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**L-Luxembourg: identification and development of tools aiming at  
facilitating recognition of prescriptions from another Member State**

**2010/S 63-092817**

**CONTRACT NOTICE**

**Services**

**SECTION I: CONTRACTING AUTHORITY**

**I.1) NAME, ADDRESSES AND CONTACT POINT(S)**

Executive Agency for Health and Consumers, EAHC — Health Unit  
Jean Monnet Building, rue Alcide de Gasperi  
Attn: Ingrid Keller  
2920 Luxembourg  
LUXEMBOURG  
Tel. +352 4301-35330  
E-mail: [EAHC-HP-TENDER@ec.europa.eu](mailto:EAHC-HP-TENDER@ec.europa.eu)  
Fax +352 4301-30359

**Internet address(es)**

General address of the contracting authority <http://ec.europa.eu/eahc/>

Address of the buyer profile <http://ec.europa.eu/eahc/health/tenders.html>

**Further information can be obtained at:** As in above-mentioned contact point(s)

**Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained at:** As in above-mentioned contact point(s)

**Tenders or requests to participate must be sent to:** As in above-mentioned contact point(s)

**I.2) TYPE OF THE CONTRACTING AUTHORITY AND MAIN ACTIVITY OR ACTIVITIES**

European institution/agency or international organisation

Other Public health

The contracting authority is purchasing on behalf of other contracting authorities No

**SECTION II: OBJECT OF THE CONTRACT**

**II.1) DESCRIPTION**

**II.1.1) Title attributed to the contract by the contracting authority**

Identification and development of tools aiming at facilitating recognition of prescriptions from another Member State.

**II.1.2) Type of contract and location of works, place of delivery or of performance**

Services

Service category: No 8

**II.1.3) The notice involves**

A public contract

**II.1.4) Information on framework agreement**

**II.1.5) Short description of the contract or purchase(s)**

Research indicates that the mutual recognition of medical prescriptions issued in another Member State is hampered by (among other reasons) the fact that:

- recognition in some countries is limited to prescriptions issued only in certain MS countries (e.g. the Nordic countries),
- verification of the validity of the prescriber is required prior to dispensing.

Further, this research illustrated (therapeutic) substitution is commonly applied to overcome problems with local non-availability of prescribed products. Restrictions on dispensing of foreign prescription in practice were summarised as pertaining to:

- the type of prescribed product,
- the authenticity of the prescription,
- the medium of the prescription (paper, fax, etc.).

The above findings clearly corroborate the case for policy action addressing enhanced co-operation in this field, enabling:

- a product verification that is:  
correct;  
comprehensive to the extent it should allow for product substitution/exclusion, etc.,
- verification of the prescribing authority.

The general objective of the contracted services is to facilitate effective mutual recognition of prescriptions among EU Member States (MS) in respect of patient safety. To this purpose the below operational objectives are instrumental:

- the identification and development of a non-exhaustive list of elements to be included in prescriptions,
- the identification and development of tools for the establishment of a register/registers of prescribers fit to practice in their MS. The said register(s) shall be readily accessible to dispensers in other MSs,
- a problem measurement meant to identify the current-day size of potential improvements in effectiveness and patient safety resulting from enhanced mutual recognition of prescriptions.

II.1.6) **Common procurement vocabulary (CPV)**

73110000

II.1.7) **Contract covered by the Government Procurement Agreement (GPA)**

Yes

II.1.8) **Division into lots**

No

II.1.9) **Variants will be accepted**

No

II.2) **QUANTITY OR SCOPE OF THE CONTRACT**

II.2.1) **Total quantity or scope**

Excluding VAT 400 000 EUR

II.2.2) **Options**

No

II.3) **DURATION OF THE CONTRACT OR TIME-LIMIT FOR COMPLETION**

Duration in months: 16 (from the award of the contract)

**SECTION III: LEGAL, ECONOMIC, FINANCIAL AND TECHNICAL INFORMATION**

III.1) **CONDITIONS RELATING TO THE CONTRACT**

III.1.1) **Deposits and guarantees required**

See tender specifications.

III.1.2) **Main financing conditions and payment arrangements and/or reference to the relevant provisions regulating them**

See tender specifications.

III.1.3) **Legal form to be taken by the group of economic operators to whom the contract is to be awarded**

See tender specifications.

III.1.4) **Other particular conditions to which the performance of the contract is subject**

No

III.2) **CONDITIONS FOR PARTICIPATION**

III.2.1) **Personal situation of economic operators, including requirements relating to enrolment on professional or trade registers**

Information and formalities necessary for evaluating if requirements are met: see tender specifications.

