

CANDIDATE SELECTION REGULATION

for Competitive Procedure with Negotiation

**“Engineering services for preparation, procurement and supervision of Rail Baltica
Control-Command and Signalling subsystem deployment”**

(identification No: RBR 2020/18)



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1. ABBREVIATIONS AND TERMS

Denomination	Abbreviation	Definition
Application		Documentation package the Candidate submits to participate in the First Stage of the Competition.
Automatic Train Protection	ATP	
Beneficial owner		A natural person who is the owner of the customer - legal person - or who controls the customer, or on whose behalf, for whose benefit or in whose interests business relationship is being established or an individual transaction is being executed, and it is at least: a) regarding legal persons - a natural person who owns, in the form of direct or indirect shareholding, more than 25 per cent of the capital shares or voting stock of the legal person or who directly or indirectly controls it; b) regarding legal arrangements - a natural person who owns or in whose interests a legal arrangement has been established or operates, or who directly or indirectly exercises control over it, including who is the founder, proxy or supervisor (manager) of such legal arrangement.
Candidate		A Supplier which has submitted an Application.
Common procurement vocabulary	CPV	A nomenclature approved by the European Union which is applied in public procurement procedures.
Competition (also the Procurement)		Competitive procedure with negotiation “Engineering services for preparation, procurement and supervision of Rail Baltica Control-Command and Signalling subsystem deployment” (ID No RBR 2020/18).
Consultant		Service provider awarded the right to enter into the Contract in the Competition to provide Services in accordance with requirements stipulated in the First Stage and Second Stage Regulations and the Contract.
Contract		Signed agreement between Contracting Authority and a Consultant to provide services defined in the Contract.
Contracting Authority		The joint stock company RB Rail AS, registration number: 40103845025, legal address: Kr. Valdemāra iela 8 - 7 , Riga LV-1010, Latvia.
Control-Command and Signalling	CCS	Control-Command and Signalling according to the Technical Specifications for Interoperability TSI CCS and EN 50129 standard

Control-Command and Signalling engineering services	CCS Engineering services	The scope of CCS Engineering services and the planned Contract shall cover complete CCS project lifecycle till the end of Defects Notification Period as described in Annex No 2 of the First Stage Regulation.
Control-Command and Signalling subsystems	CCS subsystems	CCS subsystems being deployed for entire Rail Baltica Global project covers the following key components: <ul style="list-style-type: none"> • Interlocking System; • Radio Communication System; • ETCS Trackside System; • Traffic Management System; • Transmission/ Communication & Power Supply System; • Ancillary and other supporting Systems.
Detailed technical design		Detailed technical design at the supplier-neutral level which is generally used as basis for a procurement of design and construction works.
European Railway Traffic Management System	ERTMS	
European Single Procurement Document	ESPD	
European Train Control System	ETCS	
First Stage Regulation (also the Regulation)		Candidate selection Regulation of the Competition.
First Stage of the Competition (also the First Stage)		Qualification stage that includes selection of Candidates who will be invited to submit a Bid in the Second Stage of the Competition.
Future Railway Mobile Communication System	FRMCS	
Global System for Mobile Communication-Railway	GSM-R	
Identification number	ID No	Designation which includes the abbreviation of the name of Contracting Authority (the first capital letters), the relevant year and the procurement sequence number in ascending order (RBR 2020/18).
Innovation and Networks Executive Agency	INEA	An executive agency established by the European Commission and is in charge of all open TEN-T projects.
Offshore		Low tax or tax-free country or territory in accordance with Corporate income tax law of the Republic of Latvia except Member States of EEA (European Economic Area) or its territories, Member States of the World Trade Organization Agreement on State Treaties or territories and

		such countries and territories with which European Union and Republic of Latvia has international agreements for open market in public procurement area.
Procurement commission		Commission the composition of which has been established by Contracting Authority; order No 1.9/19 dated 20 October 2020 issued by Management Board of the RB Rail AS.
Project lifecycle		Project lifecycle includes concept and preliminary design stage, procurement stage, detailed design stage, construction stage, integration, testing and putting in operation stages.
Project Management Office		The organization/management structure established by Consultant responsible for defining and managing the CCS deployment governance process, procedures, templates, sharing of resources, methodologies, tools and techniques, supporting and facilitating Contracting Authority for CCS deployment process.
Proposal (also the Bid)		Documentation package the Tenderer submits to participate in the Second Stage of the Competition.
Public Procurement Law		Public Procurement Law of the Republic of Latvia.
Railway communication systems		Set of communication systems delivering communications to CCS subsystem and other subsystems or users, for railway operation functions and administrative support functions.
Railway infrastructure		Has the meaning in the Directive 2012/34/EU of the European Parliament and of the Council of 21 November 2012 establishing a single European railway area (recast), as well includes freight and passenger terminals and infrastructure and rolling stock maintenance facilities and the ground underneath them and the airspace above them to the extent that the national legislation permits the ownership of the ground and the airspace.
Reference project		Project where specific services have been provided and the service scope included at least the following TSI compliant ¹ railway infrastructure with parameters of: <ul style="list-style-type: none"> • 50 (fifty) km of double track line 1435 mm gauge with design speed of at least 160 km/h; • 2 (two) stations with not less than two siding tracks and 8 turnouts each; • ETCS Level 2; • Interlocking;

¹ TSI certification is not mandatory.

		<ul style="list-style-type: none"> • Traffic Management System, incl. Traffic Control Centre; • GSM-R; • Railway communication systems; • Non-traction power supply.
Reliability, Availability, Maintainability and Safety	RAMS	RAMS according to the EN 50126 standard.
Second Stage of the Competition (also the Second Stage)		Proposal stage that includes the evaluation of the Bids submitted by the Tenderers and awarding the rights to conclude the Contract.
Services		Services implemented by the Consultant in accordance with the Contract.
Subsystem		Structural or functional part of the rail system as defined in Directive (EU) 2016/797 of the European Parliament and of the Council of 11 May 2016 on the interoperability of the rail system within the European Union (recast).
Supplier		An individual or a legal person, a group or association of such persons in any combination thereof which offers to perform works, supply products or provide services accordingly.
Technical building		Building or technical room in a building dedicated to CCS and Railway communication subsystems.
Technical Specifications for Interoperability	TSI	The Technical Specifications for Interoperability (TSIs) define the technical and operational standards which must be met by each subsystem or part of subsystem in order to meet the essential requirements and ensure the interoperability of the railway system of the European Union.
Tenderer		A Candidate which was invited to submit a Proposal and has submitted a Proposal.
Traffic Management System	TMS	

2. GENERAL INFORMATION

- 2.1. The contracting entity is joint stock company RB Rail AS, registration number 40103845025, **legal address: Kr. Valdemāra iela 8 - 7, Riga LV-1010, Latvia.**
- 2.2. The subject-matter of the Competition is **engineering services for preparation, procurement and supervision of Rail Baltica Control-Command and Signalling subsystem deployment** (hereinafter – **CCS Engineering services**). General description of the subject-matter of the Competition is included in the Annex No 2 of the Regulation. Detailed description of the subject-matter of the Competition will be disclosed to the Candidates who will be selected for submitting a Proposal during the Second Stage of the Competition.
- 2.3. The identification number of the Competition is RBR 2020/18.
- 2.4. The applicable CPV code is 71300000-1 (Engineering services).

- 2.5. Competition is organised in accordance with the Public Procurement Law in effect on the date of publishing the contract notice. The Competition consists of two stages:
 - 2.5.1. The First Stage of the Competition – qualification stage - selection of Candidates who will be invited to submit a Bid in the Second Stage of the Competition;
 - 2.5.2. The Second Stage of the Competition – proposal stage - evaluation of the Bids submitted by the Tenderers and awarding the rights to conclude a Contract. The Second Stage includes any negotiations that may be relevant to be undertaken as specified by the Contracting Authority and would likely take place in Riga, Latvia (currently anticipated in the April 2021).
- 2.6. The period for starting provision of CCS Engineering services shall be right after the Contract commencement date. The total period of Contract shall cover the deployment of Control-Command and Signalling subsystem for Rail Baltica Global project. Currently it is estimated that the implementation of Rail Baltica Global project will take place by end of Year 2026 or longer, if project implementation will be extended and the funding for the whole scope of services will be approved.
- 2.7. CCS Engineering services is co - financed by the Connecting Europe Facility (CEF). Currently the financing for the whole scope of CCS Engineering services is not secured. A funding for the first phase of CCS Engineering services (mainly covering all services to be provided till all necessary design/construction contracts for Control-Command and Signalling subsystem deployment will be signed) is available. For second phase (that includes CCS Engineering services during Control-Command and Signalling subsystem deployment) there is currently no funding available, but applications will be submitted to INEA accordingly.
- 2.8. The Competition requires negotiations since:
 - 2.8.1. the Contract cannot be awarded without prior negotiations because of specific circumstances related to the nature, the complexity and the legal and financial make-up of the Competition, and because of the risks attaching to them as provided under Section 8, Paragraph 6, Clause 3 of the Public Procurement Law; and
 - 2.8.2. the Contracting Authority is not able to provide sufficiently precise specifications referring to standards, European technical assessment, common technical specifications and technical references as provided under Section 8, Paragraph 6, Clause 4 of the Public Procurement Law.
- 2.9. The Competition is carried out using E-Tenders system which is a subsystem of the Electronic Procurement System (<https://www.eis.gov.lv/EKEIS/Supplier>). Supplier shall apply for the Electronic Procurement System (if the Supplier is not registered in Electronic Procurement System) in State Regional Development Agency (please see information here <http://www.railbaltica.org/procurement/e-procurementsystem/>).
- 2.10. The Regulation and all its annexes are freely available on the Contracting Authority's profile in the E-Tenders system on the webpage <https://www.eis.gov.lv/EKEIS/Supplier/Procurement/46598> and Contracting Authority's webpage <http://railbaltica.org/tenders/>.
- 2.11. Amendments to the Regulation and answers to Suppliers' questions shall be published on the E-Tenders system webpage <https://www.eis.gov.lv/EKEIS/Supplier/Procurement/46598> and the Contracting Authority's webpage <http://www.railbaltica.org/tenders/>. It is the Supplier's responsibility to constantly follow the information published on the webpage and to take it into consideration in preparation of its Application.
- 2.12. Contact person of the Contracting Authority for the Competition is Procurement Specialist - Lawyer, Vineta Ezergaile, telephone: +371 29352018, e-mail address: vineta.ezergaile@railbaltica.org.
- 2.13. Requests for information or additional explanations must be submitted in writing via the E-Tenders system or (in case the Supplier does not yet have access to the system) by sending it to the contact person electronically by e-mail. Answers to questions or explanations from

the Contracting Authority are also provided through the E-Tenders system and e-mail (in case the Supplier does not yet have access to the system).

