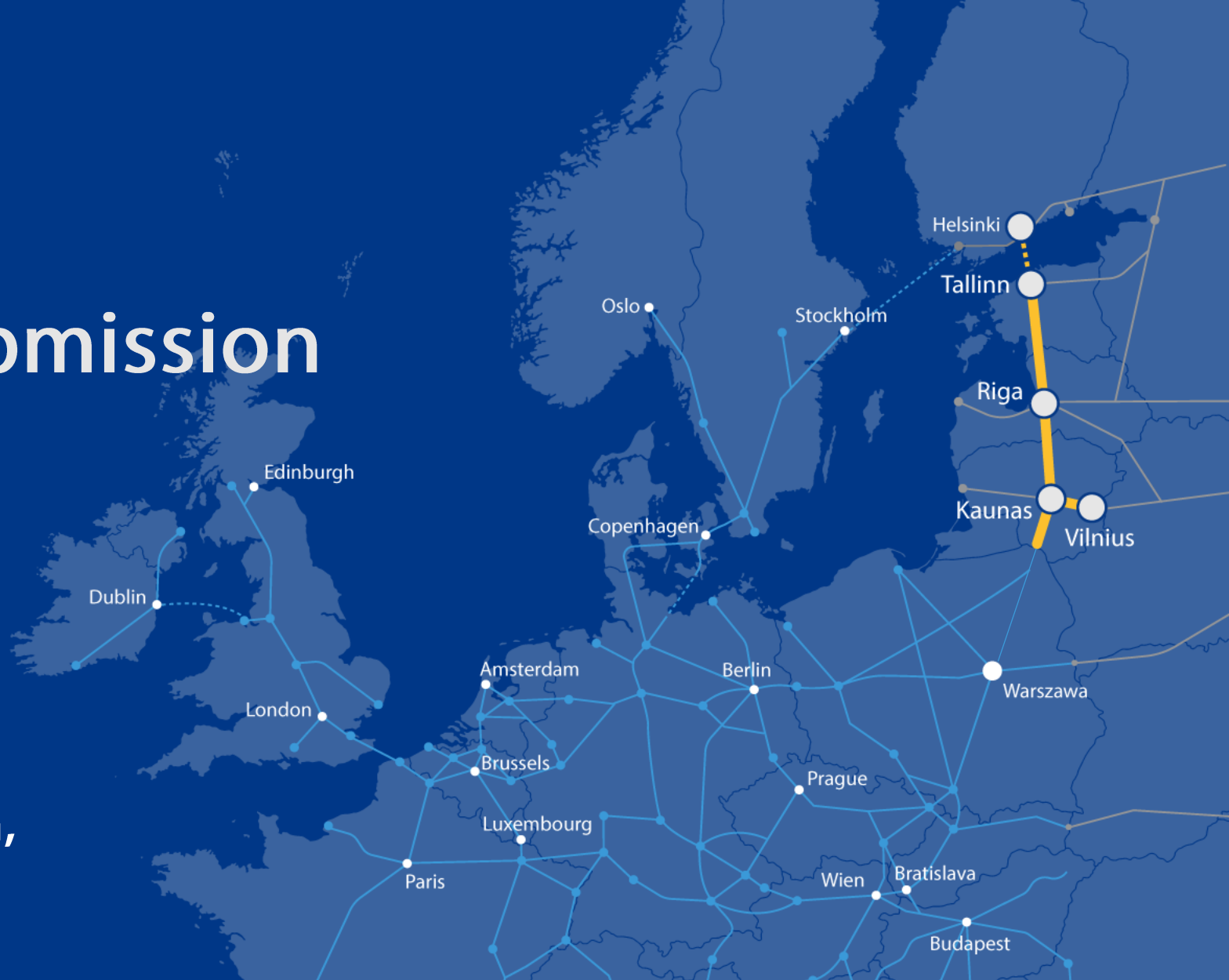




Briefing on the submission of the Application

Consolidated supply of
NOISE BARRIERS ELEMENTS for
Rail Baltica railway construction,
RBR 2022/20



Co-financed by the Connecting Europe
Facility of the European Union

Agnese Gudrenika, Procurement Specialist, RB Rail AS

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Lauris Briķis, Railway Materials Team Leader, RB Rail AS

28.09.2022

- General information;
- Registration in the E-Tenders system (available user manuals);
- Qualification stage Regulations;
- Submission of the Application;
- Q&A

RBR is appointed to organize the consolidated procurement for delivery of railway noise barriers elements – acoustic panels and steel posts with base plate as part of the railway track infrastructure.

