

This notice in TED website: <http://ted.europa.eu/udl?uri=TED:NOTICE:64752-2014:TEXT:EN:HTML>

**United Kingdom-Didcot: Software-related services  
2014/S 039-064752**

**Contract notice**

**Services**

Directive 2004/18/EC

**Section I: Contracting authority**

**I.1) Name, addresses and contact point(s)**

Jisc Collections and Janet Limited  
Lumen House, Library Avenue  
For the attention of: Procurement Co-ordinator  
OX11 0SG Didcot  
UNITED KINGDOM  
Telephone: +44 1235822341  
E-mail: [procurement@ja.net](mailto:procurement@ja.net)  
Fax: +44 1235822286

**Internet address(es):**

General address of the contracting authority: [www.ja.net](http://www.ja.net)  
Electronic access to information: <https://in-tendhost.co.uk/janet>  
Electronic submission of tenders and requests to participate: <https://in-tendhost.co.uk/janet>

**Further information can be obtained from:** The above mentioned contact point(s)

**Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from:** The above mentioned contact point(s)

**Tenders or requests to participate must be sent to:** The above mentioned contact point(s)

**I.2) Type of the contracting authority**

Other: National education and research network provider

**I.3) Main activity**

Education

**I.4) Contract award on behalf of other contracting authorities**

The contracting authority is purchasing on behalf of other contracting authorities: yes  
See II.2.1. Total quantity or scope

**Section II: Object of the contract**

**II.1) Description**

**II.1.1) Title attributed to the contract by the contracting authority:**

Janet Sync and Share Purchasing Service.

**II.1.2) Type of contract and location of works, place of delivery or of performance**

Services  
Service category No 7: Computer and related services  
NUTS code UKJ14

**II.1.3) Information about a public contract, a framework agreement or a dynamic purchasing system (DPS)**

The notice involves the setting up of a dynamic purchasing system (DPS)

II.1.4) **Information on framework agreement**

II.1.5) **Short description of the contract or purchase(s)**

Janet (UK) is establishing a Dynamic Purchasing System that will enable Janet (UK) and its customers together with other GÉANT Partners and their customers to easily purchase value for money and technically sound Sync and Share services and associated equipment if applicable. The DPS will enable new suppliers with new technologies and services to enter the DPS throughout the lifetime of the DPS.

II.1.6) **Common procurement vocabulary (CPV)**

72260000, 72268000, 72000000

II.1.7) **Information about Government Procurement Agreement (GPA)**

The contract is covered by the Government Procurement Agreement (GPA): yes

II.1.8) **Lots**

This contract is divided into lots: yes  
Tenders may be submitted for one or more lots

II.1.9) **Information about variants**

Variants will be accepted: no

II.2) **Quantity or scope of the contract**

II.2.1) **Total quantity or scope:**

The scope covers purchases by Janet(UK), Higher Education institutions, Further Education and Specialist Colleges and Research Council establishments in the UK, members of the Purchasing Consortia, publicly funded schools and by any other bodies whose core purpose is the support or advancement of further or higher education or of research.

The Service is also available for use by any National Research and Education Network (NREN) and the community it serves where the NREN has either a direct connection to Janet or the NREN is a member at any time during the period of this DPS of the consortium that operates GÉANT, the pan-European research and education network that interconnects Europe's NRENs. A list of members of the GÉANT consortium (GÉANT Partners) may be found at the URL below. HEAnet, the NREN of the Republic of Ireland, is connected both to Janet and is a member of the GÉANT consortium.

<http://www.geant.net/About/Pages/home.aspx>

Many of the UK bodies above are members of higher and further education purchasing consortia. These are independent organisations that provide a wide range of collaborative purchase agreements to their member institutions through consensus and the common desire to maximise their purchasing power in the market place. Any member of one of these consortia will be eligible to purchase from this Service by virtue of its membership, as will members of any other similar purchasing consortium in higher or further education that might be formed during the lifetime of the Service.