3. INFORMATION ABOUT THE SECOND STAGE OF THE COMPETITION AND THE CONTRACT

- 3.1. The Bid selection criterion is the most economically advantageous proposal, according to the evaluation methodology to be described in the Second Stage of the Competition.
- 3.2. The Second Stage includes any negotiation that may be relevant to be undertaken as specified by the Contracting Authority, although Contracting Authority may perform evaluation of the Bids submitted by the Tenderers without any negotiation and award rights to conclude Contract to Tenderer with the most economically advantageous proposal according to the evaluation methodology to be described in the Second Stage of the Competition.
- 3.3. The successful Tenderer shall be obliged to ensure that its participation in the implementation of the Contract would not create any conflicts of interests.
- 3.4. The liability of the parties shall be determined pursuant to the applicable laws of the respective country (Latvia, Lithuania, Estonia) and the Contract. The parties shall properly fulfil their obligations undertaken under the Contract and shall refrain from any actions that may lead to damage to each other or that could impede the other party's fulfilment of the obligations undertaken.

4. CANDIDATE

- 4.1. The Application can be submitted by:
 - 4.1.1. A Supplier, who is a legal or natural person and who complies with the selection criteria for Candidates;
 - 4.1.2. A group of Suppliers (hereinafter – **Candidate, partnership**) that complies with the selection criteria for Candidates:
 - (a) A group of Suppliers who have formed a partnership for the Competition. In this case all the members of the partnership shall be listed in Annex No 1 “Application for participation in the Competition”. **If it will be decided to award contracting rights to such partnership, then prior to concluding the Contract the partnership shall at its discretion either enter into a partnership agreement (within the meaning of Civil Law of the Republic of Latvia, Sections 2241 - 2280) and shall submit one copy of this agreement to the Contracting Authority or establish a general or limited partnership (within the meaning of Commercial Law of the Republic of Latvia, Division IX and X) and notify the Contracting Authority in writing;**
 - (b) An established and registered partnership (a general partnership or a limited partnership within the meaning of Commercial Law of the Republic of Latvia, Division IX and X) which complies with the selection criteria for Candidates.

5. SELECTION CRITERIA FOR CANDIDATES

5.1. Technical and professional ability

No	Requirement	Documents to be submitted
1.	The Candidate within the previous 15 (fifteen) years (2005-2019) until the date of submission of the Application has gained experience with CCS subsystems and Railway communication systems	- Filled in and signed Annex No 3; - Description of the Reference project scope (not more than 2 (two) pages per Reference project).

No	Requirement	Documents to be submitted
	in one or several Reference project/-s² in provision of the following services ³ : <ol style="list-style-type: none"> a) Elaboration of technical solutions and conceptual designs; b) Management of requirements throughout Project lifecycle; c) Radio coverage design by means of radio cellular network planning and signal propagation software tools; d) Elaboration of requirements (incl. technical, functional, operational, RAMS, etc. requirements) for Railway communication systems, non-traction power supply, Technical buildings and cable duct system(s); e) Support during evaluation of technical proposals in procurement of design and construction works; f) Supervision of design and construction, including construction work acceptance; g) Supervision of system integration, testing (incl. testing documentation review and approval) and commissioning. 	
2.	The Candidate within the previous 15 (fifteen) years (2005-2019) until the date of submission of the Application has gained experience as <u>leading contractor</u> for CCS subsystems and Railway communication system scope in one Reference project⁴ in provision of the following services ⁵ : <ol style="list-style-type: none"> a) Delivery of a set of studies, drawings and specifications allowing the definition of functionalities, architecture and performances for procurement of design and construction works; b) Technical interface management throughout Project lifecycle; c) Elaboration of requirements (incl. technical, functional, operational, RAMS, etc. requirements) for ETCS, GSM-R, TMS, interlocking, block system incl. trackside equipment; 	- Filled in and signed Annex No 4; - Description of the Reference project scope (not more than 2 (two) pages per Reference project).

² Services indicated in Section 5.1.1 of the Regulation must be provided by the Candidate in the Reference project which comply with all requirements for Reference project (please see the Section 1 of the Regulation). If the services provided by the Candidate is part of some other project, the part of the service provided by the Candidate must meet all the requirements for the Reference project.

³ Services stipulated in Section 5.1.1 of the Regulation (each Subsection (a), b) c) etc.) of the Section 5.1.1 of the Regulation must be covered) can be covered by **one or several** Reference projects.

⁴ Services indicated in Section 5.1.2 of the Regulation must be provided by the Candidate in the Reference project which comply with all requirements for Reference project (please see the Section 1 of the Regulation). If the services provided by the Candidate is part of some other project, the part of the service provided by the Candidate must meet all the requirements for the Reference project.

⁵ Services stipulated in Section 5.1.2 of the Regulation (each Subsections (a), b) c) etc.) of the Section 5.1.2 of the Regulation must be covered) shall be covered by **single** Reference project, but **not the same project** as stated in Section 5.1.3 of the Regulation.

No	Requirement	Documents to be submitted
	d) Supervision of design, including design review and approval.	
3.	<p>The Candidate within the previous 15 (fifteen) years (2005-2019) until the date of submission of the Application has gained experience as <u>leading contractor</u> for CCS subsystems scope in one <u>project</u> in provision of the following services⁶:</p> <p>a) Delivery of a set of studies, drawings and specifications allowing the definition of functionalities, architecture and performances for procurement of design and construction works;</p> <p>b) Technical interface management definition and coordination;</p> <p>c) Elaboration of requirements specifications for ATP, TMS and interlocking incl. trackside equipment;</p> <p>d) Supervision of design, including design review and approval.</p>	<ul style="list-style-type: none"> - Filled in and signed Annex No 5; - Description of the project scope (not more than 2 (two) pages per project).
4.	<p>The Candidate within the previous 10 (ten) years (2010-2019) until the date of submission of the Application was involved (for example, as part of working groups, review panels, expert roles, etc.) in one project coordinated by one of following organisations:</p> <p>a) ERTMS Users Group;</p> <p>b) Shift2Rail projects (X2Rail-2 or X2Rail-3 or X2Rail-4);</p> <p>c) EULYNX;</p> <p>d) SmartRail 4.0;</p> <p>e) UIC (CCS/ERTMS/FRMCS activities).</p>	<ul style="list-style-type: none"> - Filled in and signed Annex No 6; - Description of the project and Candidate’s involvement within the project (not more than 2 (two) pages per project).
5.	<p>The Candidate within the previous 15 (fifteen) years (2005-2019) until the date of submission of the Application has provided Project Management Office services in railway project with the project investment value of at least 50 000 000,00 EUR (fifty million euros zero cents) covering at least:</p> <p>a) contract management;</p> <p>b) stakeholder management;</p> <p>c) quality management;</p> <p>d) risk management;</p> <p>e) development of project management plan;</p> <p>f) forecasting, reporting, scheduling.</p>	Filled in and signed Annex No 7.
6.	The Candidate or each member of the partnership (if Candidate is the partnership) has quality management system that complies with ISO 9001:2015 standard or equivalent.	A copy of document proving that Candidate or each member of the partnership (if Candidate is the partnership) has implemented

⁶ Services stipulated in Section 5.1.3 of the Regulation (each Subsections (a), b) c) etc.) of the Section 5.1.3 of the Regulation must be covered by single project, but not the same project as stated in Section 5.1.2 of the Regulation.

No	Requirement	Documents to be submitted
		management system that complies with ISO 9001:2015 standard or equivalent.

5.2. Legal standing and suitability to pursue the professional activity

No	Requirement	Documents to be submitted
1.	The Candidate or all members of the partnership (if the Candidate is a partnership) must be registered in the Registry of Enterprises or Registry of Inhabitants, or an equivalent register in their country of residence, if the legislation of the respective country requires registration of natural or legal persons.	<ul style="list-style-type: none"> - For a Candidate (or a member of a partnership, a person on whose capacity a Candidate relies) which is a legal person registered in Latvia, the Contracting Authority shall verify the information itself in publicly available databases. - For a Candidate (or a member of a partnership, a person on whose capacity a Candidate relies) which is a natural person – a copy of an identification card or passport. - For a Candidate (or a member of a partnership, a person on whose capacity a Candidate relies) which is a legal person registered abroad (with its permanent place of residence abroad) – a copy of a valid registration certificate or a similar document issued by a foreign authority in charge of the registration of legal persons in the country of their residence wherefrom at least the fact of registration, shareholders, officials and procurators (if any) can be determined. - If the Application is submitted by a partnership, the Application shall include an agreement (or letter of intention to enter into agreement) signed by all members on the participation in the Competition, which lists responsibilities of each and every partnership member and a joint commitment to fulfil the Contract, and which authorises one key member to sign the Application and other documents, to receive and issue orders on behalf of the partnership members, and with whom all payments will be made. - If the Application or any other document, including any agreement, is not signed by the legal representative of the Candidate, members of the partnership, person on whose capacity the Candidate relies, a document certifying the rights of the persons who have signed the Application or any other documents, to represent the Candidate, a member of the partnership, a person on whose capacity the Candidate is relying, (powers of attorney, authorisation agreements etc.) must be included.
2.	The representative of the Candidate or a member of a partnership, or a person on whose capacity Candidate relies	- A document confirming the right of signature (representation) of the representative of the Candidate or a member of the partnership, or the

No	Requirement	Documents to be submitted
	<p>who has signed documents contained in the Application has the right of signature, i.e., it is an official having the right of signature or a person authorized by the Candidate or by the member of a partnership, or by the person on whose capacity Candidate relies.</p>	<p>person on whose capacity Candidate relies who signs the Application. For a Candidate (or the member of a partnership), the person on whose capacity Candidate relies which is a legal person registered in Latvia the Contracting Authority shall verify the information itself in publicly available databases.</p> <ul style="list-style-type: none"> - If the Candidate (or the member of the partnership), or a person on whose capacity Candidate relies, submits a power of attorney (original or a copy certified by the Candidate) there shall be additionally submitted documents confirming that the issuer of the power of attorney has the right of signature (representation) of the Candidate, member of a partnership, or by the person on whose capacity Candidate relies.

