

Rīga

21.02.2020

Our Ref: 1.13p/LV-49

**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.	After a careful review and analysis of Tender Documents and Scope of Services for the project of reference, we have considered that the Estimated Contract price - EUR. 1.000.000 – would be far from sufficient for the amount of work required, if a certain quality threshold wants to be achieved. We would kindly ask the Client to reconsider the budget and increase the Contract price. As a reference, we would like to mention the protentional inconsistency with the budget of the very similar Competition currently open for the same services in Estonia (RBR 2019/14), even taking into consideration the differences in scope.	<p>Procurement commission kindly explains that it has its budget planned and available within the Rail Baltica Global project for the respective activity (Detailed technical Design Review and Design Expertise services in Lithuania) and it cannot be exceeded. Procurement commission has evaluated scope of works in line with estimated contract price and has concluded that it is sufficient for the provision of the respective services.</p> <p>Please note that in accordance with Clause 11.3 of the open competition Regulations in case the proposed contract price will exceed the estimated contract price (1 000 000,00 without VAT), such proposal in accordance with Subclause 1), Section 11 of Article 41 of the Public Procurement Law of the Republic of Latvia will be rejected as incompliant and further will not be evaluated.</p> <p>Considering all the above-mentioned the requirement established in Clause 11.3 of the open competition Regulations shall remain unchanged.</p>
2.	Time Extension. We would kindly ask for an extension in the submission deadline of 2 weeks.	Your request has been noted and Procurement commission will inform you regarding its decision shortly. Please follow the information provided in E-Tender system.

3.	<p>Regarding to the financial requirements, according to the clause 7.3.1 „average financial turnover in railway infrastructure design and/or consulting services within the last 3 (three) financial years (...)</p> <p>„Could you kindly clarify if construction supervision are included within the term „consulting services“ about railway infrastructure?</p>	<p>In accordance with Clause 7.3.1. of Regulations, the Tenderer's or all members of the partnership together (if the Tenderer is a partnership and confirms the average financial turnover jointly), average financial turnover in railway infrastructure design and/or railway infrastructure consulting services within the last 3 (three) financial years, i.e. 2017, 2018, 2019, is not less than 2 000 000,00 EUR (two million euros, zero cents).</p> <p>Procurement commission clarifies, that financial turnover in railway infrastructure construction supervision can be included in financial turnover if it has been obtained as a part of contract which has covered consultancy services for railway infrastructure (e.g. consultancy services for the design and construction supervision).</p>
4.	<p>Considering our strong interest in submitting the best offer for this tender, we hereby respectfully request for a tome extension of at least two weeks to the submission date for proposal, in order to have the adequate time to submit a higher quality and more competitive proposal.</p>	<p>Your request has been noted and Procurement commission will inform you regarding its decision shortly. Please follow the information provided in E-Tender system.</p>

Document is approved by Procurement commission's decision made on 21 February 2020, Session minutes No 7, and is valid without signature.