

Germany – Legal services – Provision of IPR Agent Services
OJ S 232/2024 28/11/2024
Contract or concession award notice – standard regime
Services

1. Buyer

1.1. Buyer

Official name: European Central Bank

Email: procurement@ecb.europa.eu

Legal type of the buyer: EU institution, body or agency

Activity of the contracting authority: Economic affairs

2. Procedure

2.1. Procedure

Title: Provision of IPR Agent Services

Description: Provision of patent agent services regarding current and future euro banknotes, specifically dedicated to banknote research and development activities and to Intellectual Property Rights (IPR) matters related to euro banknotes, the process of euro banknote development, euro authentication devices, euro banknote sorting and handling devices and all matters in the life cycle of euro banknotes. The tasks shall comprise: conducting preliminary IPR risks assessments for new technologies and freedom to operate (FTO) analyses for security features and design elements of banknotes; providing legal guidance and representing the ECB in cases of patent opposition claims and procedures; advising on IPR related issues for new banknotes; drafting, preparing and submitting patent applications and registrations; watching critical patents for existing and newly developed technology and managing patent renewals, annual patent review and annual fees to patent offices.

Procedure identifier: 6ae607ee-f85d-4ec1-b020-e735e66a7e58

Internal identifier: PRO-009768

Type of procedure:

Negotiated with prior publication of a call for competition / competitive with negotiation

The procedure is accelerated: no

2.1.1. Purpose

Main nature of the contract: Services

Main classification (cpv): 79100000 Legal services

2.1.2. Place of performance

Country subdivision (NUTS): Frankfurt am Main, Kreisfreie Stadt (DE712)

Country: Germany

2.1.3. Value

Estimated value excluding VAT: 2 400 000,00 EUR

Maximum value of the framework agreement: 3 200 000,00 EUR

2.1.4. General information

Call for competition is terminated

Additional information: The total aggregate value of the orders under the framework agreement shall not exceed EUR 3 120 000,00. This tender procedure is conducted via the ECB's electronic tendering system (e-tendering) which can be accessed via the following Internet address: (<http://www.ecb.europa.eu/ecb/jobsproc/sourcing/html/index.en.html>). If you have not used the ECB's electronic tendering system before, you need to register via the above link (click on 'Register'). Subsequently to the registration, you will receive an automated notification with your user credentials to log in (click on 'Login') and to access the tender documentation. Please note that: — a registration to the above system is only required once and you can use your user credentials in all future procedures of the ECB which are conducted via the above system. Therefore, please keep your user credentials for the future; — in case you should have participated in previous ECB tender procedure(s) in the past which were conducted via the ECB's prior online system, you nevertheless need to register once to the ECB's electronic tendering system under the above address; — your mere registration does not constitute an application/tender. You must submit your application/tender via the ECB's electronic tendering system as further instructed in the application/tender documentation. The system reference number for the above procurement is: RFX-PT-2023-000086: PRO-009768-R1-IPR agent. To download the tender documents, log on to the ECB's electronic tendering system with your login and password. Expand the field 'Public Tenders - Upcoming Events'. Click on 'Click to request an invitation to this event' for the above procedure and close the new window which opens. Once the request is completed (this can take a few minutes), the status of the participation request will change to 'Invited' and the RFX documentation will be accessible via the RFX tab. Under the above link you also find user guides for detailed information on how to use the system and contact details for technical support. Should you require technical help when using the system, please contact the ECB's technical support team at sourcing.support@ecb.europa.eu by quoting the reference number and the problem experienced. Any other queries relating to this procurement procedure and the content of the procurement documentation shall be submitted as message via the ECB's electronic tendering system (under the tab 'Discussion'). The ECB endeavours to answer all queries as quickly as possible but cannot guarantee a minimum time response. The ECB shall not be bound to reply to queries received less than 7 calendar days before the time-limit for submission of tenders. The tender procedure shall be open on equal terms to all natural or legal persons resident or located in the European Union and to all natural and legal persons resident or located in a country which has ratified the World Trade Organisation Agreement on Government Procurement or has concluded with the European Union a bilateral agreement on procurement under the conditions laid down in the said agreements. The tender procedure is conducted in accordance with ECB Decision 2016/2 laying down the Rules on Procurement (as amended), available at (<https://www.ecb.europa.eu/ecb/legal/1001/procurement/html/index.en.html>) and in EUR-Lex (<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:02016D0002-2020501>).

Legal basis:

Directive 2014/24/EU

Consolidated text: Decision (EU) 2016/245 of the European Central Bank of 9 February 2016 laying down the rules on procurement (ECB/2016/2) (recast) - Consolidated text: Decision (EU) 2016/245 of the European Central Bank of 9 February 2016 laying down the rules on procurement (ECB/2016/2) (recast)

5. Lot

5.1. Lot: LOT-0000

Title: Provision of IPR Agent Services
Description: Please see Section II.1.4).
Internal identifier: PRO-009768

5.1.1. Purpose

Main nature of the contract: Services

Main classification (cpv): 79100000 Legal services

Options:

Description of the options: The contract will have an initial duration of 4 years (48 months) with the possibility for the ECB to extend for further periods of up to 4 years (48 months).

