



RULES OF REQUESTS FOR PROPOSALS
n° B24-06370-ST

B-H analyzer for magnetic characterization of soft magnetic materials

SOMMAIRE

ARTICLE 1 - PURPOSE	3
ARTICLE 2 - DOCUMENTS APPLICABLE TO THE CONSULTATION	3
ARTICLE 3 - CONDITIONS OF CONSULTATION	3
3.1 - PROCEDURE	3
3.1.1 - <i>General</i>	3
3.2 - TENDERER'S QUESTIONS	4
3.3 - PRICES CONDITIONS	4
3.4 - SUBCONTRACTOR	4
3.5 - CONFIDENTIALITY	5
3.6 - OFFER VALIDITY	5
3.7 - USE THE ONLINE PLATFORM OF CEA (PLACE)	5
ARTICLE 4 - PRESENTATION OF APPLICATION AND OFFER	5
4.1 - OFFER PRESENTATION	6
Administrative offer:	6
Technical offer:	6
Commercial offer:	7
ARTICLE 5 - SUBMISSION OF TENDERS AND APPLICATIONS	7
5.1 - DEADLINE FOR SUBMISSION OF APPLICATIONS AND TENDERS	7
5.2 - FORM OF TENDER SUBMISSION	8
ARTICLE 6 - CHECKING APPLICATIONS AND JUDGING TENDERS	8
6.1 - VERIFICATION OF APPLICATIONS	8
6.2 - TENDER SELECTION CRITERIA	8
ARTICLE 7 - DOCUMENTS RELATING TO COMPLIANCE WITH FISCAL AND SOCIAL REGULATIONS TO BE PROVIDED BY THE SUCCESSFUL TENDERER	9
ARTICLE 8 - ADDITIONAL INFORMATION	9
8.1 - TECHNICAL CONTACT	9
8.2 - COMMERCIAL CONTACT	9
ARTICLE 9 - SUPPLIER MONITORING	9

ARTICLE 1 - PURPOSE

The purpose of these consultation rules is to define the conditions of the consultation **concerning the supply of a B-H analyzer for magnetic characterization of soft magnetic materials.**

The successful bidder for the supply defined in these rules will be awarded a contract with purchase orders by the CEA.

Justification for non-allocation:

The purpose of the contract is to purchase a single item of equipment that does not allow separate services to be identified, pursuant to article L 2113-10 of the French Public Order Code.

ARTICLE 2 - DOCUMENTS APPLICABLE TO THE CONSULTATION

This procedure is governed, in descending order of priority, by the following documents:

- Safety regulations and their appendices (corresponding standards) ;
- the special provisions set out in these consultation rules,
- the technical specifications and their appendices (specifications referenced DTNM/S2PC/2025/006, drawings, etc.),
- the draft framework agreement referenced B24-06370-ST,
- the rules applicable to External Companies (contract holders or subcontractors), index A and the internal regulations;
- CEA's General Purchasing Conditions (CGA) (January 2022 edition);
- normative documents (standards, unified technical documents, etc.).

The tenderer expressly acknowledges having read and accepted these documents.

The tenderer's general terms and conditions of sale, with the exception of those arising from mandatory legal provisions, are not enforceable against the CEA in any form whatsoever.

CEA's General Purchasing Conditions (January 2022 edition) can be sent to bidders on request.

The following appendices form an integral part of these consultation regulations:

- ✓ Appendix 1: Dematerialization of the procedure
- ✓ Appendix 2: Rules applicable to external contractors (contract holders or subcontractors);
- ✓ Appendix 3: Application for acceptance of a subcontractor

ARTICLE 3 - CONDITIONS OF CONSULTATION

3.1 - Procedure

3.1.1 - General

The chosen procedure is **an adapted open procedure.**

Your company will not be entitled to any compensation for the studies and miscellaneous expenses incurred in preparing the bid.

The CEA reserves the right, without incurring any liability, to:

- declare the consultation unsuccessful if it obtains no offer or only an irregular, unacceptable or inappropriate offer within the meaning of articles L. 2152-2 to L. 2152-4 of the French Public Procurement Code,
- not to proceed with the consultation,
- not to proceed with the project after the bids have been examined, the confidentiality of which it guarantees in any event.

The CEA reserves the right to make detailed modifications to the consultation file no later than six (6) days before the deadline for submission of bids.

The bidder must then reply based on the modified consultation file, without being able to raise any complaint in this respect.