Membership lists for existing higher and further education purchasing consortia may be found at:

<http://www.lupc.ac.uk/list-of-members.html>

<http://supc.procureweb.ac.uk/about-us>

<http://www.nwupc.ac.uk/our-members>

<http://www.neupc.ac.uk/our-members>

<http://www.hepcw.ac.uk/files/2013/12/HEPCW-Members.pdf>

<http://www.apuc-scot.ac.uk/#!/members>

<http://www.wfepc.com/english/>

The DPS will operate using multiple suppliers and is divided into four Lots:

Lot1: Basic Sync and Share;  
Lot2: EEA Hosting and data Protection issues;  
Lot3: File Encryption and Security;  
Lot4: Integrated User Authentication and Identity Management.  
Estimated value excluding VAT: 5 000 000 GBP

II.2.2) **Information about options**

Options: no

II.2.3) **Information about renewals**

This contract is subject to renewal: no

II.3) **Duration of the contract or time limit for completion**

Duration in months: 48 (from the award of the contract)

**Information about lots**

Lot No: 1

Lot title: Basic Sync and Share

1) **Short description**

The entry requirements will include:

- The Supplier must provide sufficient information and confirm that it has network arrangements established as laid out in section 1.5 of the Indicative Tender;
- Services will support storage of all commonly used types of data files and objects. Access must be available from PC, tablet and Smartphone and must offer the capability for synchronised download across multiple devices owned by a single user;
- It must be possible for a user to authorise the sharing of individual files and folders containing files and objects by multiple third parties.

2) **Common procurement vocabulary (CPV)**

72260000

3) **Quantity or scope**

4) **Indication about different date for duration of contract or starting/completion**

5) **Additional information about lots**

Lot No: 2

Lot title: EEA Hosting and Data Protection issues

1) **Short description**

For Lot 2 which addresses the need for storage of data within the EEA and in compliance with EU Data Protection Requirements the entry requirements include all from Lot 1 and further include:

- Guarantees that the data will held only on servers and storage located in the EEA;
- Evidence of compliance with Data Protection Regulations and laws e.g. Data Protection Policy document.

2) **Common procurement vocabulary (CPV)**

72260000

3) **Quantity or scope**

4) **Indication about different date for duration of contract or starting/completion**

5) **Additional information about lots**

Lot No: 3

Lot title: File Encryption and Security

1) **Short description**

For Lot 3 which is encryption services, the requirements are as for Lot 1 plus clear evidence must be provided that encryption key management rests with the user and not supplier.

- 2) **Common procurement vocabulary (CPV)**  
72260000
- 3) **Quantity or scope**
- 4) **Indication about different date for duration of contract or starting/completion**
- 5) **Additional information about lots**

Lot No: 4

Lot title: Integrated User Authentication and Identity Management

- 1) **Short description**  
For Lot 4 which relates to single sign on entry requirements are as for Lot 1 and will include:  
— Provision of a detailed description showing how Shibboleth and/or SAML1.1/SAML2 compatibility is implemented.
- 2) **Common procurement vocabulary (CPV)**  
72260000
- 3) **Quantity or scope**
- 4) **Indication about different date for duration of contract or starting/completion**
- 5) **Additional information about lots**

### **Section III: Legal, economic, financial and technical information**

- III.1) **Conditions relating to the contract**
  - III.1.1) **Deposits and guarantees required:**
  - III.1.2) **Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them:**
  - III.1.3) **Legal form to be taken by the group of economic operators to whom the contract is to be awarded:**
  - III.1.4) **Other particular conditions**  
The performance of the contract is subject to particular conditions: no
- III.2) **Conditions for participation**
  - III.2.1) **Personal situation of economic operators, including requirements relating to enrolment on professional or trade registers**  
Information and formalities necessary for evaluating if the requirements are met: Grounds for discretionary rejection as set out in Article 45 items 2(a), (b), (c), (d) and (g) of EU directive 2004/18/EC:  
(a) is bankrupt or is being wound up, where his affairs are being administered by the court, where he has entered into an arrangement with creditors, where he has suspended business activities or is in any analogous situation arising from a similar procedure under national laws and regulations;  
(b) is the subject of proceedings for a declaration of bankruptcy, for an order for compulsory winding up or administration by the court or of an arrangement with creditors or of any other similar proceedings under national laws and regulations;  
(c) has been convicted by a judgement which has the force of res judicata in accordance with the legal provisions of the country of any offence concerning his professional conduct;  
(d) has been guilty of grave professional misconduct proven by any means which the contracting authorities can demonstrate;

(g) is guilty of serious misrepresentation in supplying the information required under this section or has not supplied such information.