5.3. Economic and financial standing

No	Requirement	Documents to be submitted
1.	<p>The Candidate’s or all members’ of the partnership together (if the Candidate is a partnership and confirms the average financial turnover jointly), average financial turnover within the last 3 (three) financial years (2017, 2018, 2019) is not less than 20 000 000,00 EUR (twenty million euros zero cents).</p> <p>In the event the average annual financial turnover of a limited partner of the limited partnership (within the meaning of The Commercial Law of the Republic of Latvia, Division X) exceeds its investment in the limited partnership, the average financial turnover shall be recognized in the amount of the investment in the limited partnership.</p> <p>In the event the Candidate or a member of a partnership (if the Candidate is a partnership) has operated in the market for less than 3 (three) financial years, the requirement shall be met during the Candidate’s actual operation period.</p>	<ul style="list-style-type: none"> - Filled in and signed Annex No 8 “Confirmation of Candidate’s financial standing”; - Audited or self-approved (if the annual financial statement is not required by the law of the country of residence of the Candidate) annual financial statements for financial years 2017, 2018, 2019 showing the turnover of the Candidate and each member of the partnership on whose capacity Candidate is relying to certify its financial and economic performance and who will be financially responsible for the execution of the Contract (if the Candidate is a partnership) or other entity on whose capacity Candidate is relying to certify its financial and economic performance and who will be financially responsible for the execution of the Contract. - If the previous 3 (three) reporting years of the Candidate differ from the years specified in this Section (2017, 2018, 2019), the financial turnover necessary must be indicated for the Candidate’s previous 3 (three) reporting years. - For a limited partnership (within the meaning of the Commercial Law of the Republic of Latvia, Division X) - an additional document evidencing the amount of the investment by the limited partner (the partnership agreement or a document with a similarly binding legal effect).
2.	<p>The Candidate or each member of the partnership (if the Candidate is a partnership) on whose capacity the Candidate is relying has to certify its financial and economic performance and who will be financially and economically responsible for fulfilment</p>	<ul style="list-style-type: none"> - If the Application is submitted by a partnership, Candidate shall indicate the member of the partnership on whose capacity Candidate is relying to certify its financial and economic performance and who will be financially and

No	Requirement	Documents to be submitted
	of the procurement contract and entity on whose abilities the Candidate is relying to certify its financial and economic performance and who will be financially and economically responsible for fulfilment of the procurement contract, shall have stable financial and economic performance, namely, in the last financial year liquidity ratio shall be equal to or exceed 1 and shall have positive equity.	<p>economically responsible for fulfilment of the Contract including this information in the agreement of cooperation (or letter of intent to enter into agreement) stipulated in Section 5.2.1 of the Regulation.</p> <p>- If the Candidate is relying on any other entity's capacity to certify its financial and economic performance and this entity will be financially and economically responsible for the fulfilment of the Contract, Candidate along with the Application submits confirmation or agreement on cooperation and/or passing of resources to the Candidate, signed between such entity and the Candidate (please see the Section 6 of the Regulation for detailed information).</p>

5.4. Exclusion grounds

The Contracting Authority shall exclude the Candidate from further participation in the Competition in any of the following circumstances:

No	Requirement	Documents to be submitted ⁷
1.	<p>Within previous 3 (three) years before submission of the Application the Candidate or a person who is the Candidate's management board or supervisory board member, person with representation rights or a procura holder, or a person who is authorised to represent the Candidate in operations in relation to a branch, has been found guilty of or has been subjected to coercive measures for committing any of the following criminal offences by such a public prosecutor's order regarding punishment or a court judgement that has entered into force and may not be challenged and appealed:</p> <p>a) establishment, management of, involvement in a criminal organization or in an organized group included in the criminal organization or other criminal formation, or participation in criminal offences committed by such an organization,</p> <p>b) bribe-taking, bribery, bribe misappropriation, intermediation in bribery, unauthorized participation in property transactions, taking of prohibited benefit, commercial bribing, unlawful</p>	<p>- For a Candidate and a person who is the Candidate's management board or supervisory board member, person with representation rights or a procura holder, or a person who is authorised to represent the Candidate in operations in relation to a branch, which are registered or residing in Latvia, the Contracting Authority shall verify the information itself in publicly available databases.</p> <p>- For a Candidate and a person who is the Candidate's management board or supervisory board member, person with representation rights or a procura holder, or a person who is authorised to represent the Candidate in operations in relation to a branch, which are registered or residing outside of Latvia the Candidate shall submit an appropriate statement from the competent authority of the country of registration or residence.</p>

⁷ Unless documents are not specifically requested by the Procurement commission, there is no obligation to submit any.

No	Requirement	Documents to be submitted ⁷
	<p>claiming of benefits, accepting or providing of benefits, trading influences,</p> <p>c) fraud, misappropriation or money-laundering,</p> <p>d) terrorism, terrorism funding, creation or organization of a terrorist group, traveling for terrorist purposes, justification of terrorism, calling to terrorism, terrorism threats or recruiting or training a person in performance of acts of terrorism,</p> <p>e) human trafficking,</p> <p>f) evasion from payment of taxes or similar payments.</p>	
2.	<p>It has been detected that <u>on the last day of the term for submitting Applications</u> (in the First Stage) or <u>on the day when a decision has been made</u> on possible granting of rights to conclude the Contract (Second Stage of the Competition), the Candidate has tax debts in Latvia or a country where it has been incorporated or is permanently residing, including debts of mandatory state social insurance contributions exceeding 150 euro in total in any of the countries.</p>	<ul style="list-style-type: none"> - For a Candidate registered or residing in Latvia, the Contracting Authority shall verify the information itself in publicly available databases. - For a Candidate registered or residing outside of Latvia the Candidate shall submit an appropriate statement from the competent authority of the country of registration or residence.
3.	<p>Candidate’s insolvency proceedings have been announced, the Candidate’s business activities have been suspended, the Candidate is under liquidation.</p>	<ul style="list-style-type: none"> - For a Candidate registered or residing in Latvia, the Contracting Authority shall verify the information itself in publicly available databases. - For a Candidate registered or residing outside of Latvia the Candidate shall submit an appropriate statement from the competent authority of the country of registration or residence.
4.	<p>A person who drafted the Competition documents (Contracting Authority’s official or employee), Procurement commission member or expert is related to the Candidate, or is interested in selection of some Candidate, and the Contracting Authority cannot prevent this situation by measures that cause less restrictions on Candidates. A person who drafted the Competition documents (Contracting Authority’s official or employee), Procurement commission member or expert is presumed to be related to the Candidate in any of the following cases:</p> <p>a) if he or she is a current and/or an ex-employee, official, shareholder, procura holder or member of a Candidate or a subcontractor which are legal persons and if such relationship with the legal person was terminated within the last 24 months;</p>	<p>No obligation to submit documents, unless specifically requested by the Procurement commission.</p>

No	Requirement	Documents to be submitted ⁷
	<p>b) if he or she is the father, mother, grandmother, grandfather, child, grandchild, adoptee, adopter, brother, sister, half-brother, half-sister or spouse (hereinafter – relative) of a Candidate's or subcontractor's, which is a legal person, shareholder who owns at least 10% of the shares in a joint-stock company, shareholder in a limited liability company, procure holder or an official;</p> <p>c) if he or she is a relative of a Candidate or a subcontractor which is a natural person.</p> <p>If the Candidate is a partnership, consisting of natural or legal persons, a relation to the Candidate is presumed also if a person who drafted the Competition documents (Contracting Authority's official or employee), Procurement commission member or expert is related to a member of a partnership in any of the above-mentioned ways.</p>	
5.	<p>The Candidate has an advantage that limits competition in the Competition, if it or its related legal person consulted the Contracting Authority or otherwise was involved in preparing the Competition, and the advantage cannot be prevented by less restrictive measures, and the Candidate cannot prove that its or its related legal person's participation in preparing the Competition documents does not restrict competition.</p>	<p>No obligation to submit documents, unless specifically requested by the Procurement commission.</p>
6.	<p>Within the previous 12 (twelve) months before last day of the term for submitting Applications (in the First Stage) by such a decision of a competent authority or a court judgment which has entered into force and may not be challenged and appealed, the Candidate has been found guilty of violating competition laws manifested as a horizontal cartel agreement, except for the case when the relevant authority, upon detecting violation of competition laws, has released the Candidate from a fine or has decreased the fine for cooperation within a leniency program.</p>	<ul style="list-style-type: none"> - For a Candidate registered or residing in Latvia, the Contracting Authority shall verify the information itself in publicly available databases. - For a Candidate registered or residing outside of Latvia, the Candidate shall submit an appropriate statement from the competent authority of the country of registration or residence or other objective proof of good standing. For example, a link to the database of the competent authority's public database (website) listing all its decisions and validity thereof (provided that access to any such database/website is free of charge to the Contracting Authority).
7.	<p>Within the previous 3 (three) years before last day of the term for submitting Applications (in the First Stage) by such a decision of a competent authority, a court judgment or a public prosecutor's order which has entered into force and may not</p>	<ul style="list-style-type: none"> - For a Candidate registered or residing in Latvia, the Contracting Authority shall verify the information itself in publicly available databases. - For a Candidate registered or residing outside of Latvia the Candidate shall submit an appropriate

No	Requirement	Documents to be submitted ⁷
	<p>be challenged and appealed, the Candidate has been found guilty and is punished for a violation manifested as employment of one or more persons who do not possess the required employment permit or if it is illegal for such persons to reside in a Member State of the European Union.</p>	<p>statement from the competent authority of the country of registration or residence.</p>
8.	<p>Within the previous 12 (twelve) months before last day of the term for submitting Applications (in the First Stage) by such a decision of a competent authority, a court judgment or a public prosecutor’s order which has entered into force and may not be challenged and appealed, the Candidate has been found guilty and is punished for a violation manifested as employment of a person without a written employment contract, by failing within the term specified in regulatory enactments to submit an informative employee declaration regarding this person, which must be submitted about persons, who start working.</p>	<ul style="list-style-type: none"> - For a Candidate registered or residing in Latvia, the Contracting Authority shall verify the information itself from publicly available databases. - For a Candidate registered or residing outside of Latvia the Candidate shall submit an appropriate statement from the competent authority of the country of registration or residence.
9.	<p>The Candidate has provided false information to prove its compliance with provisions of this Section 5.4 of the Regulation or qualification criteria, or has not provided the requested information at all.</p>	<p>No obligation to submit documents, unless specifically requested by the Procurement commission.</p>
10.	<p>The Candidate is a registered Offshore company (legal person) or offshore association of persons.</p>	<ul style="list-style-type: none"> - For a Candidate which is registered in Latvia the Contracting Authority shall verify the information itself in publicly available databases. - For the Candidate and each member of the partnership (if Candidate is an unregistered partnership) which is a legal person registered abroad – a copy of a valid registration certificate or a similar document issued by a foreign authority in charge of the registration of legal persons in the country of their residence wherefrom at least the fact of registration.
11.	<p>The owner or shareholder (with more than 25% of share capital) of the Candidate which is registered in Republic of Latvia, is a registered Offshore company (legal person) or offshore association of persons.</p>	<p>For a Candidate which is registered in Latvia:</p> <ul style="list-style-type: none"> • the Contracting Authority shall verify the information itself in publicly available databases; • if such information by publicly available data bases is not provided, Candidate shall submit self – declaration which approves fact that there are no registered owners or shareholders of the Candidate (with more than 25% of share capital) which are registered offshore.