If, during the tenderer's examination of the file, the deadline for submission of the offer is postponed, the previous provision will apply according to this new date.

The conditions of execution of the agreement and the various applicable provisions are set out in a draft agreement attached to the consultation file. The said draft, the financial provisions of which are to be specified, corresponds to the document, which will be proposed for signature by the successful bidder, subject to minor modifications to finalize the contract.

3.1.2 - Joint ventures

In the case of a temporary grouping of companies, this may be joint or several.

If the grouping is joint, the representative must be jointly and severally liable with his co-contractors.

It is forbidden to submit applications concurrently:

- as an individual candidate and as a member of one or more groupings:
- as a member of several groupings.

3.1.2 - Variants

Tenderers are required to submit an offer that complies with the Dossier de Consultation des Entreprises (basic offer).

The CEA does not authorize the submission of variants in addition to the basic bid.

3.2 - Tenderer's questions

Any questions the tenderer may have must be communicated in writing and transmitted via the CEA's dematerialization platform for procurement procedures (PLACE) no later than six (6) days before the deadline for submission of the tender.

The CEA's e-procurement platform can be accessed at the following URL:

<https://www.marches-publics.gouv.fr>

The procedures to be followed are set out in Appendix 1 of the present consultation regulations.

A written response from the CEA will be provided.

3.3 - Prices conditions

The prices quoted will be based on the economic conditions prevailing in the month in which the offer is submitted, and on the provisions contained in the draft contract attached to the present consultation file.

Prices include all the contingencies defined in the documents cited in article 2 of the present consultation regulations.

3.4 - Subcontractor

The tenderer is hereby informed that any activity it may entrust to a subcontractor, with the CEA's express, prior and written consent, may not be subcontracted by the subcontractor, unless an exceptional dispensation is granted by the CEA.

If the bidder intends to subcontract part of the service, it must state the identity and address of its subcontractor(s) and the nature of the subcontracted parts when submitting its bid. Subcontractors may also be declared during the performance of the

contract. Subcontracting will be carried out in accordance with French law 75-1334 of December 31, 1975, as amended.

The CEA reserves the right to request communication of the subcontract(s) and/or not to accept any proposed subcontractor(s).

Tenderers should contact the CEA's sales correspondent, Service des Marchés et Achats, to obtain the subcontractor acceptance request form.

3.5 - Confidentiality

Confidentiality obligations are governed by article 11 of the CEA's General Purchasing Conditions.

The company consulted must not use or transmit any information resulting from the present consultation to third parties for any purpose other than that of responding to the present consultation.

The bidder undertakes never to communicate or publish in France or abroad, without the prior written authorization of the CEA, the results of studies in which its employees have taken part, as well as information of any kind of which they may have become aware during the present consultation and in particular information relating to Installations Classées pour la Protection de l'Environnement (ICPE).

Tenderers must specify what confidential information is included in their bid. It must specify the use that may be made of it, the duration of the obligation of confidentiality, the persons bound to secrecy and the persons to whom the information must not be transmitted.

3.6 - Offer validity

The offer remains valid for four months from the submission deadline.

3.7 - Use the online platform of CEA (PLACE)

Details of how to use the online platform are given in Appendix 1 of these consultation rules.

ARTICLE 4 - PRESENTATION OF APPLICATION AND OFFER

4.1 - Application file:

If a complete application file has already been sent to CEA Grenoble as part of a previous procedure for the current year, only the DC1 form (or equivalent) is sufficient to submit an application, if the reference of the previous procedure concerned is specified and confirmation is given that the documents are still valid. The DC1 form (or equivalent) must be completed, if necessary, with new and/or updated documents.

The application file must include the following items:

- **form DC1** (Letter of application and authorization of the representative by his co-signatories) or a letter of application signed by a person empowered to bind the applicant or authorizing the representative of a group to represent the group, accompanied by a declaration on honor containing all the information requested on page 3 of this form.

- **DC2 form** (Declaration by the individual candidate or member of the group) (or equivalent).

These forms are available on the following website

<http://www.economie.gouv.fr/daj/formulaires-marches-publics>

or a Single European Market Document (DUME) available at

<https://ec.europa.eu/tools/espd/filter?lang=fr>

- if it belongs to a group, a certificate attesting to its commercial autonomy and its competitive position vis-à-vis other companies in the group.