III.2.2) **Economic and financial capacity**

Information and formalities necessary for evaluating if requirements are met: see tender specifications.

Minimum level(s) of standards possibly required see tender specifications.

III.2.3) **Technical capacity**

Information and formalities necessary for evaluating if requirements are met:  
see tender specifications.

Minimum level(s) of standards possibly required

see tender specifications.

III.2.4) **Reserved contracts**

No

III.3) **CONDITIONS SPECIFIC TO SERVICES CONTRACTS**

III.3.1) **Execution of the service is reserved to a particular profession**

No

III.3.2) **Legal entities should indicate the names and professional qualifications of the staff responsible for the execution of the service**

Yes

**SECTION IV: PROCEDURE**

IV.1) **TYPE OF PROCEDURE**

IV.1.1) **Type of procedure**

Open

IV.1.2) **Limitations on the number of operators who will be invited to tender or to participate**

IV.1.3) **Reduction of the number of operators during the negotiation or dialogue**

IV.2) **AWARD CRITERIA**

IV.2.1) **Award criteria**

The most economically advantageous tender in terms of the criteria stated in the specifications, in the invitation to tender or to negotiate or in the descriptive document

IV.2.2) **An electronic auction will be used**

No

IV.3) **ADMINISTRATIVE INFORMATION**

- IV.3.1) **File reference number attributed by the contracting authority**  
EAHC/2010/HEALTH/02.
- IV.3.2) **Previous publication(s) concerning the same contract**  
No
- IV.3.3) **Conditions for obtaining specifications and additional documents**  
Time limit for receipt of requests for documents or for accessing documents 11.5.2010 - 16:00  
Payable documents No
- IV.3.4) **Time-limit for receipt of tenders or requests to participate**  
20.5.2010 - 16:00
- IV.3.5) **Date of dispatch of invitations to tender or to participate to selected candidates**
- IV.3.6) **Language(s) in which tenders or requests to participate may be drawn up**  
Spanish. Danish. German. Greek. English. French. Italian. Dutch. Portuguese. Finnish. Swedish. Czech. Estonian. Hungarian. Lithuanian. Latvian. Maltese. Polish. Slovak. Slovenian. Irish. Bulgarian. Romanian.
- IV.3.7) **Minimum time frame during which the tenderer must maintain the tender**  
Duration in month(s): 8 (from the date stated for receipt of tender)
- IV.3.8) **Conditions for opening tenders**  
Date: 3.6.2010 - 10:00  
Place 12, rue Guillaume Kroll (Drosbach Building), room A/043, 1882 Luxembourg, LUXEMBOURG.  
Persons authorised to be present at the opening of tenders Yes  
1 representative per tenderer. The interested tenderers are kindly requested to register not later than 1.6.2010 by e-mail or by fax. At the opening, the representative of the tenderer may be asked to present its credentials/ power of attorney to be checked by the Executive Agency.

**SECTION VI: COMPLEMENTARY INFORMATION**

- VI.1) **THIS IS A RECURRENT PROCUREMENT**  
No
- VI.2) **CONTRACT RELATED TO A PROJECT AND/OR PROGRAMME FINANCED BY EU FUNDS**  
Yes  
reference to project(s) and/or programme(s): Decision No 1350/2007/EC of the European Parliament and of the Council of 23.10.2007 establishing a second programme of Community action in the field of health (2008–13).
- VI.3) **ADDITIONAL INFORMATION**
- VI.4) **PROCEDURES FOR APPEAL**
- VI.4.1) **Body responsible for appeal procedures**  
General Court of the European Union  
rue du Fort Niedergrünwald  
2925 Luxembourg  
LUXEMBOURG  
E-mail: [CFI.Registry@curia.europa.eu](mailto:CFI.Registry@curia.europa.eu)  
Tel. +352 4303-1  
Internet: <http://curia.europa.eu/en/index.htm>  
Fax +352 4303-2100
- VI.4.2) **Lodging of appeals**

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Precise information on deadline(s) for lodging appeals: within 2 months of the petitioner being notified or, failing this, of the date on which he became aware thereof. Lodging a claim with the European Ombudsman does not mean that this deadline will be suspended or a new one set.

VI.4.3) **Service from which information about the lodging of appeals may be obtained**

General Court of the European Union  
rue du Fort Niedergrünwald  
2925 Luxembourg  
LUXEMBOURG  
E-mail: [CFI.Registry@curia.europa.eu](mailto:CFI.Registry@curia.europa.eu)  
Tel. +352 4303-1  
Internet: <http://curia.europa.eu/en/index.htm>  
Fax +352 4303-2100

VI.5) **DATE OF DISPATCH OF THIS NOTICE:**  
19.3.2010