No	Requirement	Documents to be submitted ⁷
12.	<p>The subcontractors indicated by the Candidate whose share of services is equal to or exceeds 10% of the Contract price or person on whose capacity Candidate is relying, is a registered Offshore company (legal person) or Offshore association of persons.</p>	<ul style="list-style-type: none"> - For a subcontractor whose share of services is equal to or exceeds 10% of the Contract price or person, on whose capacity Candidate is relying, which is registered in Latvia, the Contracting Authority shall verify the information itself in publicly available databases; - For a subcontractor or person on whose capacity Candidate is relying, which is a legal person registered abroad (with its permanent place of residence abroad) – a copy of a valid registration certificate or a similar document issued by a foreign authority in charge of the registration of legal persons in the country of their residence wherefrom at least the fact of registration.
13.	<p>International or national sanctions or substantial sanctions by the European Union (EU) or the North Atlantic Treaty Organization (NATO) Member State affecting the interests of the financial and capital market has been imposed to the:</p> <p>a) Candidate or a person who is the Candidate’s management board or supervisory board member, Beneficial owner, person with representation rights or a procura holder, or a person who is authorised to represent the Candidate in operations in relation to a branch,</p> <p>b) member of the partnership or a person who is the partnership’s management board or supervisory board member, Beneficial owner, person with representation rights or a procura holder (if the Candidate is a partnership),</p> <p>and such sanctions can affect the execution of the Contract.</p>	<ul style="list-style-type: none"> - For a Candidate registered or residing in Latvia Contracting Authority shall verify the information itself from the Register of Enterprises of the Republic of Latvia. - For a Candidate registered or residing outside of Latvia Candidate shall submit an appropriate statement from the competent authority of the country of registration or residence with all the information necessary for the examination regarding the Candidate or a member of the partnership if the Candidate is a partnership), including but not limited, information about Beneficial owner or the fact that there is no possibility to find out the Beneficial owner.
5.5.	<p>Information, provided in the Application to prove the compliance with above-mentioned requirements for Technical and professional ability (Section 5.1 of the Regulation) and Economic and financial standing (Section 5.3 of the Regulation), shall be clear and understandable without any additional analysis or external proof of the submitted information. The Contracting Authority shall not be obliged to use additional sources of information to decide regarding Candidate’s compliance with the qualification requirements. The Candidate shall remain fully responsible for the provision of sufficiently detailed information in the Application required to confirm clearly the compliance with qualification requirements set in the Regulation.</p>	
5.6.	<p>Exclusion grounds will be verified in accordance with the regulation stipulated in Section 42 of the Public Procurement Law and Section 11.¹ of the Law On International Sanctions and National Sanctions of the Republic of Latvia. If the Candidate complies with any of the exclusion grounds mentioned in Section 5.4. (except Section 5.4.2, 5.4.10 – 5.4.13 of the Regulation) of the Regulation, the Candidate indicates this fact in Annex No 1 “Application for participation in the Competition” of the Regulation.</p>	

- 5.7. Notices and other documents mentioned in the Section 5.4 of the Regulation, which are issued by Latvian competent institutions, are accepted and recognised by the Procurement commission, if they are issued no earlier than 1 (one) month prior to the date of submission of particular notice or document, if the issuer of the notice or document has not set shorter period of validity. Notices and other documents mentioned in the Section 5.4 of the Regulation, which are issued by foreign competent institutions, are accepted and recognized by the Procurement commission, if they are issued no earlier than 6 (six) months prior to the date of submission of particular notice or document, if the issuer of the notice or document has not set shorter period of validity.
- 5.8. If the documents, with which a Candidate registered or permanently residing abroad (outside Latvia) can certify its compliance with the requirements of Section 5.4. of the Regulation, are not issued or these documents are insufficient, such documents can be replaced with an oath or, if the regulatory enactments of the country in question do not allow for an oath, - with a certification by the Candidate or by another person mentioned in Section 5.4 of the Regulation before a competent executive governmental or judicial institution, a sworn notary or a competent organisation of a corresponding industry in their country of registration (permanent residence). Regarding all documents submitted based on an oath given under law (e.g. sworn-statements, declarations on oath etc.), the Tenderer must provide (indicate) legal grounds to law or enactment in accordance with such statements or declarations on oath have been given.
- 5.9. The Candidate to certify that it complies with the selection criteria for Candidates may submit the ESPD as initial proof. This document must be submitted electronically for the Candidate and for each person upon whose capacity the Candidate relies to certify its compliance with the requirements stipulated in the Regulation, but if the Candidate is a partnership – for each member thereof. To fill in the ESPD the Candidate must use the "ESPD.xml" file at the Internet webpage <http://espd.eis.gov.lv/>.
- 5.10. If Candidate has chosen to submit an ESPD as initial proof, in the ESPD for person upon whose capacity Tenderer relies to certify its compliance with the requirements stipulated in the Regulation it shall be filled in the part regarding the exclusion grounds and information regarding the selection criteria relevant for the specific capacity or capacities on which Tenderer relies.
- 5.11. If the Candidate, who will be invited to submit a Bid, has chosen to submit an ESPD as initial proof, Procurement commission will follow the procedure stipulated in the Paragraph 17 of the Cabinet regulation No 107 of 28 February 2017 **"Tendering Procedures or Procurement Procedures and Design Contests"**.

6. RELIANCE ON THE CAPACITIES OF OTHER PERSONS

- 6.1. For the fulfilment of the Contract, in order to comply with the selection requirements for the Candidates relating to the economic and financial standing and technical and professional capacity), the Candidate may rely upon the capacities of other persons, regardless of the legal nature of their mutual relationship. In this case:
- 6.1.1. The Candidate indicates in the Application all persons upon whose capacities it relies by filling in the table which is part of Annex No 1 "Application for participation in the Competition" of the Regulation, fills necessary information in E-Tenders system and proves to the Contracting Authority that the Candidate will have available all the necessary resources for the fulfilment of the Contract, by submitting a signed confirmation or agreement on cooperation and/or passing of resources to the Candidate between such persons and the Candidate. The confirmations and agreements on cooperation and passing of resources can be replaced by the Candidate with any other type of documents with which the Candidate is able to prove that the necessary resources will be available to the Candidate and will be used during the term of fulfilment of the Contract.

- 6.1.2. Documents on cooperation and passing of resources have to be sufficient to prove to the Contracting Authority that the Candidate will have the ability to fulfil the Contract, as well as that during the validity of the Contract the Candidate will in fact use the resources of such person upon whose capacity the Candidate relies.
- 6.1.3. The Contracting Authority shall require joint and several liability for the execution of the Contract between the:
 - (a) Candidate and a person on whose capacity the Candidate is relying to certify its financial and economic performance and who will be financially and economically responsible for fulfilment of the Contract;
 - (b) each member of the partnership (if the Candidate is a partnership) on whose capacity Candidate is relying and who will be financially and economically responsible for fulfilment of the Contract.
- 6.2. The Contracting Authority shall evaluate the person, on whose capacity the Candidate, who will be invited to submit a Bid, is relying according to Section 5.4. - 5.4.8 and Section 5.4.12 - 5.4.13 of the Regulation. In case such person will comply with any of the exclusion grounds which are mentioned in Section 5.4.1 to 5.4.8 and Section 5.4.12 - 5.4.13 of the Regulation, the Contracting Authority will request the Candidate to change such person. If the Candidate will not submit documents about another person which complies with the selection criteria within 10 (ten) business days from the date when the request was issued or sent to the Candidate, the Contracting Authority shall exclude such Candidate from further participation in the Competition.

7. SUBCONTRACTING

- 7.1. Candidates will be required to provide information about their subcontractors during the Second Stage of the Competition.
- 7.2. During the Second Stage of the Competition the Contracting Authority will evaluate subcontractors, whose share of services is equal to or exceeds 10% of the Contract price, of the Tenderer to whom the rights to conclude the Contract should be assigned. In case such subcontractors will comply with any of the exclusion grounds which are mentioned in Sections 5.4.2 - 5.4.8 and Section 5.4.12 – 5.4.13 of the Regulation, the Contracting Authority will request the Tenderer to change such subcontractor. If the Tenderer will not submit documents about another subcontractor which complies with the selection criteria within 10 (ten) business days from the date when the request was issued or sent to the Tender, the Contracting Authority will exclude such Tenderer from further participation in the Competition.
- 7.3. Contracting Authority reserves the right to request the Tenderer to identify all the subcontractors involved in delivery of services irrespective of the amount of participation in the provision of services upon signing the Contract.

