

Rīga, 15 February 2018
No 6.1/2018-132

*Answers to the questions from the interested suppliers
in Restricted Competition "Design and design supervision services
for the construction of the new line from Kaunas to Ramygala" ID. No RBR 2017/29*

RB Rail AS presents the following answers to the questions received until 15 February 2018 from the interested suppliers:

No	Question	Answer
1.	<p>.. we would like to raise a concern and question to the following requirement: 3) in the provision of 2 large bridge designs, where - each bridge has a span length of at least 150 m; - at least one bridge is railway bridge with the speed above 200 km/h;</p> <p>As a company we have designed numerous bridge with span lengths above 150 meters and even much longer and many railway bridges for speeds above 200 km/h however we see the combination as unusual.</p> <p>We are presently investigating where such bridges have been designed (and built) since 2010 and it limited to a very few countries in the world predominantly China. We are therefore of the opinion that this requirement prevents fair competition and we kindly ask you to reconsider this requirement for the benefit of both you and us.</p>	<p>Qualification requirements specified in sub-clause 1.3) of clause 7.4 of the Regulations correspond to the environmental restrictions applicable to the design of large bridge over Neris river. Since this bridge will be a very specific railway with the speed above 200 km/h construction and it has to be ensured that this bridge is designed in accordance to the environmental, safety and other applicable legislation requirements, the Contracting authority seeks for the experienced designer with the design experience of similar railway with the speed above 200 km/h structures. Therefore, please be informed that qualification requirements specified in sub-clause 1.3) of clause 7.4 of the Regulations remain unchanged.</p>
2.	<p>We would like to raise RB Rail's attention to the fact that some of the requirements regarding tenderers' references are very restrictive and might compromise RB Rail's wish to open the competition to an acceptable level.</p> <p>The following requirement is of particular concern:</p> <p>Within the previous 7 years (year 2010, 2011, 2012, 2013, 2014, 2015, 2016 and 2017 till the date of the submission of the application), the candidate has gained the following experience:</p> <p>2) in the provision of 2 large bridge designs, where</p>	<p>Please see the answer to the question No. 1.</p>

	<p>- each bridge has a span length of at least 150 m; - at least one bridge is railway bridge with the speed above 200 km/h.</p> <p>According to an exhaustive internal investigation, the number of bridges that have been built in the past 7 years and meet both requirements (i.e. speed limit strictly above 200km/h and span length of at least 150m) is very limited. If we limit our investigation results to European projects, this small number of compliant projects is significantly reduced.</p> <p>We consider as our duty to warn RB Rail on the risk of keeping such a requirement. It will drastically limit the competition, and that will not work in favor of RB Rail nor will it benefit the competitors.</p> <p>Therefore, we kindly ask you to modify the tender regulation without combining these 2 requirements, i.e. by accepting justifying documentation showing that candidates have separate experience in a) provision of design of long span bridge (>150m) and b) provision of design of railway bridge with speed limits above 200km/h.</p>	
3.	<p>Chapter 7.4 Technical and professional ability point 1 requirement "Within the previous 7 years (year 2010., 2011., 2012., 2013., 2014., 2015., 2016. and 2017. till the date of the submission of the application). Please confirm that reference certificates issued during 2010 and 2011 will not be excluded from evaluation.</p>	<p>Please be informed that the Contracting authority has no requirements regarding the release date of the signed references from the clients. Experience has to be acquired in previous 7 years, beginning from Year 2010.</p>
4.	<p>7. Selection criteria of candidates 7.4 Technical and professional ability</p> <p>Can candidates verify their experience through/using the experience of a nominated sub-contractor?</p>	<p>Yes, by providing information how the recourses for obtaining that experience will be transferred to the Candidate and involved in provision of services if the contract will be awarded to the Candidate. Please refer to Clauses 8 and 9 of the Regulations.</p>
5.	<p>Due to unexpected and unanticipated difficulties for obtaining the formal documents for the content of Tender requirements and willing to prepare the proposal in the professional manner, we kindly asking you to extend the submission deadline till 7 of March 2018.</p>	<p>Please be informed that the Contracting authority decided not to extend the deadline for the submission of applications.</p>
6.	<p>Chapter 10.5. "The application, but public documents issued abroad shall be formatted and legalized in accordance with the requirements of the Document Legalization Law. ..."</p>	<p>Please be advised that if the original documents are in other language than English than self-certified translation has to be provided. A copies and derivatives from original documents has to be certified accordingly - ensuring</p>

	What is exactly demanded to the legalization of documents issued abroad? A certified translation?	correctness and legal force of the document.
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Procurement Commission Chairman



Martinš Blaus