

Rīga

29.04.2020

Our Ref: 1.13p/LV-106

Answers to the questions from the interested suppliers No 1

RB Rail AS presents the following answers to the questions received within open *competition* “Expert services for Rail Baltica Global Project” ID No RBR 2020/8 until 28 April 2020 from the interested suppliers:

No	Questions	Answers
1.	We would like to confirm that this new process (taking into account that it's divided in 19 lots) hasn't any conflict of interest with previous works that <i>Interested supplier</i> is performing or with other upcoming projects.	Procurement commission clarifies that planned framework agreements for expert services within 19 lots will cover various activities of the Rail Baltica Global Project in next 4 years and here is a high potential of interaction among the services which particular company or particular experts have been provided or are providing, or could provide during fulfilment of specific Assignment orders. For the participation in Competition there don't exist any restrictions related to potential risk of conflict of interests for potential suppliers to apply to Competition and award framework agreement. Potential risk of conflict of interests will be assessed before launch of each assignment order. Please pay your attention also to Clause 4.9. of Draft Framework Agreement (Annex No 5 of Regulations) explaining also Conflict of Interest matters.
2.	As we've seen on the documentation provided, it is possible that the Principal Contractor may be RB Rail AS, EDzL or RB Estonia OÜ. Initially, in case of been awarded, the Framework Agreement would be signed with these three entities and later, one of them will either send a Request for Assignment (in case of Direct Award) or a Request for Proposal (in case of Mini competition). Therefore, the FWA would be signed with the three entities but all the contracts within this FWA will be signed with only one of the bodies. Please, confirm if our understanding is correct.	Procurement commission would like to clarify, that your understanding is correct. Contractors (Service providers) could receive assignment orders from each of the Principals defined in Draft Framework Agreement (Annex No 5 of Regulations).

3.	Can you confirm that this tender is already covering the supply of raw materials, such as STEEL RAILS / SLEEPERS ETC.	Procurement Commission would like to clarify, that this Procurement exercise does not cover supply of raw materials.
4.	<p>Could you please confirm if private finance is being consider for any element of Rail Baltica? (e.g. DBFM, PPP)</p> <p>I see from the latest tender notice for advisors that Rail Baltica is looking for project finance advice.</p>	<p>Procurement Commission could not clarify any issues related to the financing sources of the project. We would like to inform you, that Rail Baltica Project is co-financed by European Union and Three Baltic States jointly.</p> <p>Please note, that in Lot No. 16 Finance, there is a field of expertise Project finance advise, meaning, that Principal may need such a service within contract period and particular assignment orders could be issued.</p>

Procurement Commission Chairman

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