8. THE RIGHTS OF THE CANDIDATE

- 8.1. The Supplier can request additional information regarding the Regulation. Additional information can be requested in writing, by sending it to the Procurement commission electronically using the E-Tenders system. Additional information must be requested in a timely fashion, so that the Procurement commission can provide a response no later than 6 (six) days prior to the deadline for submitting Applications. The Procurement commission shall provide a response within 5 (five) business days from the day of receipt of the request.
- 8.2. If the Contracting Authority receives the necessary information about the Candidate directly **from a competent institution, through data bases or other sources and the Candidate's** submitted information differs from the information obtained by the Contracting Authority, the Candidate in question has the right to submit evidence to prove the correctness of the

information the Candidate has submitted, if the information obtained by the Contracting Authority does not conform to the factual situation.

- 8.3. If a Candidate believes that its rights have been violated or such violation is possible due to possible violation of the regulatory enactments of the European Union or other regulatory enactments, the Candidate has the right to submit a complaint to the Procurement Monitoring Bureau according to the procedure stipulated in the Section 68 of the Public Procurement Law regarding the Candidate selection requirements, technical specifications or other requirements relating to this Competition, or relating to the activities of the Contracting Authority or the Procurement commission during the Competition.
- 8.4. The Supplier covers all expenses, which are related to the preparation of the Application and its submission to the Contracting Authority. The submitted Applications are not returned to the Candidate, unless specifically envisaged in the Regulation.

9. CONTENTS AND FORM OF THE APPLICATION

- 9.1. Application must be submitted electronically in E-Tenders subsystem of the Electronic Procurement System, in accordance with the following options for the Candidate:
 - 9.1.1. by using the available tools of E-Tenders subsystem, filling the attached forms of the E-Tenders subsystem for the Competition;
 - 9.1.2. by preparing and filling the necessary electronic documents outside the E-Tenders subsystem and attaching them to the relevant requirements (in this situation, the Candidate takes responsibility for the correctness and compliance of the forms to requirements of documentation and form samples);
 - 9.1.3. by encrypting electronically prepared Application outside subsystem of E-Tenders subsystem with data protection tools provided by third parties and protection with electronic key and password (in this situation, the Candidate takes responsibility for the correctness and compliance of the forms to the requirements of such documentation and form samples as well as ensuring the capability for the Contracting Authority to open and read the document).
- 9.2. During preparation of the Application, the Candidate respects the following requirements:
 - 9.2.1. Each document mentioned in the Section 9.3 of the Regulation must be filled separately each in separate electronic document in line with the forms attached to the Competition on **Contracting Authority's profile** in the E-Tenders subsystem (<https://www.eis.gov.lv/EKEIS/Supplier/ProcurementProposals/46598>) in a Microsoft Office 2010 (or later) format and attached to the Competition;
 - 9.2.2. Upon submission, the Candidate signs the Application with a secure electronic signature and time-stamp or with an electronic signature provided by the Electronic Procurement System. The Application (its parts, if signed separately) are signed by an authorised person, including its authorisation document (e.g. power of attorney) *expressis verbis* stating the authorisations to sign, submit and otherwise manage the documents.
- 9.3. The following documents shall be included in the Application:
 - 9.3.1. Application for participation in the Competition in accordance with Annex No 1 of the Regulation;
 - 9.3.2. Information and documents confirming compliance of the Candidate with the selection criteria for the Candidates (Annex No 3 - 8 and other documents stipulated in the Section 5 of the Regulation) or the corresponding ESPD;
 - 9.3.3. Information and documents relating to other entities on whose capacity the Candidate is relying (in accordance with Section 6 of the Regulation) or the corresponding ESPD;

- 9.3.4. Information and documents for Candidate evaluation according to Section 14 of the Regulation, (Annex No 9 - 11 and other documents stipulated in the Section 14 of the Regulation), if Candidate proposes compliance with any of the evaluation criteria.
- 9.4. The Application must be submitted in a written form in English or Latvian (if submitted in Latvian, translation in English of the Application must be provided together with the Application).
- 9.5. The Application may contain original documents or their derivatives (e.g. copies). In the Application or in the reply to a request of the Procurement commission the Candidate shall submit only such original documents which have legal force. For the document to gain legal force it has to be issued and formatted in accordance with the Law on Legal Force of Documents of the Republic of Latvia (<https://likumi.lv/ta/en/id/210205-law-on-legal-force-of-documents>) and Electronic Documents Law of the Republic of Latvia (<https://likumi.lv/ta/en/en/id/68521-electronic-documents-law>), but public documents issued abroad shall be formatted and legalised in accordance with the requirements of the Document Legalization Law of the Republic of Latvia (<https://likumi.lv/ta/en/id/155411-document-legalisation-law>). When submitting the Application, the Candidate has the right **to certify the correctness of all submitted documents' derivatives and translations with one certification.**

10. ENCRYPTION OF THE APPLICATION INFORMATION

- 10.1. The E-Tenders system which is a subsystem of the Electronic Procurement System, ensures the first level encryption of the information provided in the Application.
- 10.2. If the Candidate applied additional encryption to the information in the Application (according to Section 9.1.3 of the Regulation), the Candidate must provide the Procurement commission with electronic key with the password to unlock the information not later than in 15 (fifteen) minutes after the deadline of the Application submission.

11. SUBMISSION OF THE APPLICATION

- 11.1. The Application (documents referred to in the Section 9.3 of the Regulation) shall be submitted electronically using the tools offered by the E-Tenders system available at <https://www.eis.gov.lv/EKEIS/Supplier/ProcurementProposals/46598> by

14 December 2020 till 15:00 (Riga time).

- 11.2. The Candidate may recall or amend its submitted Application before the expiry of the deadline for the submission of Applications by using the tools provided in the E-Tenders system.
- 11.3. Only Applications submitted via E-Tenders system will be accepted and evaluated for participation in the Competition. Any Application submitted outside the E-Tenders system will be declared as submitted in a non-compliant manner and will not participate in the Competition.

12. OPENING OF APPLICATIONS

- 12.1. The Applications will be opened on the E-Tenders system on **14 December 2020** starting at 15:00 (Riga time) during the opening session. On the E-Tenders system it is possible to follow the opening of submitted Applications online.
- 12.2. The Applications are opened by using the tools offered by the E-Tenders system. The public information of the Applications will be published in the E-Tenders system.
- 12.3. The information regarding the Candidate, the time of Application submission and other information that characterises the Application is generated at the opening of the Applications by the E-Tenders system and written down in the Application opening sheet, which will be published in the **E-Tenders system and the Contracting Authority's webpage.**

13. VERIFICATION OF APPLICATIONS

- 13.1. The Procurement commission evaluates received Applications in closed meetings.
- 13.2. The Procurement commission verifies whether the submitted Applications comply with the requirements of the Regulation. If the Application does not comply with some of the requirements of the Regulation, the Procurement commission decides on the possibility of further evaluation of the Application.
- 13.3. The Procurement commission:
- 13.3.1. verifies whether the Candidate complies with the Candidate selection requirements specified in Section 5.1. – 5.3. of the Regulation;
- 13.3.2. verifies whether the exclusion grounds mentioned in Section 5.4. of the Regulation, Section 42, Paragraph 1 of the Public Procurement Law and Section 11.¹ of the Law On International Sanctions and National Sanctions of the Republic of Latvia are applicable to the Candidate.
- 13.4. In the event the Candidate or any member of the partnership (if the Candidate is a partnership) fails to comply with requirements stipulated in Section 5.4 (except Section 5.4.2, 5.4.9 – 5.4.13 of the Regulation) of the Regulation and has indicated that in the Application, upon request by the Procurement commission it submits an explanation about the implemented measures in order to restore reliability and prevent occurrences of the same or similar violations in the future, as well as attaches any relevant evidence which proves the implemented measures, such as but not limited to the evidence about compensating damages, on cooperation with investigating authorities, implemented technical, organisational or personnel measures, an assessment of a competent authority regarding the sufficiency of the implemented measures etc. If the Procurement commission deems the measures taken to be sufficient for the restoration of reliability and the prevention of similar cases in the future, it makes the decision not to exclude the Candidate from participation in the Competition. If the measures taken are insufficient, the Procurement commission makes the decision to exclude the Candidate from further participation in the Competition. If the Candidate, within the indicated time, does not submit the requested information, the Procurement commission excludes the Candidate from the participation in the Competition.

14. CANDIDATE EVALUATION

- 14.1. If more than 5 (five) Candidates comply with selection criteria stipulated in Section 5 of the Regulation, to reduce the number of Candidates to 5 (five) Candidates, Procurement commission will rank the Candidates according to following scoring criteria:

No	Evaluation criteria	Maximum points	Documents to be submitted
1.	The Candidate within the previous 15 (fifteen) years (2005-2019) until the date of submission of the Application has gained experience in provision of the all services mentioned in the Section 5.1.1 of the Regulation ⁸ within one Reference project .	4	- Filled in and signed Annex No 9; - Description of Reference project scope (not more than 2 (two) pages per Reference project).
2.	The Candidate within the previous 10 (ten) years (2010-2019) until the date of submission of the Application was involved (for example, as part of	Total: 4 (1 point per each	- Filled in and signed Annex No 10;

⁸ Services stipulated in Section 14.1.1 of the Regulation (all Subsections (a), b) c) etc.) of the Section 5.1.1 of the Regulation must be covered) shall be covered by **single** Reference project.

No	Evaluation criteria	Maximum points	Documents to be submitted
	working groups, review panels, expert roles, etc.) in additional project/-s coordinated by organization mentioned in the Section 5.1.4 of the Regulation but other than proposed to meet the qualification requirement stipulated in the Section 5.1.4 of the Regulation ⁹ .	additional project ¹⁰)	- Description of project and Candidate’s involvement within the project (not more than 2 (two) pages per project).
3.	The Candidate within the previous 15 (fifteen) years (2005-2019) until the date of submission of the Application has experience ¹¹ in elaboration of requirements (incl. technical, functional, operational, RAMS, etc. requirements) for each of following systems implemented in transportation systems (for example, metro, light rail, tramway etc.): a) Passenger Information System; b) Automatic Fare Collection system; c) Automatic Platform Sliding Doors / Gates.	3	- Filled in and signed Annex No 11; - Description of the project scope (not more than 2 (two) pages per project).
Total:		11	

14.2. The Procurement commission selects 5 (five) Candidates who have been awarded with highest score and will be invited to submit a Bid in the Second Stage of the Competition.

14.3. If after ranking there is more than one Candidate in 5th position to be invited to submit a Bid (Candidates have equal score), Procurement commission selects all Candidates which are in 5th position to be invited to submit a Bid.

