurement grant them the right to do so. In case there is no such agreement, or the agreement does not apply to the kind of contracts put out to tender, tenderers of third countries are not entitled to participate.</p> <p>The relevant international agreements in the field of public procurement are the Stabilization and Association Agreements (SAA) and the European Economic Area Agreement (EEA). Currently, the following countries have signed and ratified the above Agreements and therefore economic operators established in Iceland, Liechtenstein, Norway, North Macedonia, Albania, Montenegro, Serbia, Kosovo, Bosnia and Herzegovina also have the right to participate in EDA's public procurement procedures.</p>
Selection criteria: necessary capacity to implement the contract	<p>Potentially interested economic operators are hereby informed that the following selection criteria will be assessed in the scope of the envisaged negotiated procedure:</p>

**Outline description of the envisaged contract**

**Economic and financial criteria**

<b>Criterion</b>	<b>Minimum capacity</b>	<b>Evidence/supporting documents</b>
1. Economic and financial capacity	The tenderer must have a minimum annual turnover of 50 000 EUR for the past three financial years.	The duly completed and signed Financial and Economic Capacity Overview Form which will be provided in annex to the tender specifications at a second stage of this procedure.

**Technical and professional criteria**

<b>Criterion</b>	<b>Minimum capacity</b>	<b>Evidence/supporting documents</b>
2.1 The tenderer shall demonstrate experience in the delivery of TSCM equipment and the performance of TSCM sweeping services to (inter)national organisations, high-security environments, or similar.	Two projects (with minimum value for each project of 25 000€) delivered in the last three years in the field(s) above.	List of two relevant services provided in the past three years, with sums, dates and recipients, public or private describing the services provided with respect to the requirements laid out under this criterion.
2.2 The tender shall have a national certification allowing performing TSCM services in Belgium.	-	Proof of Certification.
2.3. The tender shall have a Facility Security Clearance (FSC) at least at the level CONFIDENTIEL UE/EU CONFIDENTIAL (or national or NATO equivalent), before starting the contract.	-	- The tenderer must submit a solemn declaration of the Facility Security Officer confirming that (if awarded the contract) the staff assigned to the contract (including back-up staff) shall possess, at the date of contract signature, a 'CONFIDENTIEL UE/EU CONFIDENTIAL' level

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			(or higher) Personnel Security Clearance (PSC), or equivalent (National, NATO).
	<p><b>NB</b> Whilst no documents need to be submitted at this stage to prove that the above criteria are met, potentially interested economic operators are strongly advised to verify that they fully comply with the announced criteria.</p>		
Indicative date for launching the negotiated procedure	Invitation to submit tenders will be electronically sent to economic operators indicatively by <b>22/10/2021</b>		
Indicative time schedule for signing the contract	The envisaged contract will be concluded (indicatively) in December <b>2021</b> .		

If you are interested in being invited in the above- mentioned call for tenders, please reply to this ex-ante publicity notice by sending via email the filled-in **Reply Form**. Such Reply Form shall be sent to no later than **18/10/2021 – at 17h00** (Brussels time) to the following EDA functional mail box:

[procurement@eda.europa.eu](mailto:procurement@eda.europa.eu)

No evaluation is performed at this stage. All the economic operators who have expressed their interest to participate in this procurement procedure within the above-mentioned deadline will be subsequently invited to submit a tender. The contracting authority reserves the right to also invite economic operators not included in the list of interested economic operators who responded to this ex-ante publicity.

Only the candidates invited by the contracting authority to participate in this procurement procedure will be admissible.

This publicity is in no way binding for the EDA. The EDA's contractual obligation commences only upon signature of the contract with the successful tenderer.

Submission of an expression of interest implies acceptance of receiving the invitation to tender by electronic means. **It is the tenderer's responsibility to provide a valid e-mail address together with their contact details in the Reply Form and to check their e-mail regularly.**

We look forward to receiving your expression of interest.

**Annex:** Reply Form (Expression of interest)

### REPLY FORM (Expression of interest)

Please return the present page duly filled in to the following e-mail:

[procurement@eda.europa.eu](mailto:procurement@eda.europa.eu)

Please indicate in the subject line of the e-mail the title and number of the procedure:

21.CSD-SEC.NP3.561 - "TSCM equipment and training"

Name of the Company	
Title, first name and last name of contact person, and Function within the Company	
Address of the Company (including post code, town, country)	
Telephone: (with international prefix)	
E-mail of the contact person <sup>1</sup>	

Upon reception of your expression of interest, your personal data will be recorded and further processed by EDA for the sole purpose of drawing up list of interested economic operators that will be invited to take part in the present negotiated procedure. Such data will be processed by EDA in accordance with Regulation (EU) No 2018/1725<sup>2</sup>, pursuant to Article 31 of Council Decision (CSFP) 2015/1835.

Details concerning processing of your personal data are available in the privacy statement at the page:

<http://www.eda.europa.eu/docs/default-source/procurement/privacy-statement.pdf>

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<sup>1</sup> Where the invitation to tender will be sent.

<sup>2</sup> Regulation (EU) No 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p.39).