Lot No1: Supply of wooden acoustic panels for the railway noise barriers to Latvia, Lithuania, Estonia spot objects.

Lot No 2: Supply of transparent acoustic panels for the railway noise barriers to Latvia, Lithuania, Estonia spot objects.

Lot No 3: Supply of metal (aluminum) acoustic panels for the railway noise barriers to Estonia spot objects.

Lot No 4: Supply of metal (aluminum) acoustic panels for the railway noise barriers to Latvia spot objects.

Lot No.5: Supply of metal (aluminum) acoustic panels for the railway noise barriers to Lithuania spot objects

The following types of acoustic panels and steel posts are foreseen for the Noise Barriers of Rail Baltica railway:

Wooden Acoustic Panels	
HEB	Dimensions of Acoustic panels
HEB140	2000 x 1000 2000 x 500
HEB 160	
HEB 180	
HEB 200	

Metal (Aluminum) Acoustic Panels	
HEB Type	Dimensions of Acoustic panels
HEB/HEM 140	2000 x 500 1800 x 500
HEB/HEM 160	
HEB/HEM 180	
HEB/HEM 200	
HEB/HEM 220	

Transparent Acoustic Panels	
HEB	Dimensions of Acoustic panels
HEB/HEM 140	2000 x 1000 2000 x 500 1800 x 1000
HEB/HEM 160	
HEB/HEM 180	
HEB/HEM 200	

01

Legislative Requirements

- **Public Procurement Law of the Republic of Latvia**
- **Cabinet Regulation No. 107 of the Republic of Latvia**
- Law on Prevention of Conflict of Interest in Activities of Public Officials
- Law on Administrative Liability
- Latest Latvian Court Practices
- (EE and LT Court Practices)
- EU Directives
- European Court of Justice principles
- **Procurement Monitoring Bureau of the Republic of Latvia Practices**

02

Company & Project Rules and Policies

- Contracting Scheme Agreement
- Shareholders Agreement
- Inter-Beneficiary Agreement
- RB Rail AS Statutes
- **Common Procurement Standards and Guidelines**
- **In-house Procurement Regulations:**
 - **Regulations for Organisation of Procurements**
- Regulations on Representation Rights
- Other in-house rules & policies

Procurement Commissions are safeguarded by Legislation, Corporate Governance and applicable practice, de-politicised and empowered to act based on due professional diligence, following the Rail Baltica Global Project requirements.

What we want to ensure?

- Better understanding of the public procurement principles, Rail Baltica project procurement process and requirements;
- Improvement of overall quality of the applications;
- Avoid mistakes in the application process which can lead to unnecessary rejection of the applications.

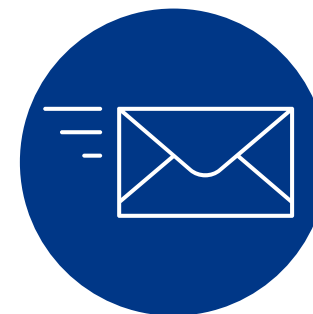
How to achieve this?



Carefully review the regulations
(prepare the checklist of
required documents)

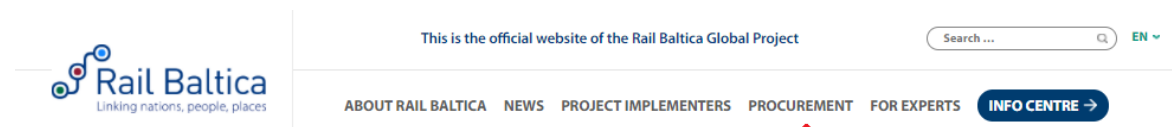


Review all relevant Info on
www.railbaltica.org and E-
tendering system www.eis.gov.lv



If something is not clear -
Submit the question timely

www.railbaltica.org/tenders



Tenders

To simplify interaction with potential suppliers, we hereby provide information on the Rail Baltica Global Project procurement in the three Baltic States – Estonia, Latvia and Lithuania. The information published below concerns only open Rail Baltica procurement. To obtain information about closed tenders, please see the website of the relevant national contracting authority. For the closed tenders of RB RAIL AS, go to [Archive](#).