The following documents must be produced by the selected candidates before the CEA sends out its invitation to tender and within the deadline set by the CEA:

- certificates issued by the relevant administrations and bodies proving that the applicant has met its tax and social security obligations, or equivalent documents in the case of foreign applicants, dated less than six months.

Economic and financial capacity:

- ✓ Declaration concerning the candidate's overall turnover and, where applicable, turnover in the field of activity covered by the public contract, covering at most the last three financial years available, depending on the date on which the company was set up or the economic operator started trading, insofar as information on these figures is available.
- ✓ Appropriate bank statements or, where applicable, proof of relevant professional risk insurance.
If, for a justified reason, the economic operator is unable to produce the information and documents requested, it is authorized to prove its economic and financial capacity by any other means.

Technical and professional capacity:

- A list of the main deliveries carried out over the last three years, indicating the amount, date and public or private recipient. Certificates must prove deliveries and services from the recipient or, failing this, by a declaration from the economic operator.
- An indication of the environmental management measures that the candidate will be able to apply when carrying out the public contract.
- Descriptions or photographs of the range of equipment proposed.
- Certificates issued by official quality control institutes or services authorized to attest the conformity of supplies by reference to certain technical specifications. However, other proof of equivalent quality insurance measures produced by the candidates will be accepted, if they do not have access to these certificates or have no possibility of obtaining them within the set deadlines.

Subcontracting:

If the candidate resorts to subcontracting, he must produce the same documents concerning this subcontractor. In addition, to prove that it has the subcontractor's capacity to carry out the contract, the candidate must provide a written undertaking from the subcontractor.

4.1 - OFFER PRESENTATION

The bid file must include the following items:

Administrative offer:

- Valid civil and professional insurance certificates,
- The draft agreement and specifications as contractual documents, duly initialed and signed, attesting to the tenderer's acceptance of their terms.
- For each of the subcontractors envisaged, the bidder must indicate in its offer the amount and nature of the services it intends to subcontract.

Technical offer:

The technical bid must include at least the following points:

-

- All the characteristics of the proposed equipment, in accordance with the requirements of the specifications.
- The deadlines listed in article 4 of the draft contract.
- A description of the proposed training courses (content, duration of the various modules, etc.).
- The guarantees offered in compliance with the above-mentioned administrative provisions.
- All the characteristics of the options proposed in accordance with the requirements of the specifications,
- A technical offer detailing the maintenance contracts (Preventive, Curative and Full service) that you can offer at the end of the equipment warranty.
- Details of the organization set up to carry out equipment installation operations on the CEA site.
- Indication of the supply chain management and monitoring systems that the bidder will implement during the performance of the contract.

We would like to draw your attention to the fact that your price must also include the supply in French of all documentation relating to the equipment installed (user manual, maintenance manual, safety instructions, etc.).

Commercial offer:

A commercial offer with firm, all-inclusive prices detailing:

- The price of the equipment, broken down as follows:
 - ✓ detailed equipment price - FCA (Incoterms ICC 2020 Convention),
 - ✓ as an option, the price of transport, including insurance, in accordance with DAP CEA Grenoble (Incoterms ICC 2020 Convention).
- The bidder must indicate the approximate weight and volume of the equipment, and whether it requires special transport precautions (air cushion).
- If the equipment comes from a third country outside the European Union, the bidder must indicate the equipment's customs nomenclature number (HS code).

The price of mandatory options:

- ✓ A thermal control system to measure up to at least 200°C
- ✓ A measuring system enabling core excitation with a DC bias component.

The price of optional option:

- ✓ A system for characterizing strips made of magnetic materials

As an indication, the bidder may provide:

- ✓ The cost of proposed maintenance contracts at the end of the warranty period. The bidder must provide details and a comparison of the various annual contracts including different types of maintenance (Preventive, Curative and Full service).
- ✓ A complete list of spare parts and consumables required to operate the equipment, with the function, part number and price of each component. These lists can be used as a basis for drawing up a contract for the supply of spare parts and consumables. The contractor should specify the standard delivery time, as well as the time required in emergencies.

ARTICLE 5 - SUBMISSION OF TENDERS AND APPLICATIONS

5.1 - Deadline for submission of applications and tenders

Tenderers' applications and bids must be submitted **no later than 4 p.m. on March 27, 2025.**

Any application received after this date will be automatically rejected.

5.2 - Form of tender submission

Tenderers must submit their bids via the CEA's electronic procurement platform (PLACE), which can be accessed at the following URL:

<https://www.marches-publics.gouv.fr>

The provisions to be followed are indicated in appendix 1 of the present consultation regulations.