15. DECISION MAKING, ANNOUNCEMENT OF RESULTS

15.1. Within 3 (three) business days from the date of the decision about the selection of the Candidates, the Procurement commission informs all Candidates about the decision made (to the excluded Candidates and Candidates whose Applications has been rejected about the reasons for exclusion/rejection as well) by sending the information electronically (including via E-Tenders system) and keeping the evidence of the date and mode of sending the information, as well as about the deadline by which the Candidate may submit a claim to the Procurement Monitoring Bureau regarding any perceived violations of the public procurement procedure.

15.2. If only 1 (one) Candidate complies with all the Candidate selection requirements, the Procurement commission makes the decision to terminate the Competition.

15.3. If the Competition is terminated, Procurement commission within 3 (three) business days after the termination simultaneously informs all the Candidates of all the reasons why the Competition was terminated and informs about the deadline within which a Candidate may

⁹ For example, if the Candidate has proposed the project coordinated by Shift2Rail to meet the requirement stipulated in the Section 5.1.4 of the Regulation, to meet the requirement stipulated in the Section 14.1.2 of the Regulation Candidate shall propose project coordinated by ERTMS Users Group.

¹⁰ The Candidate will receive 1 (one) point per each additional project coordinated by each other organization listed in the Section 5.1.4 of the Regulation, but not proposed to meet the requirement stipulated in the Section 5.1.4 of the Regulation (e.g. if Candidate has proposed the project coordinated by Shift2Rail to meet the requirement stipulated in the Section 5.1.4 of the Regulation, it can receive 1 (one) point per project coordinated by ERTMS Users Group, 1 (one) point - per project coordinated by EULYNX etc.).

¹¹ Services stipulated in Section 14.1.3 of the Regulation (each Subsection (a), b) c) of the Section 14.1.3 of the Regulation must be covered) can be covered by one or several projects.

submit a claim to the Procurement Monitoring Bureau on any perceived violations of the public procurement procedure.

- 15.4. When informing about the First Stage results, the Procurement commission will not disclose specific information, **if it may infringe upon public interests or if the Candidate's legal commercial interests or the conditions of competition would be violated.**

16. THE RIGHTS OF THE PROCUREMENT COMMISSION

- 16.1. The Procurement commission and the interested Supplier or Candidate exchange information in writing in English or Latvian (accompanied by a translation in English), using E-Tenders system.
- 16.2. For the avoidance of doubt, unless specifically stated otherwise, all laws, acts and regulations under which the Competition is undertaken, belong to the jurisdiction of the Republic of Latvia.
- 16.3. The Procurement commission has the right to demand at any stage of the Competition that **the Candidate submits all or part of the documents which certify the Candidate's compliance** to the requirements for the selection of Candidates. The Procurement commission does not demand such documents or information which are already at its disposal or is publicly available free of charge.
- 16.4. If the Candidate submits document derivatives (e.g. copies) and the authenticity of the submitted document derivation is in doubt, the Procurement commission can demand that the Candidate shows the original documents.
- 16.5. During the evaluation of Application, the Procurement commission has the right to demand that information included in the Application is clarified.
- 16.6. If the Procurement commission determines that the information about the Candidate or persons upon whose capacity the Candidate is relying that is included in the submitted documents is unclear or incomplete, it demands that the Candidate or a competent institution clarifies or expands the information included in the Application. The deadline for submission of the necessary information is determined in proportion to the time which is required to prepare and submit such information. If the Procurement commission has demanded to clarify or expand upon the submitted documents but the Candidate has not done this in accordance with the requirements stipulated by the Procurement commission, the Procurement commission is under no obligation to repeatedly demand that the information included in these documents be clarified or expanded upon. The Procurement commission has the right to reject all Applications which are found not to comply with the requirements of the Regulation.

17. THE OBLIGATIONS OF THE PROCUREMENT COMMISSION

- 17.1. The Procurement commission ensures the Competition process documentation.
- 17.2. The Procurement commission ensures free and direct electronic access to the Competition documents **on Contracting Authority's profile** at the E-Tenders system <https://www.eis.gov.lv/EKEIS/Supplier/Procurement/46598> and webpage of the Contracting Authority <http://railbaltica.org/tenders/>.
- 17.3. If an interested Supplier has requested additional information via the E-Tender system, the Procurement commission provides an answer via the E-Tender system within 5 (five) business days, but not later than 6 (six) days before the deadline for submission of Applications. Simultaneously with sending this information to the supplier who has asked the question, the Procurement commission publishes this information on Contracting **Authority's profile at the E-Tenders system** <https://www.eis.gov.lv/EKEIS/Supplier/Procurement/46598> and on the Contracting Authority's webpage <http://railbaltica.org/tenders/>, under the section of the respective procurement procedure, indicating the question asked.

- 17.4. If the Procurement commission has amended the Competition documents, it publishes this information on **Contracting Authority's profile at the E-Tenders system** <https://www.eis.gov.lv/EKEIS/Supplier/Procurement/46598> and on the Contracting Authority's webpage <http://railbaltica.org/tenders/>, where Competition documents are available, no later than 1 (one) day after the notification regarding the amendments have been submitted to the Procurement Monitoring Bureau for publication. If Supplier wishes to receive relevant updates/notifications by email regarding the Competition (e.g. when amendments to the Regulation are published), Supplier shall register as an interested supplier on the E-Tenders system for the Competition accordingly.
- 17.5. The exchange and storage of information in the E-Tenders system is carried out in such a way that all data included in the Applications is protected and the Procurement commission can check the content of the Applications only after the expiration of the deadline for their submission. During the time period between the day of the submission of Applications until the moment of opening thereof the Procurement commission does not disclose any information regarding the existence of other Applications. During the period of Application evaluation until the moment of the announcement of the First Stage results the Procurement commission does not disclose information regarding the evaluation process.
- 17.6. The Procurement commission assesses the Candidates and their submitted Applications based on the Public Procurement Law, the Regulation, as well as any other applicable regulatory enactments.
- 17.7. The Procurement commission prepares the invitation to the Second Stage of the Competition consisting of the regulation of the Second Stage of the Competition, the Technical specification and the draft Contract and sends it to the selected Candidates that have been qualified for the Second Stage of the Competition.

ANNEXES:

1. Application for participation in the Competition on 2 (two) pages;
2. General description of the subject - matter on 3 (three) pages;
3. Description of the Candidate's experience according to Section 5.1.1 of the Regulation on 3 (three) pages;
4. Description of the Candidate's experience according to Section 5.1.2 of the Regulation on 2 (two) pages;
5. Description of the Candidate's experience according to Section 5.1.3 of the Regulation on 2 (two) pages;
6. Description of the Candidate's experience according to Section 5.1.4 of the Regulation on 1 (one) page;
7. Description of the Candidate's experience according to Section 5.1.5 of the Regulation on 1 (one) page;
8. Confirmation of Candidate's **financial standing** on 2 (two) pages;
9. Description of the Candidate's experience according to Section 14.1.1 of the Regulation on 3 (three) pages;
10. Description of the Candidate's experience according to Section 14.1.2 of the Regulation on 1 (one) page;
11. Description of the Candidate's experience according to Section 14.1.3 of the Regulation on 1 (one) page.

APPLICATION FOR PARTICIPATION IN THE COMPETITION

“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”
(ID NO RBR 2020/18)

Name of the Candidate or all members of the partnership	
Registration number of the Candidate or all members of the partnership	
VAT payer registration number of the Candidate or all members of the partnership	
Name, surname and position of the person authorized to represent the Candidate or name of nominated representative (in case of established partnership)	
Legal address of the Candidate or all members of the partnership	
Correspondence address of the Candidate or all members of the partnership	
Contact person and contact information of the Candidate (name, surname, position, telephone number, e-mail)	

By submitting the Application, Candidate hereby:

1. Confirms **participation in the Competition** “Engineering services for preparation, procurement and supervision of Rail Baltica Control-Command and Signalling system deployment”, ID No RBR 2020/18;
2. Informs that the following entities and/or persons are subject to the following exclusion grounds (if applicable):

Name of the entity (person)	Exclusion ground and brief description of the violation
[●]	
[●]	
[●]	

3. Declares that for the purposes of qualifying for the Competition Candidate relies on the capacities of the following entities (if applicable):

No	Name, registration number and registered address of the entity	Capacities on which the Candidate relies
1.		
2.		
n+1		

4. Confirms that the Regulation is clear and understandable, that Candidate does not have any

objections and complaints and in the case of granting the right to enter into the Second Stage of the Competition as well as granting rights to enter into a Contract will undertake to fulfil all conditions of this Regulation;

5. Confirms that in the preparation and submission of its Application, Candidate has fully considered all clarifications issued by the Procurement commission;
6. Confirms that Candidate has prepared the Application without connection with any other person, company or parties likewise submitting the Application and that it is prepared in good faith without collusion or fraud;
7. Agrees that the Procurement commission reserves itself the right to reject any or all Applications and terminate the procurement process before entry into the Contract on the grounds specified in the Regulation or the law;
8. Guarantees that all information and documents provided are true;
9. Confirms¹² that Candidate meets the criteria of (please indicate by ticking relevant box):

a small

medium

other

sized enterprise¹³ as defined in the Article 2 of the Commission Recommendation of 6 May 2003 concerning the definition of micro, small and medium-sized enterprise.¹⁴

[date of signing]

[name and position of the representative of the Candidate]

¹² Candidate must indicate size of enterprise for each member of the partnership, if the Candidate is the partnership.

¹³ The information on the size of the Candidate is used solely for statistical purposes and are not in any way whatsoever used in the evaluation of the Candidates and their requests to participate.

¹⁴ Available here: http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=uriserv:OJ.L_.2003.124.01.0036.01.ENG&toc=OJ:L:2003:124:TOC.

GENERAL DESCRIPTION OF THE SUBJECT – MATTER FOR THE COMPETITION

**“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF
RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”
(ID NO RBR 2020/18)****1. Introduction to Rail Baltica Global project**

Rail Baltica is a joint project of three EU Member States – Estonia, Latvia and Lithuania – and concerns the building of a fast conventional double-track 1435 mm gauge electrified and ERTMS equipped railway line with overall length of 890 km on the route from Tallinn through Pärnu (EE), Riga (LV), **Panevėžys (LT), Kaunas (LT) to the Lithuania/Poland state border (including a Kaunas – Vilnius spur)** with a speed of 249km/h.

