



2022 Ex-ante publicity of negotiated procedures for low and middle value contracts (PN3-5C)

For information only

Indicative list of projects for which negotiated procedures for middle and low value contracts may be launched by Eurostat in 2022 according to point (f) of Article 164 (5) of the Financial Regulation and Article 14 of Annex I of the Financial Regulation on middle and low value contracts

Subject	Expected results	Deadline to express interest	Indicative launching date	Contact Point	Status: Open/ Closed
ASSISTANCE TO EUROSTAT IN TREATING USER REQUESTS IN ENGLISH	Answering user requests in English, regarding Eurostat's data, tools and services, through a web-based communication tool for the treatment of requests 'Assist', by email, phone and instant messaging. Maintaining Eurostat knowledgebase.	8 June 2022	Mid- end of June	ESTAT-CALLS-FOR-TENDER-DIRECTORATES-A-B@ec.europa.eu	Open

EX-ANTE PUBLICITY OF A NEGOTIATED PROCEDURE FOR THE AWARD OF A LOW OR MIDDLE VALUE CONTRACT UNDER THE EU FINANCIAL REGULATION

1. WHAT IS THIS PUBLICITY ABOUT?

Economic operators interested in the subject of this publicity are asked to note that this is **not a call for tenders**. It is a publication to announce the Contracting authority's intention to launch a negotiated procedure for the award of a low or middle value contract and allow interested economic operators to express their interest.

⌚ This publication is made pursuant to point 3.1 of Annex I to [Regulation \(EU, Euratom\) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union \(the EU Financial Regulation\)](#) which requires ex-ante advertising of negotiated procedures for the award of middle and low value contracts (below €140,000 for services and supplies and €5,382,000 for works).

2. WHO HAS ACCESS TO EUROPEAN COMMISSION NEGOTIATED LOW OR MIDDLE VALUE CALLS FOR TENDERS?

Under Article 176 of the EU Financial Regulation participation is open on equal terms to all natural and legal persons coming within the scope of the EU treaties or established in a third country which has a special agreement with the European Union in the field of public procurement on the conditions laid down in that agreement. This includes:

- All EU Member states and Overseas Countries and Territories.
- Parties to special or bilateral international agreement with the EU in the field of public procurement:
 - European Economic Area agreement (EEA): Iceland, Norway and Liechtenstein.
 - Stabilisation and Association Agreements (SAA): North Macedonia, Albania, Montenegro, Serbia, Bosnia and Herzegovina and Kosovo.
 - Association Agreements: Georgia, Moldova and Ukraine have access to procurement procedures for supplies whose value is equal or above EUR 133,000, subject to general exceptions.
 - Bilateral Free Trade Agreements: parties to such agreements (see [here](#)) have access to procurement procedures of the European Commission, EEAS and the Council on their own account if the estimated value of the procedure is equal or above the thresholds established in the respective agreements and their annexes.

⌚ The Contracting authority may exceptionally accept participation of economic operators from other countries without creating a precedent or obligation for the future. Please consult the details of the planned call for tenders to check if such exceptional ad hoc admission is foreseen.

The rules on access to procurement do not apply to subcontractors unless a specific provision to the contrary is included in the planned call for tenders details. Subcontracting may not be used with the intent to circumvent the rules on access to procurement.

3. HOW TO EXPRESS INTEREST?

Entities established in a country that has access to the procurement (see §2) can express interest to participate in the planned procedure by sending an e-mail to the contact point.

It is possible to express interest as an individual organisation or a consortium.

↳ An expression of interest shall not convey any legal right or create a legitimate expectation of award of contract.

4. WHERE CAN THE CALL FOR TENDERS' SPECIFICATIONS BE CONSULTED?

The documentation of the actual call for tenders (invitation letter, tender specifications and draft contract) will be provided only to invited candidates when the procedure is launched.

↳ The Contracting authority reserves the right not to launch the planned procedure or to cancel or abandon it, without any right to compensation,

5. WHO WILL BE INVITED TO SUBMIT A TENDER?

Only invited candidates having received an invitation to tender from the Contracting authority may participate in the planned procedure.

Consequently, any tender received from a legal or natural person not invited to tender, even if in a consortium with an invited candidate, will be rejected. Therefore, if it is the case, please express your interest as a consortium. As an alternative, you may freely use subcontracting when submitting an offer.

If you have expressed interest in this publicity and you have access to the procurement (see § 2), you will be invited to submit a tender. The Contracting authority reserves the right to invite also other economic operators than those having expressed interest following this ex-ante publicity.

↳ Invited candidates can submit a joint tender with other economic operators only if they have expressed interest in the planned procedure as a consortium.

Subcontracting is permitted.

6. HOW IS YOUR PERSONAL DATA PROTECTED?

If processing your expression of interest involves the recording and processing of personal data (such as name, address and CV), such data will be processed pursuant to Regulation (EU) 2018/1725 of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC. Any personal data will be processed solely for the purposes of the future invitation to tender.

Details concerning the processing of personal data are available in the privacy statement below:

https://ec.europa.eu/info/funding-tenders/rules-public-procurement/data-protection-public-procurement-procedures_en