It is requested to respect the formalities for the presentation of the offer file indicated in paragraphs 3.1 and 3.2 of this appendix 1.

It is specified that in the case of submission of an offer via the CEA's electronic tendering platform, the offer (in .ZIP format) must not exceed 200 MB after ZIP compression.

Backup copy

The bidder may also send a backup copy of the documents submitted electronically, either on paper or on a physical electronic medium.

The back-up copy must be submitted in a sealed envelope clearly marked "Copie de sauvegarde".

It must be sent by the deadline for submission of the offer to the address below:

CEA Grenoble
Service des Marchés et Achats
17, avenue des Martyrs
38054 GRENOBLE Cedex 09
Syrqa TURGANALIEVA – Pièce 425

The backup copy will be opened:

- when a malicious computer program is detected on the dematerialized bid.
- when the dematerialized bid is not received by the deadline or could not be opened by the CEA (on condition that the backup copy arrived within the deadline).

ARTICLE 6 - CHECKING APPLICATIONS AND JUDGING TENDERS

6.1 - Verification of applications

The CEA will check that applicants meet the above conditions for participation.

6.2 - Tender selection criteria

The bidder's offer will be analyzed in accordance with the following weighted selection criteria:

- Equipment price: 45%
- Technical performance:
 - *Characterization / resolution performance:*
 - ✓ 15% Compliance with $\pm 4\%$ loss measurements between 100 and 500 kHz
 - ✓ 10% Minimum possible resolution of 5 mT for polarization/induction measurements
 - ✓ 10% Minimum possible resolution of 0.01 A/cm for coercive field measurements
 - ✓ 15% Configuration and hardware quality of the proposed configuration (ease of use of control software) magnetic fields
- Lead-time: 5%.

To this end, bidders should be sure to specify and/or expand on the points concerning these criteria in their bids.

Note: It is specified that the CEA reserve the right to negotiate or not to negotiate the offers after submission of the offers under the present consultation.

The CEA reserves the right to meet with tenderers to obtain further explanations on their bids.

ARTICLE 7 - DOCUMENTS RELATING TO COMPLIANCE WITH FISCAL AND SOCIAL REGULATIONS TO BE PROVIDED BY THE SUCCESSFUL TENDERER

In accordance with articles R2143-6, R2143-7 and R2143-8 of the French Public Procurement Code, the company selected by the CEA may only become the Contract Holder on condition that, prior to signature and within the deadline set by the CEA, it submits :

- the documents stipulated in articles D.8222-5 (co-contractor established in France) or D.8222-7 and D.8222-8 (co-contractor established abroad) of the French Labour Code, which must be produced every six months until the end of contract performance, and, where applicable, the list of the names of foreign employees likely to be employed (articles D. 8254-2 to D. 8254-5 of the French Labour Code);
- certificates issued by the relevant authorities and organizations proving that the applicant has met its tax and social security obligations (Arrêté du 22 mars 2019 fixant la liste des impôts, taxes, contributions ou cotisations sociales donnant lieu à la délivrance de certificats pour l'attribution des contrats de la commande publique).

Should the selected company fail to produce these documents within the allotted time; its offer will be rejected without further formality.

ARTICLE 8 - ADDITIONAL INFORMATION

For any clarification(s) and/or additional information(s), the tenderer is requested to use the CEA's electronic procurement platform (PLACE).

The CEA's electronic procurement platform can be accessed at the following URL:

<https://www.marches-publics.gouv.fr>

The provisions to be followed are indicated in appendix 1 of the present consultation regulations.

This consultation is monitored by:

8.1 - Technical contact

Ulrich SOUPREMANIEN - DES/LITEN/DTNM

Tél : 04.38.78.31.51 - E-mail : ulrich.soupremanien@cea.fr

8.2 - Commercial contact

Syrqa TURGANALIEVA Service des Marchés et Achats

Tél : 04.38.78.30.71. - E-mail : syrqa.turganalieva@cea.fr

Anne MANGIN – Service des Marchés et Achats

Tél : 04.38.78.05.26. - E-mail : anne.mangin@cea.fr

ARTICLE 9 - SUPPLIER MONITORING

In order to monitor its suppliers, the CEA uses an evaluation tool relating to the performance of its contracts. Within this framework, the CEA may carry out audits and/or request corrective action plans from its suppliers.

oooOooo