

Riga

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Our Ref: 1.13p/LV-2022-256

## Electronic Procurement System

*Answers to questions from interested suppliers  
in the competitive procedure with negotiation  
"Rail Baltica Energy Subsystem Design and Build",  
identification number RBR 2022/7*

RB Rail AS presents following answers to questions received from the interested suppliers until 9<sup>h</sup> August 2022:

No	Question	Answer
1.	<p>The interested supplier foresees difficulties to comply with the procurement deadline of 24 August 2022 due to the complexity and volume of qualification documentation required, very complex cross-country business set up with three legislations, numerous specific aspects of the business case, these have to be checked by external consultants, which are mainly in July/August in vacation.</p> <p>According to Article 35(4) of the Public Procurement Law the contracting authority has right to extend terms for submission of application (qualification documents).</p> <p>Taking into account above, in order to participate and enable interested suppliers to ensure that the contracting authority receives applications that meets the required level of comprehensiveness and professionalism, we kindly request the procurement commission to extend the deadline for submission of applications until 14th of September 2022.</p>	<p>The Procurement commission has evaluated the request for an extension of the deadline for the submission of applications and has made the decision to extend the application submission deadline. <b>Please pay attention that the new application submission deadline is 14 September 2022 till 15:00 (Riga time).</b></p> <p>The specific Sections of the Procurement regulations have been amended accordingly.</p>
2.	<p>Regarding "CANDIDATE SELECTION REGULATION", Article 13.1 on the Evaluation Criterion No 5, which reads "The Candidate within the previous 8 (eight) years (until the date of submission of the application) has developed and build a railway project based on OpenBIM strategy and using IFC (Industry Foundation Classe) format as main output for interchanging information between different</p>	<p>The Procurement commission explains that to comply with the requirement stipulated in Section 13.1.5 of the Candidate selection regulation Candidate can indicate <u>any type of railway project which meets the requirements</u>, i.e., it is not requested that the project should be particularly energy subsystem railway project. Regarding the question if it can be ongoing project, the Procurement commission explains</p>

	parties.", please clarify if the reference shall include OCS (Overhead Catenary System) and TPS (Traction Power Substations) experience. If yes, please clarify whether ongoing project references are acceptable.	that the project itself can be ongoing however the particular experience requested in the requirement shall be already provided in the project, i.e., the candidate already has obtained the experience.
3.	Regarding "CANDIDATE SELECTION REGULATION", Article 13.1 on the Evaluation Criterion No 5, which reads "The Candidate within the previous 8 (eight) years (until the date of submission of the application) has developed and build a railway project based on OpenBIM strategy and using IFC (Industry Foundation Classe) format as main output for interchanging information between different parties.", please confirm if metro projects would be acceptable as references.	The Procurement commission explains that to comply with the requirement stipulated in Section 13.1.5 of the Candidate selection regulation Candidate can indicate any type of <u>railway project</u> which meets the requirements. In accordance with Article 1 Paragraph three, point (a) of the 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 the Directive shall not apply to metros, therefore a metro project cannot be <b>recognized as "railway project"</b> and will not be assessed as compliant with the requirement stipulated in Section 13.1.5 of the Candidate selection regulation.

Sincerely,

Procurement commission chairperson

A. Benfelde

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