5.1.2. Place of performance

Country subdivision (NUTS): Frankfurt am Main, Kreisfreie Stadt (DE712)

Country: Germany

5.1.3. Estimated duration

Start date: 01/08/2024

Duration: 48 Months

5.1.4. Renewal

Maximum renewals: 0

5.1.5. Value

Estimated value excluding VAT: 2 400 000,00 EUR

5.1.7. Strategic procurement

Green Procurement Criteria: Other Green Public Procurement criteria

5.1.10. Award criteria

Criterion:

Type: Price

Description: financial offer

Weight (percentage, exact): 50

Criterion:

Type: Quality

Description: Quality of the technical offer

Weight (percentage, exact): 50

5.1.15. Techniques

Framework agreement: Framework agreement, without reopening of competition

Information about the dynamic purchasing system: No dynamic purchase system

Electronic auction: no

5.1.16. Further information, mediation and review

Mediation organisation: The European Ombudsman

Review organisation: General Court of the European Union

Organisation providing additional information about the procurement procedure: European Central Bank

Organisation providing more information on the review procedures: European Central Bank

Organisation signing the contract: European Central Bank

TED eSender: Publications Office of the European Union

6. Results

Maximum value of the framework agreements in this procedure: 3 200 000,00 EUR

Approximate value of the framework agreements: 2 400 000,00 EUR

6.1. Result lot Identifier: LOT-0000

Winner selection status: At least one winner was chosen.

Framework agreement:

Maximum value of the framework agreement: 3 200 000,00 EUR

Re-estimated value of the framework agreement: 2 400 000,00 EUR

6.1.2. Information about winners

Winner:

Official name: Prinz & Partner mbB

Tender:

Tender identifier: Offer Prinz & Partner mbB

Identifier of lot or group of lots: LOT-0000

Value of the tender: 2 400 000,00 EUR

The tender was ranked: yes

Rank in the list of winners: 1

Concession value:

The tender is a variant: no

Subcontracting: No

Contract information:

Identifier of the contract: PRO-009768

Title: Framework agreement for the provision of IPR Agent Services

Date of the conclusion of the contract: 29/10/2024

Organisation signing the contract: European Central Bank

6.1.4. Statistical information:

Summary of the review requests the buyer received

Number of complainants: 2

Received tenders or requests to participate:

Type of received submissions: Tenders

Number of tenders or requests to participate received: 5

8. Organisations

8.1. ORG-0001

Official name: European Central Bank

Registration number: PRO-009768

Postal address: Sonnemannstrasse 22

Town: Frankfurt am Main

Postcode: 60314

Country subdivision (NUTS): Frankfurt am Main, Kreisfreie Stadt (DE712)

Country: Germany

Contact point: Ms Uta Elbers-Kesten

Email: procurement@ecb.europa.eu

Telephone: +496913440

Fax: +496913447110

Internet address: <http://www.ecb.europa.eu>

Roles of this organisation:

Buyer

Organisation providing additional information about the procurement procedure

Organisation providing more information on the review procedures

Organisation signing the contract

8.1. ORG-0002

Official name: General Court of the European Union

Registration number: 0002

Town: Luxembourg

Postcode: L-2925

Country subdivision (NUTS): Luxembourg (LU000)

Country: Luxembourg

Email: generalcourt.registry@curia.europa.eu

Telephone: +35243031

Internet address: <http://www.curia.europa.eu>

Roles of this organisation:

Review organisation

8.1. ORG-0003

Official name: The European Ombudsman

Registration number: ORG-0003

Postal address: 1 avenue du Président Robert Schuman, CS 30403

Town: Strasbourg Cedex

Postcode: 67001

Country subdivision (NUTS): Bas-Rhin (FRF11)

Country: France

Email: eo@ombudsman.europa.eu

Telephone: +33388172313

Roles of this organisation:

Mediation organisation

8.1. ORG-0004

Official name: Prinz & Partner mbB

Registration number: ORG-0004

Postal address: Leipziger Platz 15

Town: Berlin

Postcode: 10117

Country subdivision (NUTS): Berlin (DE300)

Country: Germany

Roles of this organisation:

Tenderer

Winner of these lots: LOT-0000

8.1. ORG-0000

Official name: Publications Office of the European Union

Registration number: PUBL

Town: Luxembourg

Postcode: 2417

Country subdivision (NUTS): Luxembourg (LU000)

Country: Luxembourg

Email: ted@publications.europa.eu

Telephone: +352 29291

Internet address: <https://op.europa.eu>

Roles of this organisation:

TED eSender

11. Notice information

11.1. Notice information

Notice identifier/version: a8d41573-ca4e-4538-b135-5592726c4cd8 - 01

Form type: Result

Notice type: Contract or concession award notice – standard regime

Notice subtype: 29

Notice dispatch date: 26/11/2024 19:46:00 (UTC)

Languages in which this notice is officially available: English, Danish, German, Spanish, Finnish, French, Greek, Italian, Dutch, Portuguese, Swedish, Czech, Estonian, Hungarian, Lithuanian, Latvian, Maltese, Polish, Slovak, Slovenian, Irish, Bulgarian, Romanian, Croatian

11.2. Publication information

Notice publication number: 727609-2024

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