

03/07/2004 S128

Community institutions - Service contract - Open procedure

I. II. III. IV. VI.**B-Brussels: surveillance/monitoring of the application of rules in the TVWF Directive concerning television advertising, sponsorship and teleshopping in the Member States (framework contract)****2004/S 128-108028****Contract notice****Services****Is this contract covered by the Government Procurement Agreement (GPA)? Yes****Section I: Contracting authority**

- I.1) **Official name and address of the contracting authority:** European Commission, Education and Culture DG, Directorate C - Culture, Audiovisual Policy and Sport, Unit C1 Audiovisual Policy, Mr Jean-Éric de Cockborne, Head of Unit, B- 1049 Brussels. Tel.: (32-2) 299 34 24. Fax: (32-2) 296 52 98. E-mail: [avpolicy@cec.eu.int](mailto:avpolicy@cec.eu.int) (subject: DG EAC 01/04). URL: [http://europa.eu.int/comm/avpolicy/stat/studi\\_en.htm](http://europa.eu.int/comm/avpolicy/stat/studi_en.htm).
- I.2) **Address from which further information can be obtained:** E-mail: [avpolicy@cec.eu.int](mailto:avpolicy@cec.eu.int) (subject: DG EAC 01/04). URL: [http://europa.eu.int/comm/avpolicy/stat/studi\\_en.htm](http://europa.eu.int/comm/avpolicy/stat/studi_en.htm).
- I.3) **Address from which documentation may be obtained:** E-mail: [avpolicy@cec.eu.int](mailto:avpolicy@cec.eu.int) (subject: DG EAC 01/04). URL: [http://europa.eu.int/comm/avpolicy/stat/studi\\_en.htm](http://europa.eu.int/comm/avpolicy/stat/studi_en.htm).
- I.4) **Address to which tenders/requests to participate must be sent:** European Commission, Education and Culture DG, Directorate C - Culture, Audiovisual Policy and Sport, Unit C1 Audiovisual Policy, Mr Jean-Éric de Cockborne, Head of Unit, B-1049 Brussels. Tel.: (32-2) 299 34 24. Fax: (32-2) 296 52 98. E-mail: [avpolicy@cec.eu.int](mailto:avpolicy@cec.eu.int) (subject: DG EAC 01/04). URL: [http://europa.eu.int/comm/avpolicy/stat/studi\\_en.htm](http://europa.eu.int/comm/avpolicy/stat/studi_en.htm).
- I.5) **Type of contracting authority:** EU institution.

**Section II: Object of the contract**

- II.1) **Description:**
- II.1.3) **Type of service contract:** Service category: 11.
- II.1.4) **Is it a framework agreement?** Yes.
- II.1.5) **Title attributed to the contract by the contracting authority:**  
Surveillance/monitoring of the application of rules in the TVWF Directive concerning television advertising, sponsorship and teleshopping in the Member States (framework contract).
- II.1.6) **Description/object of the contract:** The contracting party will be required to analyse, check and count the length of commercials and other breaks on television channels in one (or more) of the 25 European Union Member States over a set period of time (one or two months a year). The work will be done using video recordings and log files and will be carried out in parallel with activities being run by the Audiovisual Policy Unit. The contracting party will also be required to analyse the relevant data

and present it in the light of the rules laid down in the directive and, if necessary, assist the Commission in assembling evidence or further information in order to initiate infringement proceedings against any Member State so concerned.

- II.1.7) **Site or location of works, delivery of supplies or performance of services:** Place of delivery: Brussels.  
Place of performance: extramural.
- II.1.8) **Nomenclature:**
- II.1.8.2) **Other relevant nomenclature (CPA/NACE/CPC):** CPC Nos 865, 866.
- II.1.9) **Division into lots:** No.
- II.1.10) **Will variants be accepted?** No.
- II.2) **Quantity or scope of the contract:**
- II.2.1) **Total quantity or scope:** Framework contract with purchase orders for work required (submission of reports in the main).
- II.3) **Duration of the contract or time limit for completion:** Contract term: 12 months. The contract will come into effect once the contract has been signed by both parties. The contract may be renewed twice, for no more than one year each time, but only providing that this is agreed upon in writing by both parties concerned before the previous contract period comes to an end. Renewal of the contract does not imply any alteration or postponement of existing obligations.

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

- III.1) **Conditions relating to the contract:**
- III.1.1) **Deposits and guarantees required:** The candidate will be required to furnish the Commission with a bank guarantee covering the prefinancing amount stipulated for each purchase order.
- III.2) **Conditions for participation:**
- III.2.1) **Information concerning the personal situation of the contractor, supplier or service provider and information and formalities necessary for an evaluation of the minimum economic, financial and technical capacity required:** See information contained in the specifications.
- III.2.1.1) **Legal position - means of proof required:** See information contained in the specifications.
- III.2.1.2) **Economic and financial capacity - means of proof required:** See information contained in the specifications.
- III.2.1.3) **Technical capacity - means of proof required:** See information contained in the specifications.
- III.3) **Conditions specific to service contracts:**
- III.3.1) **Is provision of the service reserved for a specific profession?** No.
- III.3.2) **Will legal entities be required to state the names and professional qualifications of the personnel responsible for execution of the contract?** Yes.

### **Section IV: Procedure**

- IV.1) **Type of procedure:** Open.
- IV.1.1) **Have candidates already been selected?** No.
- IV.1.3) **Previous notices published concerning the same contract:**
- IV.1.3.1) **Prior information notice concerning the same contract:** Notice number in OJ content list: 2004/S 11-008537 of 16.1.2004.
- IV.2) **Award criteria:** The economically most advantageous tender assessed on the criteria given in the specifications.

**IV.3) Administrative information:**

IV.3.1) **Reference number attributed to the file by the contracting authority:** DG EAC 01/04.

IV.3.2) **Conditions for obtaining contract document and additional documents:** Final date on which they can be obtained: 31.8.2004.

IV.3.3) **Final date for receipt of tenders:** 31.8.2004.

IV.3.5) **Language or languages in which tenders or requests to participate can be drawn up:** Danish, Dutch, English, Finnish, French, German, Greek, Italian, Portuguese, Spanish or Swedish, or one of the ten new EC languages.  
One original and four copies of the tender must be submitted.

IV.3.6) **Minimum time frame during which the tenderer must maintain his tender:** 6 months from the final date for receipt of tenders.

**IV.3.7) Conditions for opening tenders:**

IV.3.7.1) **Persons authorised to be present at the opening of tenders:** One representative from the tendering body may be present at the opening of tenders.

IV.3.7.2) **Date, time and place:** 7.9.2004 (11.00), European Commission, Education and Culture DG, Audiovisual Policy Unit, Office 7/8, rue Béliard 100, B-1049 Brussels.

**Section VI: Other information**

VI.1) **Is this notice a non-mandatory one?** No.

VI.3) **Does this contract relate to a project/programme financed by EU funds?** No.