# ENTR/26/PP/EN/SAT/10/5003
# EGNOS Programme Technical Management Support

## Important Notice:

Potential tenderers are hereby informed, as a result of EC's answer to a question raised by a potential tenderer, reproduced here below, that the exclusion criteria "g" is to be read as follows:

> g) they have no conflict of interest in connection with the contract; a conflict of interest could arise in particular as a result of economic interests, political or national affinities, family or emotional ties or any other relevant connection or shared interest;

## Question raised:

"Regarding the call for tender N°ENTR26/PP/ENT/SAT/10/5003 relating about EGNOS Programme Technical Management Support, we would appreciate to have clarification regarding the hereunder point:

In the paragraph 5.1 Exclusion criteria form (page 41 of the Term of Reference) the following article is mentioned:

> g) they have no conflict of interest in connection with the contract; a conflict of interest could arise in particular as a result of economi c interests, political or national affinities, family or emotional ties or any other relevant connection or shared interest;
> **The tenderer shall not have any contractual activities related to the EC/ESSP service provision contract, the EC/SES -Astra geostationary transponder contracts, and the ESA/TAS-F EGNOS system update contracts.**

We would like to know if companies which may have contract with ESSP but not directly link to ESSP service activity, like Consulting, Safety or Training activities, are also concerned by the restriction for EC/ESSP service provision contract.
In a case of conflict of interest, does this conflict remain valid if Company department applying for this contract is different from Company department in contract with ESSP?

## Answer to question raised:

Dear potential tenderer,

Please note that the exclusion criteria "g" (contained in paragraph 5.1, page 41 of the Term of Reference + draft Declaration on honour) is to be read as follows:

> g) they have no conflict of interest in connecti on with the contract; a conflict of interest could arise in particular as a result of economic interests, political or national affinities, family or emotional ties or any other relevant connection or shared interest;

However, tenderers remain under the obligation to demonstrate they will be able to perform all tasks requested in the present call for tender without having any conflict of interest.
If such conflict of interest –preventing the proper execution of the requested tasks - do exist **and/or** are likely to occur, tenderers are request to unambiguously state conflict of interest **and/or** state what measures are envisaged to counter such potential situation of conflict of interest.