FREQUENTLY ASKED QUESTIONS

INVITATION TO TENDER NO. MOVE/B2/2014-826

"FOR A SERVICE PROVISION CONTRACT REGARDING DESIGN FEATURES FOR SUPPORT PROGRAMMES FOR INVESTMENTS IN LAST-MILE INFRASTRUCTURE"

CONTRACT NOTICE: OJEU 2014/S 086-148714 OF 03/05/2014

19/06/2014

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Question 1:


Allerdings unterscheiden sich die Angaben über die voraussichtliche Höhe des Auftrages, einerseits 400 000 EUR, andererseits 750 000 EUR.

Sind dies unterschiedliche Ausschreibungen?

Ist hier ein Fehler bei der Veröffentlichung passiert?

Answer:

Es handelt sich um verschiedene Ausschreibungen. Ähnlichkeiten, nicht Identität, mögen gegeben sein, worin aber kein Fehler liegt.

Question 2:

In relation to the organization of both tenders we have faced the curtain unclarity regarding interpretation of the following clauses:

1. “Selection criteria” (see clause 2.3 of respective “Tender specifications”). In particular, it is written that “the consortium of tenderers has to include at least one sector association representing (also) railway infrastructure managers in at least two different Member States”. Taking into account a limited number of such associations and form of their availability for contractual work, we would like to clarify the following points:
• Exclusivity for participating in tenders. May the one particular association or rather its single expert take part in several consortia at the same time?

• Is there any restriction concerning the form of their involvement (partner or subcontractor)?

2. “Main objectives and tasks” (see clause 3, “Technical specifications” of the Tender 1). In particular, “4) Quantify on an indicative level the investment needs/potential in the EU for construction, revitalization and modernization of last-mile infrastructure; several different scenarios (ambition levels) shall be defined”. Here we would like to clarify the following point:

• How detailed should be the indicative level of identified investment needs?

• How many countries have to be considered while quantifying the investment needs?

Considering the terms of interim and balance payments we would like to reduce the pre-financing of respective project and therefore to suggest some additional interim payments due to sufficiently long terms before submitting the progress reports and final results. In this sense, we would like to ask you, whether in case of winning the tender it is allowed to negotiate on the contractual terms?

Moreover, concerning the selection criteria, in particular the involvement of a sector association, our consortium have contacted the respective associations. These are UIC and CER, where DB International as a part of DB ML AG also disposes of a membership. As a result, we have gotten the mutual confirmations of their interest and further support in case of successful project award. Such a support will be provided in form of preparation to the seminars, providing the contacts to respective stakeholders and organizing the working groups. Due to the political essence of such associations they cannot fully or directly take part in a project team as well as sign any written confirmation (e.g. Letter of Intent). In the line of these facts I would like to ask you, whether mentioning of such pre-agreements in the proposals or / and prove of the memberships in these associations is enough to fulfill this selection criteria?

Answer:

The tender specifications do not comprise any requirements concerning the internal distribution of tasks and thus neither on which tasks the association(s) will carry out.

I cannot anticipate the assessment by the evaluators regarding the form of arrangements by the tenderer concerning the participation of the association(s).

The tender specifications do not comprise any limitation in the number of consortia/tenders an entity may participate in.

As stated in the tender specifications the information regarding the indicative investment needs/potential for construction, revitalisation and modernisation of last-mile infrastructure shall be provided for the European Union. In case the tenderer should provide any information concerning (also) non-EU members (such as Norway or Switzerland), the values concerning the EU Member States must be clearly separable. The tender specifications do not comprise any requirements on the level of detail of the information provided on the indicative level of investments.
Any arrangements regarding payments, including, where applicable, internal arrangements between consortium partners, must be in line with the provisions in the draft contract, which is part of the call for tender.

**Question 3:**

Concerning both calls for the last-mile infrastructure, on Monday 16th we saw that the deadlines for submission of tender documentation were postponed respectively till June 30th. In the light of the deadline extension I would like to ask you, whether we could get back the submitted proposals. The main reason for that is the need for adjustment of commitment period due to new termsframe.

**Answer:**

We would like to offer you a following choice:

- The Commission will send the tenders back, unopened, so that you can submit the modified versions, or
- You will submit new tenders, adding cover letters that clearly declare the current tenders void, and to be replaced with the new one.

On both cases, the condition is that the tender must be submitted in no later than 30/06/2014 and be full, containing administrative, financial and technical part with all the required annexes.

Please reply in shortest delays, preferably today. If you choose the first option, please indicate the address.