

Riga

17.02.2020

Our Ref: 1.13p/LV-42

Answers to the questions provided by the Tenderers in the open competition „Detailed technical design review and design expertise services for Rail Baltica in Lithuania”, Id No RBR 2019/15

RB Rail AS presents the following answers to the questions from the Tenderers:

No	Questions	Answers
1.	<p>Ref to Clause 5. Subject-matter of the open competition.</p> <p>5.10. The delivery of the Detailed Technical Design Review and Design Expertise Services will mostly take place in Lithuania.</p> <p>We understand that the services will be provided from Consultants home office ensuring the presence of the key experts in Lithuania for the relevant meetings. Please confirm.</p>	<p>Procurement commission hereby confirms that Service provider is not obliged to be located in Lithuania for the provision of the Design Review and Design Expertise services. Nevertheless, Service provider shall ensure the presence of experts during all meetings necessary for the provision of the services and in full extent envisaged in Technical specification, Regulation and Draft Contract of the open competition (meetings mostly will take place in Lithuania, at Contracting Authority's premises).</p>
2.	<p>Please confirm, that participation in Technical assessment of the detail technical Design for Rail Baltica in Lithuania (Kaunas-Ramygala section and Ramygala-LT/LV border section) will not affect (conflict of interest) participation in technical works supervision for construction of mentioned sections.</p>	<p>Procurement commission hereby confirms that participation in the Design Review and Design Expertise services in Lithuania will not be considered as restrictive for the Tenderer's participation in technical works supervision for construction of the design sections named.</p>
3.	<p>Please clarify if the foreign (not Lithuanian) Key experts, proposed for technical assessment of the detail technical Design for Rail Baltica in Lithuania (Kaunas-Ramygala section and</p>	<p>Procurement commission hereby kindly explains that in order to participate in the open competition in case the Tenderer proposes foreign (not Lithuanian) Key experts, it is not mandatory for such experts to have Qualification Certificate issued by</p>

	<p>Ramygala-LT/LV border section) should have a Qualification Certificate (TPD), issued by Lithuanian Certification Center (SPSC) for expertise services.</p>	<p>Lithuanian Construction Production Certification Center (SPSC) during the procurement stage.</p> <p>Nevertheless, in accordance with Clause 7.5.1. 1., 7.5.1. 2., 7.5.1. 3., 7.5.1. 4. of the open competition Regulations Key experts named in the above-mentioned Clauses shall have professional qualification/education according to the Country's (Country, where the qualification/education has been obtained) legislation for the provision of respective services in the field of his/her expertise (if necessary, by the respective Country's legislation).</p> <p>In accordance with Clause 6.2., 6.3. and 6.5. of the Technical Specification of open competition Regulations, for the provision of the Design Expertise Services, in case the Tenderer is awarded with the contract signing rights, the Tenderer shall follow requirements established in Technical Specification (Table No 5 "Key-Experts" and Table No 6 "Required non-exhaustive Additional Experts") and shall obtain professional competence (qualification) for experts proposed for the provision of the Design Expertise Services during the fulfilment of the contract, as required.</p>
4.	<p>Please clarify if the foreign (not Lithuanian) Company (as legal person) participating in the tender for technical assessment of the detail technical Design for Rail Baltica in Lithuania (Kaunas-Ramygala section and Ramygala-LT/LV border section) should have a Qualification Certificate (TPD), issued by Lithuanian Certification Center (SPSC) for expertise services.</p>	<p>Procurement commission hereby kindly explains that in order to participate in the open competition (during the procurement stage) it is not mandatory for the foreign Tenderer (registered or residing outside Lithuania) to have Qualification Certificate issued by Lithuanian Construction Production Certification Center (SPSC).</p> <p>Nevertheless, in accordance with requirements established in Clause 7.2.1. of the open competition Regulations, in order to participate in the open competition the Tenderer or all members of the partnership (if the Tenderer is a partnership), a person</p>

		on whose abilities a Tenderer relies to certify its compliance, a subcontractor whose share of work is equal to or exceeds 10% of the contract value must be registered, licensed or certified in the Registry of Enterprises or Registry of Inhabitants, or other register in a country where the Tenderer is registered or residing (only if the legislation of the respective country requires registration, licensing or certification of natural or legal persons in order to provide the respective services).
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Document is approved by Procurement commission's decision made on 17 February 2020, Session minutes No 5, and is valid without signature.

