



EUROPEAN UNION

DELEGATION TO THE REPUBLIC OF SERBIA

Belgrade, 10.10.2011
Ref. (D) 3472 DSK/TS

CONTRACTING AUTHORITY'S CLARIFICATIONS No. 1

Supply tender "Delivery and installation of forensic software for the Commission for Protection of Competition"

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No	Question	Answer
1.	Can a member of consortium be a company that had a negative financial result in 2010?	<p>The only selection criterion for the economic and financial capacity of a tenderer, stipulated in the point 16 of the Procurement Notice, is "The annual turnover of the tenderer for the years 2009 and 2010 must be equal to or exceed the value of the submitted financial proposal."</p> <p>Therefore, following the point 20.2 of the Instructions to tenderers, only the above mentioned selection criterion will be considered by the evaluation committee when determining whether a tenderer fulfils the minimum qualifications required regarding its economic and financial capacity.</p> <p>Please see also the point 3 of the Tender form for a supply contract, included in the tender dossier.</p>
2.	Can a company from USA which has a subsidiary office in United Kingdom be a member of the consortium?	<p>Following the PRAG point 4.3.4, the Contracting Authority cannot give a prior opinion on the assessment of the tender.</p> <p>Please read carefully point 8 of the Procurement Notice and point 3 of the Instructions to tenderers.</p>
3.	Whether the legal entity file should be filled only by a leader of consortium or by all members?	<p>The legal entity file should be provided only for the leader of a consortium.</p>