

Rīga

30.07.2021

Our Ref: 1.13p/LV-2021-257

Electronic Procurement System

***Answer to question from the interested supplier
in the competitive procedure with negotiations
“Consolidated supply of turnouts and rail expansion joints for Rail Baltica railway construction”,
identification number RBR 2021/2***

RB Rail AS presents following answer to the questions received from the interested supplier until 30 July 2021:

Nr.	Questions	Answers
1.	Considering the answer 5 provided on 21.07.2021, please confirm that a copy of 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 to be submitted pursuant to 4.2.1 may not include information on beneficial owners and such document without information on UBOs will be sufficient to comply with requirements set in 4.2.1.	Procurement Commission kindly explains that it is postponing the answering deadline and will provide answers to all questions submitted not later than till 3 August 2021 (including). In addition, Procurement Commission notes, that Procurement Commission is considering the ability to extend the submission date (not yet decided), however, the answer informing about the Procurement Commission's decision will be provided not later than till 3 August 2021 (including).
2.	Please confirm that the Candidate may submit a separate application for each Lot, incl. by forming different groups of suppliers for each Lot.	
3.	Considering the definition of supply (provided in footnote 4, p.13), please explain if the completion date of the manufacturing and completion date of the	

	delivery shall be in the same continuous 12 month period (in 4.4.1 and etc).
4.	Considering the definition of supply (provided in footnote 4, p.13) and simultaneous possibility to certify the Candidate's rights to supply the goods and provide warranty by submitting a document issued by the manufacturer (4.4.4, 4.4.7 and 4.4.10), please explain whether the Contracting Authority expects that a supplier in order to comply with the requirements of specific supply experience (4.4.1, 4.4.2, 4.4.5, 4.4.8) is at the same time also a manufacturer of the goods or the said experience requirement would be fulfilled if a person has delivered within the continuous 12 months period the necessary amount of goods as a supplier, but is not the manufacturer of the delivered goods.
5.	Please explain - if the Candidate is not a manufacturer of the goods, whether the manufactures of the goods (having valid ISO certificates to be submitted by the Candidate as provided in 4.5) shall be qualified as persons upon whose capacity the Candidate relies and shall be listed in annexes 3.1, 3.2 and 3.3.
6.	Please explain by an example, how the technical and professional resources of the manufacturer and supplier shall be transferred to the Candidate to prove availability of these resources.
7.	Please confirm that the Candidate at later stage during the competition or following the award of the contract may change manufacturer(s) of the goods to be supplied by ensuring compliance of goods with the requirements of the Competition and compliance of the manufacturer with Quality Management standards (4.5).
8.	Please explain whether the set requirements for Technical and professional ability may be fulfilled by number of persons together. For example, the experience requested in 4.4.1 would be ensured by 4 suppliers which within the same continuous 12 months period have together (but being contracted separately) performed supplies of not less than 120 high speed railway turnout sets in total, out of which at least 30 turnouts shall comply with 2 cumulative criteria - a) and b). Please

	confirm that in such a case the Candidate may rely upon the capabilities of other persons regardless of the legal nature of their mutual relationship, e.g. based on a sub-supply agreement.	
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Procurement Commission Vice-Chairperson

I.Fogele

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