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**Answers to the questions from the interested suppliers
in open competition "Supplier market study for railway
infrastructure components" ID. No RBR 2018/27**

RB Rail AS presents the following answers to the questions received until 21 December 2018 from the interested suppliers:

No	Questions	Answers
1.	According to your criteria, is there a risk that a firm or any of its subsidiary (shall mean any entity controlling, controlled by, or under the same control as, any other entity) which has been selected to provide (1) the services within the open competition called « supplier market for railway infrastructure components » and (2) which will submit a tender to provide the works relating to the design and the build of the fast conventional standard gauge railway line on the North sea Baltic core network corridor linking three baltic states with Poland and the rest of the EU, be in a situation of conflict of interest ?	There are no foreseen circumstances which shall prevent successful Tenderer to participate in upcoming Procurement procedures regarding design and build of Rail Baltica railway and its infrastructure, however, Contracting Authority can't guarantee the absence of potential conflict of interests throughout the process of Rail Baltica Global Project implementation or to provide any response on the matter, including to foresee the influence of any upcoming obstacles regarding other subjects than design or build in this stage of the Procurement. Nevertheless, each such case raised, shall be reviewed separately in accordance with the provisions of the Public Procurement Law of Republic of Latvia.
2.	In relation to contractual clauses 2.4,3.5,4.9,6.2/6.3 and 7.3-7.9 related to Deliverables acceptance, is it acceptable for Rail Baltica organisation that the detail of the review and acceptance process is detailed further during the discussion of the Inception report? The initial answer received that number of iterations is not limited is clear.	Please be informed that acceptance of all deliverables and remedying process of all defects shall be managed according to Contract which shall be concluded on the basis of Draft Contract (Annex No 7 of Regulation), Technical specifications as integral part of the Contract and proposal submitted by the winning Tenderer.

<p>Nevertheless, other limits for discussion, comments, requested inputs shall be identified.</p>	<p>For more information regarding review process of deliverables please look: "Answers to the questions from interested suppliers" provided by the Procurement Commission, dated: 17 December https://www.eis.gov.lv/EKEIS/Supplier/Procurement/14886). After conclusion of the contract no discussions regarding review and acceptance process of deliverables which could arise amendments in contract rules shall be taken. However, upon signature of the Contract it is customary to organise a kick-off meeting between the Contracting Authority and the Contractor team to clarify details on collaboration and provision of services so far as it is not contradictive with contract rules.</p>
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Procurement Commission Chairman

Jānis Lukševics