Grounds for mandatory rejection as set out in Regulation 23(1) of the Public Contracts Regulations 2006:

- (a) conspiracy within the meaning of section 1 or 1A of the Criminal Law Act 1977 or article 9 or 9A of the Criminal Attempts and Conspiracy (Northern Ireland) Order 1983 where that conspiracy relates to participation in a criminal organisation as defined in Article 2 of Council Framework Decision 2008/841/JHA;
- (b) corruption within the meaning of section 1(2) of the Public Bodies Corrupt Practices Act 1889 or section 1 of the Prevention of Corruption Act 1906 where the offence relates to active corruption;
- (c) the offence of bribery, where the offence relates to active corruption;
- (d) fraud, where the offence relates to fraud affecting the European Communities' financial interests as defined by Article 1 of the Convention on the protection of the financial interests of the European Communities, within the meaning of—
  - (i) the offence of cheating the Revenue;
  - (ii) the offence of conspiracy to defraud;
  - (iii) fraud or theft within the meaning of the Theft Act 1968, the Theft Act (Northern Ireland) 1969, the Theft Act 1978 or the Theft (Northern Ireland) Order 1978;
  - (iv) fraudulent trading within the meaning of section 458 of the Companies Act 1985, article 451 of the Companies (Northern Ireland) Order 1986 or section 993 of the Companies Act 2006;
  - (v) fraudulent evasion within the meaning of section 170 of the Customs and Excise Management Act 1979 or section 72 of the Value Added Tax Act 1994;
  - (vi) an offence in connection with taxation in the European Union within the meaning of section 71 of the Criminal Justice Act 1993;
  - (vii) destroying, defacing or concealing of documents or procuring the execution of a valuable security within the meaning of section 20 of the Theft Act 1968 or section 19 of the Theft Act (Northern Ireland) 1969;
  - (viii) fraud within the meaning of section 2, 3 or 4 of the Fraud Act 2006; or
  - (ix) making, adapting, supplying or offering to supply articles for use in frauds within the meaning of section 7 of the Fraud Act 2006;
- (e) money laundering within the meaning of section 340(11) of the Proceeds of Crime Act 2002;
- (f) any other offence within the meaning of Article 45(1) of the Public Sector Directive as defined by the national law of any relevant State.

### III.2.2) **Economic and financial ability**

Information and formalities necessary for evaluating if the requirements are met: The supplier shall provide evidence of financial and economic standing, as specified in Article 47 of EU directive 2004/18/EC.

To ensure stability of the Service, the supplier must be able to demonstrate at least a minimum organisational 'critical mass', this can be either through total number of active individual users (of the relevant product) greater than 100,000 users globally or investment funding and/or turnover in excess of GBP 5,000,000. If the company is a subsidiary or spin-out then support of a parent organisation with turnover in excess of GBP 5,000,000 is required. It will be expected that either of these criteria are clearly demonstrated through appropriate documentation.

### III.2.3) **Technical capacity**

### III.2.4) **Information about reserved contracts**

### III.3) **Conditions specific to services contracts**

#### III.3.1) **Information about a particular profession**

Execution of the service is reserved to a particular profession: no

III.3.2) **Staff responsible for the execution of the service**

Legal persons should indicate the names and professional qualifications of the staff responsible for the execution of the service: no

**Section IV: Procedure**

IV.1) **Type of procedure**

IV.1.1) **Type of procedure**

Open

IV.1.2) **Limitations on the number of operators who will be invited to tender or to participate**

IV.1.3) **Reduction of the number of operators during the negotiation or dialogue**

Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated no

IV.2) **Award criteria**

IV.2.1) **Award criteria**

The most economically advantageous tender in terms of the criteria stated in the specifications, in the invitation to tender or to negotiate or in the descriptive document

IV.2.2) **Information about electronic auction**

An electronic auction will be used: yes

Additional information about electronic auction:

IV.3) **Administrative information**

IV.3.1) **File reference number attributed by the contracting authority:**

IV.3.2) **Previous publication(s) concerning the same contract**

no

IV.3.3) **Conditions for obtaining specifications and additional documents or descriptive document**

Time limit for receipt of requests for documents or for accessing documents: 31.3.2014 - 12:00

Payable documents: no

IV.3.4) **Time limit for receipt of tenders or requests to participate**

31.3.2014 - 12:00

IV.3.5) **Date of dispatch of invitations to tender or to participate to selected candidates**

IV.3.6) **Language(s) in which tenders or requests to participate may be drawn up**

English.

IV.3.7) **Minimum time frame during which the tenderer must maintain the tender**

IV.3.8) **Conditions for opening of tenders**

Date: 31.3.2014 - 12:00

Persons authorised to be present at the opening of tenders: no

**Section VI: Complementary information**

VI.1) **Information about recurrence**

This is a recurrent procurement: no

VI.2) **Information about European Union funds**

The contract is related to a project and/or programme financed by European Union funds: no

VI.3) **Additional information**

VI.4) **Procedures for appeal**

VI.4.1) **Body responsible for appeal procedures**

VI.4.2) **Lodging of appeals**

VI.4.3) **Service from which information about the lodging of appeals may be obtained**

VI.5) **Date of dispatch of this notice:**

21.2.2014