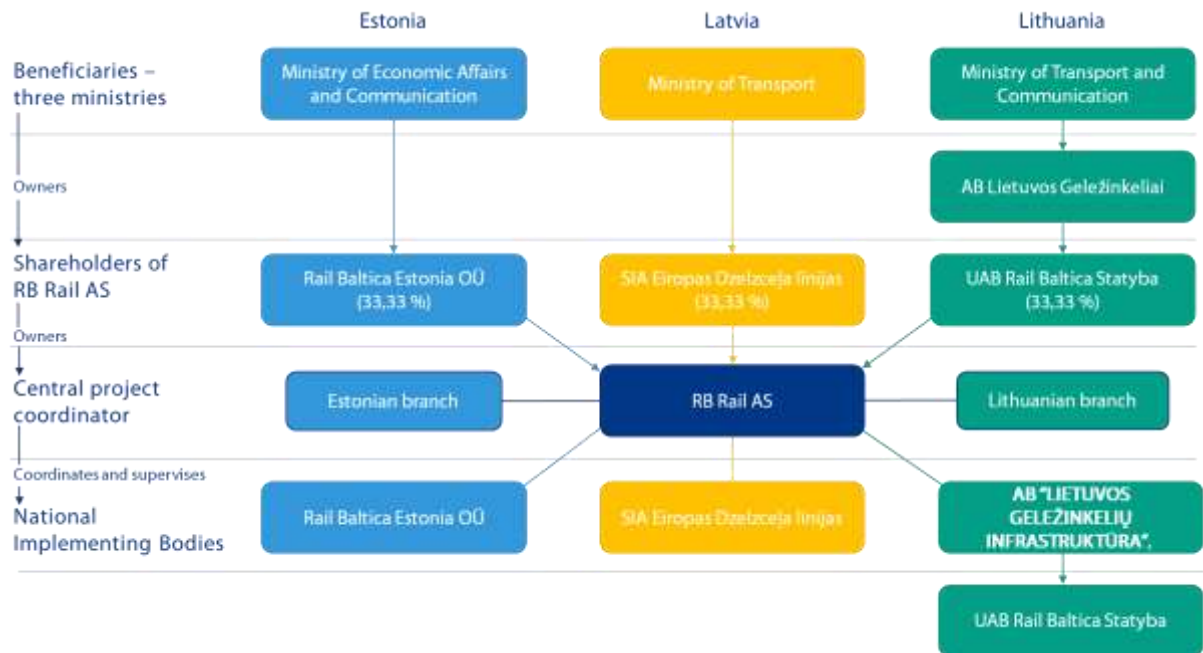
Railway line for both passenger and freight transport shall be interoperable with the TEN-T Network in the rest of Europe and competitive in terms of quality with other modes of transport in the region.

Rail Baltica is to become a part of the EU TEN-T North Sea – Baltic Core Network Corridor, which links **Europe’s largest ports of Rotterdam, Hamburg and Antwerp** – through the Netherlands, Belgium, Germany and Poland – with the three Baltic States, further connecting to Finland via the Gulf of Finland short sea shipping connections with a future fixed link possibility between Tallinn and Helsinki. Furthermore, the North Sea – Baltic Corridor crosses with the Baltic-Adriatic Corridor in Warsaw, paving the way for new supply chain development between the Baltic and Adriatic seas, connecting the Baltics with the hitherto inadequately accessible Southern European markets.

The Contracting Authority RB Rail AS (hereinafter - RBR) was established by the Republics of Estonia, Latvia and Lithuania, via state-owned holding companies, to coordinate the development and construction of the fast-conventional standard gauge railway line on the North Sea – Baltic TEN-T Core Network Corridor (Rail Baltica II) linking three Baltic states with Poland and the rest of the EU. The main technical parameters are in full compliance with TSI INF (COMMISSION REGULATION (EU) No 1299/2014) and they are detailed in Design Guidelines. The key design criteria to follow are (non-exhaustive list):

- double track, mixed passenger and freight traffic line, design speed on the main track 249 km/h;
- axle load 25 t;
- rolling stock gauge class SE-C;
- distance between track centres at least 4.50 m on the main tracks;
- all pedestrian, road and 1520mm rail crossings only as over or under crossings (segregated grade crossings), fencing and noise barriers where needed;
- **ETCS L2 B3 R2 without trackside signalling and GSM-R B1 with possible update to the newest version of TSI-CCS, including FRMCS implementation;**
- electrification 2x25 kV AC;
- maximum train length: 1050 m - for freight trains and 400 m - for passenger trains;
- height of passenger platforms 550 mm.

The diagram below illustrates the shareholder and project governance structure of the Rail Baltica project.



The expected core outcome of the Rail Baltica Global project is a European gauge (1435mm) double-track railway line for both passenger and freight transport and the required additional infrastructure (to ensure full operability of the railway). It will be interoperable with the TEN-T Network in the rest of Europe and competitive in terms of quality with other modes of transport in the region. The indicative timeline and phasing of the project implementation can be found here: <http://www.railbaltica.org/about-rail-baltica/project-timeline/>.

2. Procurement subject

- 2.1 RBR is appointed to organize the consolidated procurements for full Control-Command and Signalling subsystem (CCS) deployment across Estonia, Latvia and Lithuania, to conclude the contracts and supervise the execution of the concluded contracts on behalf of Rail Baltica Global project implementers.
- 2.2 CCS Engineering services are aimed to cover Project management office, to perform necessary preliminary technical studies, to prepare for the design/construction procurements, to assist during the procurement procedures, to supervise the design/construction implementation as well as during testing and commissioning phase of CCS subsystem for the entire Rail Baltica Global project.
- 2.3 The goal of CCS Engineering services is to ensure the deployment of the most feasible solution from the whole Life Cycle Costs point of view, for optimum railway operation and minimizing environmental impacts.
- 2.4 CCS subsystem being deployed for entire Rail Baltica Global project covers the following key components:
 - Interlocking system;
 - Railway communication systems;
 - ETCS (Trackside) system;
 - Traffic Management system;
 - Non-traction power supply subsystems;
 - Ancillary and other supporting systems.

3. Procurement scope

- 3.1 The scope of the CCS Engineering services is to ensure the delivery of the CCS subsystem in the targeted timeline and budget. The contractor for CCS Engineering services shall be fully responsible of the delivery of the CCS subsystem, on behalf of the Contracting Authority.
- 3.2 CCS Engineering services will be divided in two phases:
- Preparatory phase: until signature of the design/construction contracts;
 - Works Implementation phase: until completion of deployment in all railway line sections.
- 3.3 During Preparatory phase, CCS Engineering services shall cover notably the following tasks:
- Elaboration of concept solutions for necessary subsystems, railway communications, radio frequency planning, centralized traffic control, etc.;
 - Preparation of CCS and Railway communication systems concept design;
 - Preparation of requirements specifications for subsystems incl. ERTMS, Interlocking, trackside devices, TMS, Passenger Information System, trackside ancillary systems, telecommunications, ticketing, platform gates, powers supply and cable duct system(s);
 - Preparation of architectural design for technical buildings according high energy efficiency and environmental impact mitigation requirements;
 - Requirements management and technical interface management, incl. all railway systems requirements;
 - Preparation of technical part of procurement documentation for design/construction procurements;
 - Support during procurement process and tender evaluation (until signature of the contract).
- 3.4 **During Works Implementation phase, CCS Engineering services shall cover FIDIC contracts' management and supervision of design/construction contracts, including:**
- Project Management Office for CCS deployment phase;
 - Management of design/construction contracts as FIDIC Engineer;
 - Supervision and acceptance of design documentation;
 - Supervision and acceptance of deliveries and construction works;
 - Supervision and acceptance of testing processes and reports;
 - Supervision of Defects Notification Period.
- 3.5 The detailed information on the scope of CCS Engineering services shall be provided during Second Stage of Competition.

DESCRIPTION OF THE CANDIDATE’S EXPERIENCE IN ACCORDANCE TO THE SECTION 5.1.1 OF THE COPMETITION

“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”

(ID NO RBR 2020/18)

REGULATION

If more than one Reference project is proposed to meet the requirements stipulated in the Section 5.1.1 of the Regulation, please, provide following tables for each Reference project.

Required minimum infrastructure	Reference project infrastructure
Name of the project (please indicate)	
TSI compliant railway infrastructure (Yes/No)	
50 (fifty) km of double track line 1435 mm gauge with design speed of at least 160 km/h (please indicate)	
2 (two) stations with not less than two siding tracks and 8 turnouts each (please indicate)	
ETCS Level 2 (Yes/No)	
Interlocking (Yes/No)	
Traffic Management System, incl. Traffic Control Centre (Yes/No)	
GSM-R (Yes/No)	
Railway communication systems (Yes/No)	
Non-traction power supply (Yes/No)	

No	Client, client's contact information for references (name of representative, phone, email) ¹⁵	Period of the contract (month/year - month/year)	Description of the services ¹⁶		Subsystem for which the service was provided
1.			Elaboration of technical solutions and conceptual designs		
			Management of requirements throughout Project lifecycle		
			Radio coverage design by means of radio cellular network planning and signal propagation software tools		
			Elaboration of requirements (incl. technical, functional, operational, RAMS, etc. requirements) for Railway communication systems, non-traction power supply, Technical buildings and cable duct system(s)		
			Support during evaluation of technical proposals in procurement of design and construction works		
			Supervision of design and construction, including construction work acceptance		
			Supervision of design and Supervision of system integration, testing (incl. testing documentation		

¹⁵ In case of the doubt, the Procurement commission has the right to contact the Client to verify that the services specified complies with the requirements set in the Section 5.1.1 of the Regulation.

¹⁶ In accordance with the responsibilities listed in the Section 5.1.1 of the Regulation.

			review and approval) and commissioning		
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[date of signing]

[name and position of the representative of the Candidate]

DESCRIPTION OF THE CANDIDATE’S EXPERIENCE IN ACCORDANCE TO THE SECTION 5.1.2 OF THE COPMETITION

“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”
(ID NO RBR 2020/18)

REGULATION

If more than one Reference project is proposed to meet the requirements stipulated in the Section 5.1.2 of the Regulation, please, provide following tables for each Reference project.

