

Clarification

MARKT/2011/097/C

STUDY ON E-PROCUREMENT MEASUREMENT AND BENCHMARKING

08/09/2011

Question

A professor from our university would like to answer to your tender MARKT/2011/097/C. As XXX we are a government agency in the area of XXX. Thus, we have a difficulty to understand which documents we need to turn in with respect to

- a) the Exclusion Criteria (Annex III, section 2) and
- b) our economic and financial capacity (Annex III, section 3.1).

Would a declaration by our head of administration (s. attachment) be sufficient or do you need formal documents of another sort? Which ones?

Answer

As regards to the Exclusion criteria, tenderers should submit the documents requested under point 13.3 of the Invitation to Tender or a declaration on their honour, duly signed and dated, stating that they are not in one of the situations referred to in point 12.1 of the Invitation to Tender. This declaration can also be found under section 2 of the Annex III "Letter of Submission of Tender". In reply to your question: the declaration by your head of Administration is sufficient at this stage in case you cannot provide further evidence.

The evaluation committee will consider whether the enclosed evidence is sufficient so you might be contacted and requested to submit additional evidence.

As regards to the Economic and Financial Capacity : Article 135 (2) of the implementing rules of the Financial Regulation of the European Union stipulates that the selection criteria shall be applied in every procurement procedure for the purpose of assessing the financial and economic capacity of the tenderer. Therefore, the European Commission requires proof that the tenderer has the necessary resources and financial means to carry out the work that is subject of the tender. This can be evidenced by documents listed under point 13.4 of the Invitation to Tender.