

Draft proposal for purchasing DETA through the Sole Source procedure

Preamble

The aim of this document is to propose that the Contracting Parties request the UN Secretariat to initiate a procedure for the Sole Source purchase of DETA, in accordance with the United Nations procurement procedures, Chapter 9 Section 9.10. This is due to the emergency of the implementing of DETA according to the provisions set out in Revision 3 to the 1958 Agreement¹, expected to enter into force in September 2017.

1. Introduction

WP.29 has considered various options to set up a system that would allow type approvals granted according to UN Regulations annexed to the 1958 Agreement¹ to be managed electronically. The initial objective of the WP.29 discussion in 2002/2003 was to reinforce the transparency and the efficiency of the 1958 Agreement. Currently, the activities concerning the creation of an electronic Database for Exchange of Type Approvals (DETA) as well as the entry into force of the draft Revision 3 to the 1958 Agreement are in the final stages and are of highest priority. According to the provisions of each UN Regulation annexed to the 1958 Agreement, the competent authority of each Contracting Party applying a Regulation shall communicate, to the competent authority of the other Contracting Parties to the 1958 Agreement which apply that Regulation, a notice of approval or of extension or refusal of approval of a type of vehicle, equipment or parts pursuant to that Regulation. This communication should take place by means of a form following the model annexed to the Regulation. Under the current Revision 2 of the 1958 Agreement, this communication shall be done by sending paper copies via mail. To reduce the costs related to type approval documentation for all Contracting Parties, WP.29 has considered the possibility of distributing the type approval documentation electronically. Among other benefits, this system would help a Type Approval Authority keep track of whether a vehicle has already received a refusal. WP.29 has decided DETA to be hosted by UNECE. The Revision 3 to the 1958 Agreement is mentioning DETA²:

"Article 5

- 1. The approval authorities of each Contracting Party applying UN Regulations shall send upon the request from the other Contracting Parties, a list of the wheeled vehicles, equipment or parts, of which it has refused to grant or has withdrawn approvals.*
- 2. In addition, on receiving a request from another Contracting Party applying a UN Regulation, it shall send forthwith, in accordance with the provisions of Schedule 5 annexed to this Agreement, to that Contracting Party a copy of all relevant information on which it based its decision to grant, refuse to grant, or to withdraw an approval of a wheeled vehicle, equipment or part pursuant to that UN Regulation.*
- 3. The paper copy may be replaced by an **electronic file in accordance with***

¹ The 1958 Agreement: Agreement concerning the Adoption of Uniform Technical Prescriptions for Wheeled Vehicles, Equipment and Parts which can be fitted and/or be used on Wheeled Vehicles and the Conditions for Reciprocal Recognition of Approvals Granted on the Basis of these Prescriptions

² See Rev. 3 to the 1958 Agreement (C.N.910.2016.TREATIES-XI.B.16) Art. 5, para. 5 and Schedule 5

Schedule 5 annexed to this Agreement."

"Schedule 5 ...

1. *Where an approval authority is required to or is requested to provide a copy of an approval and its attachments, it shall send the documents as paper copies, or by e-mail in electronic format, or by **utilizing the secure internet database established by the United Nations Economic Commission for Europe.** ..."*

In addition and in accordance to the 1958 Agreement, DETA shall be able to generate the "Unique Identifier" for Type-Approved products.

2. Costs

The one time costs in order to purchase DETA from T-Systems are expected to be ~€40,000 for license and ramp up and in addition ~€12,000 annually for the maintenance.

In addition, Contracting Parties may wish to benefit from technical progress and may request that new functions be added to DETA in order to make sure that DETA doesn't become obsolete. Contracting Parties may request analytical work from the IWG DETA (or successor).

The addition of new features, updates and functions or analytical work may request additional funds not assessed in the calculation and subject to further financial agreements or donations.

3. Procurement

To justify the rationale for the Sole Source purchase of DETA and the software house T-Systems as the preferred single Vendor:

DETA should be operational upon the entry into force of Revision 3 to the 1958 Agreement, September 2017;

- (a) A system with the necessary functionalities for DETA currently exists as the T-Systems TypMaster/DD system "ETAES". ETAES is the well-established system by which the approval authorities of the European Union's Member States exchange type approvals for already many years. Purchasing another system would require organizing training sessions to learn using the new system, which would increase the costs for the organization;
- (b) A testing version of DETA is already available based on the TypMaster/DD system from software house T-Systems. This testing version is installed on the German Type Approval Authority (KBA) servers;
- (c) KBA allocated staff and resources during the DETA testing phase. Purchasing another system would require to repeat the testing phase, which would increase the costs for the organization;
- (d) The existing access rights structure could be taken over from the current testing system. KBA can therefore contribute with an important support and experience in the installation of DETA on the UN premises, if the T-Systems TypMaster/DD system is used.

The Sole Source Procurement for DETA is therefore in the best interest of the Contracting Parties and the UN Organization.

4. Sources

United Nations Procurement Manual Revision 7, Version 7.0 – 1 July 2013.