Required minimum infrastructure	Reference project infrastructure
Name of the project (please indicate)	
TSI compliant railway infrastructure (Yes/No)	
50 (fifty) km of double track line 1435 mm gauge with design speed of at least 160 km/h (please indicate)	
2 (two) stations with not less than two siding tracks and 8 turnouts each (please indicate)	
ETCS Level 2 (Yes/No)	
Interlocking (Yes/No)	
Traffic Management System, incl. Traffic Control Centre (Yes/No)	
GSM-R (Yes/No)	
Railway communication systems (Yes/No)	
Non-traction power supply (Yes/No)	

No	Client, client's contact information for references (name of representative, phone, email) ¹⁷	Period of the contract (month/year - month/year)	Description of the services ¹⁸	Subsystem for which the service was provided	Candidate was a leading contractor in provision of the services (yes/no)
1.			Delivery of a set of studies, drawings and specifications allowing the definition of functionalities, architecture and performances for procurement of design and construction works		
			Technical interface management throughout Project lifecycle		
			Elaboration of requirements (incl. technical, functional, operational, RAMS, etc. requirements) for ETCS, GSM-R, TMS, interlocking, block system incl. trackside equipment		
			Supervision of design, including design review and approval		

[date of signing]

[name and position of the representative of the Candidate]

¹⁷ In case of the doubt, the Procurement commission has the right to contact the Client to verify that the services specified complies with the requirements set in the Section 5.1.2 of the Regulation.

¹⁸ In accordance with the responsibilities listed in the Section 5.1.2 of the Regulation.

DESCRIPTION OF THE CANDIDATE’S EXPERIENCE IN ACCORDANCE TO THE SECTION 5.1.3 OF THE COPMETITION

“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”
(ID NO RBR 2020/18)

REGULATION

If more than one project is proposed to meet the requirements stipulated in the Section 5.1.3 of the Regulation, please, provide following table for each project.

No	Client, client’s contact information for references (name of representative, phone, email) ¹⁹	Period of the contract (month/year - month/year)	Description of the services ²⁰	Subsystem for which the service was provided	Candidate was a leading contractor in provision of the services (yes/no)
1.			Delivery of a set of studies, drawings and specifications allowing the definition of functionalities, architecture and performances for procurement of design and construction works		
			Technical interface management definition and coordination		
			Elaboration of requirements specifications for ATP, TMS and interlocking incl. trackside equipment		

¹⁹ In case of the doubt, the Procurement commission has the right to contact the Client to verify that the services specified complies with the requirements set in the Section 5.1.3 of the Regulation.

²⁰ In accordance with the responsibilities listed in the Section 5.1.3 of the Regulation.

			Supervision of design, including design review and approval			
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[date of signing]

[name and position of the representative of the Candidate]

DESCRIPTION OF THE CANDIDATE’S EXPERIENCE IN ACCORDANCE TO THE SECTION 5.1.4 OF THE COPMETITION

“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”

(ID NO RBR 2020/18)

REGULATION

No	Client, client’s contact information for references (name of representative, phone, email) ²¹	Involvement period (month/year - month/year)	Project	Project coordinator (organization)	Type of involvement	Services provided
1.						
2.						
n+1						

[date of signing]

[name and position of the representative of the Candidate]

²¹ In case of the doubt, the Procurement commission has the right to contact the Client to verify that the services specified complies with the requirements set in the Section 5.1.4 of the Regulation.

DESCRIPTION OF THE CANDIDATE’S EXPERIENCE IN ACCORDANCE TO THE SECTION 5.1.5 OF THE COPMETITION

“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”

(ID NO RBR 2020/18)

REGULATION

No	Client, client’s contact information for references (name of representative, phone, email) ²²	Period of the contract (month/year - month/year)	Project	Investment value of the project (EUR)	Services provided
1.					
2.					
n+1					

[date of signing]

[name and position of the representative of the Candidate]

²² In case of the doubt, the Procurement commission has the right to contact the Client to verify that the services specified complies with the requirements set in the Section 5.1.5 of the Regulation.

CONFIRMATION OF CANDIDATE’S FINANCIAL STANDING FOR THE COMPETITION
“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF
RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”
(ID NO RBR 2020/18)

1. Section 5.3.1 of the Regulation

The Candidate’s or all members’ of the partnership together (if the Candidate is a partnership and confirms the average financial turnover jointly), average financial turnover within the last 3 (three) financial years (2017, 2018, 2019) is not less than 20 000 000,00 EUR (twenty million euros zero cents).

In the event the average annual financial turnover of a limited partner of the limited partnership (within the meaning of The Commercial Law of the Republic of Latvia, Division X) exceeds its investment in the limited partnership, the average financial turnover shall be recognized in the amount of the investment in the limited partnership.

In the event the Candidate or a member of a partnership (if the Candidate is a partnership) has operated in **the market for less than 3 (three) financial years, the requirement shall be met during the Candidate’s actual operation period.**

No	Year	Total Turnover in EUR	Notes
The Candidate or member of the partnership (if the Candidate is a partnership) on whose capacity Candidate is relying to certify its financial and economic performance (Section 5.3.1 of the Regulation) and who will be financially and economically responsible for fulfilment of the Contract or other entity on whose capacity Candidate is relying (if the Candidate is relying on other entity’s capacity) to certify its financial and economic performance and who will be financially and economically responsible for fulfilment of the Contract:			
Name of the Candidate /member of a partnership/other entity			
1.	2019		
2.	2018		
3.	2017		
Average annual turnover within the last 3 (three) financial years			

2. Section 5.3.2 of the Regulation

The Candidate or each member of the partnership (if the Candidate is a partnership) on whose capacity the Candidate is relying has to certify it’s financial and economic performance and who will be financially and economically responsible for fulfilment of the procurement contract and entity on whose abilities the Candidate is relying to certify it’s financial and economic performance and who will be financially and economically responsible for fulfilment of the procurement contract, shall have stable financial and economic performance, namely, in the last financial year liquidity ratio shall be equal to or exceed 1 and shall have positive equity.

 Name of the Candidate /member of partnership/other entity*

Financial information from the Candidate's financial statement used to calculate liquidity ratio and equity*		Year 2019**
Current assets		
Total assets		
Short term - liabilities		
Total liabilities		

* Please continue and provide information regarding each entity to which this requirement applies. If value of assets or liabilities have been calculated from different parts of Candidate's financial statement, Candidate must provide explanation how the calculations have been made.

** If the previous reporting year of the Candidate differ from the year specified in Section 5.3.2 of the Regulation (2019), the financial information necessary must be indicated for the Candidate's previous reporting year.

$$\text{liquidity ratio} = \frac{\text{current assets}}{\text{short - term liabilities}} = \underline{\hspace{2cm}}$$

$$\text{equity} = \text{total assets} - \text{total liabilities} = \underline{\hspace{2cm}}$$

[date of signing]

[name and position of the representative of the Candidate]

DESCRIPTION OF THE CANDIDATE’S EXPERIENCE IN ACCORDANCE TO THE SECTION 14.1.1 OF THE COPMETITION

“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”

(ID NO RBR 2020/18)

REGULATION

If more than one Reference project is proposed to meet the requirements stipulated in the Section 14.1.1 of the Regulation, please, provide following tables for each Reference project.

Required minimum infrastructure	Reference project infrastructure
Name of the project (please indicate)	
TSI compliant railway infrastructure (Yes/No)	
50 (fifty) km of double track line 1435 mm gauge with design speed of at least 160 km/h (please indicate)	
2 (two) stations with not less than two siding tracks and 8 turnouts each (please indicate)	
ETCS Level 2 (Yes/No)	
Interlocking (Yes/No)	
Traffic Management System, incl. Traffic Control Centre (Yes/No)	
GSM-R (Yes/No)	
Railway communication systems (Yes/No)	
Non-traction power supply (Yes/No)	

No	Client, client's contact information for references (name of representative, phone, email) ²³	Period of the contract (month/year - month/year)	Description of the services ²⁴		Subsystem for which the service was provided
1.			Elaboration of technical solutions and conceptual designs		
			Management of requirements throughout Project lifecycle		
			Radio coverage design by means of radio cellular network planning and signal propagation software tools		
			Elaboration of requirements (incl. technical, functional, operational, RAMS, etc. requirements) for Railway communication systems, non-traction power supply, Technical buildings and cable duct system(s)		
			Support during evaluation of technical proposals in procurement of design and construction works		
			Supervision of design and construction, including construction work acceptance		
			Supervision of design and Supervision of system integration, testing (incl. testing documentation		

²³ In case of the doubt, the Procurement commission has the right to contact the Client to verify that the services specified complies with the requirements set in the Section 14.1.1 of the Regulation.

²⁴ In accordance with the responsibilities listed in the Section 14.1.1 of the Regulation.

			review and approval) and commissioning		
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[date of signing]

[name and position of the representative of the Candidate]

DESCRIPTION OF THE CANDIDATE’S EXPERIENCE IN ACCORDANCE TO THE SECTION 14.1.2 OF THE COPMETITION

“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”

(ID NO RBR 2020/18)

REGULATION

No	Client, client’s contact information for references (name of representative, phone, email) ²⁵	Involvement period (month/year - month/year)	Project	Project coordinator (organization)	Type of involvement	Services provided
1.						
2.						
n+1						

[date of signing]

[name and position of the representative of the Candidate]

²⁵ In case of the doubt, the Procurement commission has the right to contact the Client to verify that the services specified complies with the requirements set in the Section 14.1.2 of the Regulation.

DESCRIPTION OF THE CANDIDATE’S EXPERIENCE IN ACCORDANCE TO THE SECTION 14.1.3 OF THE COPMETITION

“ENGINEERING SERVICES FOR PREPARATION, PROCUREMENT AND SUPERVISION OF RAIL BALTICA CONTROL-COMMAND AND SIGNALLING SUBSYSTEM DEPLOYMENT”

(ID NO RBR 2020/18)

REGULATION

No	Client, client’s contact information for references (name of representative, phone, email) ²⁶	Period of the contract (month/year – month/year)	Project	Services provided	System/-s implemented
1.					
2.					
n+1					

[date of signing]

[name and position of the representative of the Candidate]

²⁶ In case of the doubt, the Procurement commission has the right to contact the Client to verify that the services specified complies with the requirements set in the Section 14.1.3 of the Regulation.