



Questions relating to the open tender procedure concerning

Challenges of the digital era for film heritage institutions SMART 2010/0001

Deadline to submit the offers: 01.09.2009

(Questions and answers are presented in original linguistic version)

Questions

- (1) Could a European association of professionals in this field participate as an organisation in this call for tender?**

European Commission's answer:

Any natural or legal person from one of the EU Member States that is not in one of the situations covered by the exclusion criteria (see section 5.1 of the administrative part on p 15 of the Tender Specifications) can participate in this call.

Further requirements for tenderers and related documentary evidence are detailed under "Selection criteria", in section 5.2 of part 2 of the Tender Specifications (p 19.)

- (2) We would like to know if Israel is eligible for the call.**

European Commission's answer:

Participation is open on equal terms to all natural and legal persons from one of the EU Member States and to all natural and legal persons in a third country which has a special agreement with the Union in the field of public procurement on the conditions laid down in that agreement. Where the Plurilateral Agreement on Government Procurement concluded within the WTO applies, the contracts are also open to nationals of the countries that have ratified this Agreement, on the conditions it lays down.

Israel is party to the WTO agreement on Government Procurement and the specific economic activity envisaged under this call is covered by this agreement. Therefore, organisations established in Israel can participate in this call.

- (3) Is a film archive organisation eligible or there is a conflict of interest, given the theme of the tender? Can a film archive organisation apply to the tender, in partnership with a company of the audiovisual sector?**

European Commission's answer:

A film archive organisation would not be seen a priori as being in a situation of conflict of interest. Such organisation could therefore participate in partnership with other organisations.

(4) Can US experts be included in the team of a European applicant?

European Commission's answer:

On the basis of the participation rules detailed under (2) above, US experts or organisations can participate in this call.