Contracting Authority

RBR 2022/21	Consolidated supply of Fence components for Rail Baltica railway construction	07.09.2022	07.09.2022	21.10.2022	
RBR 2022/20	Consolidated supply of NOISE BARRIERS ELEMENTS for Rail Baltica railway construction	06.09.2022	16.09.2022	17.10.2022	

Consolidated supply of NOISE BARRIERS ELEMENTS for Rail Baltica railway construction, RBR 2022/20

Announced: 06.09.2022
Updated: 16.09.2022
Submission Date: 17.10.2022

Availability of Documents

The Regulations and all its annexes are available at the E-Tenders system in profile of publication in webpage <https://www.eis.gov.lv/EKEIS/Supplier/ProcurementProposals/87664> and at the Contracting authority's Internet webpage <http://www.railbaltica.org/tenders/>. Documents are available free of charge.

Submission of Applications

Applications shall be submitted electronically using the tools offered by the E-Tenders system available <https://www.eis.gov.lv/EKEIS/Supplier/ProcurementProposals/87664> by **17 October 2022 till 14:00 o'clock (Time Zone EET (Eastern European Time), Riga, Latvia)**. Only Applications submitted to the E-Tenders system will be accepted and evaluated for participation in the procurement procedure. Any Proposal submitted outside the E-Tenders system will be declared as submitted in a non-compliant manner and will not participate in the Competition.

Opening of Applications

The Applications will be opened in the E-Tenders system on **17 October 2022 at 14:00 o'clock** during the open meeting. It is possible to follow the opening of submitted applications online in the E-Tenders system.

Contact persons of Company

In administrative aspects of the competition: Procurement Specialist Agnese Gudrenika, telephone: +371 20218254, e-mail address: noisebarriers@railbaltica.org.

Documents of the Competitive procedure with negotiations (Downloads)

1. Competitive procedure with negotiations "Consolidated supply of NOISE BARRIERS ELEMENTS for Rail Baltica railway construction" candidate selection Regulations in English with annexes ([download](#));
2. Competitive procedure with negotiations "Consolidated supply of NOISE BARRIERS ELEMENTS for Rail Baltica railway construction" candidate selection Regulations/Estonian translation only for informative purposes ([download](#));
3. Competitive procedure with negotiations "Consolidated supply of NOISE BARRIERS ELEMENTS for Rail Baltica railway construction" candidate selection Regulations/Latvian translation only for informative purposes ([download](#));
4. Competitive procedure with negotiations "Consolidated supply of NOISE BARRIERS ELEMENTS for Rail Baltica railway construction" candidate selection Regulations/Lithuanian translation only for informative purposes ([download](#));
5. Answer No 1 to questions from the interested supplier, 16 September 2022 ([download](#)).

<https://www.eis.gov.lv/EKEIS/Supplier>

Elektronisko iepirkumu sistēma

Help A|A|A EN|LV

Procurements Procurement plans

Procurements

Procurement search

Keywords:

Publication date: from till

Advanced search >

Clear Search

List of published procurement stages

Status	Publication date and identification number	Procurement	Contracting authority	Date	Submission
Announced	12.09.2022 RBR 2022/23	Juridiskie pakalpojumi / Legal services	"RB Rail" AS (40103845025)	Submission deadline: 30.09.2022	
Announced	07.09.2022 RBR 2022/21	Consolidated supply of Fence components for Rail Baltica railway construction	"RB Rail" AS (40103845025)	Submission deadline: 21.10.2022 The last amendments: 12.09.2022	
Announced	07.09.2022 RBR 2022/19	EE office coffee machine rent and coffee bean supply	"RB Rail" AS (40103845025)	Submission deadline: 26.09.2022	
Announced	06.09.2022 RBR 2022/20	Consolidated supply of NOISE BARRIER ELEMENTS for Rail Baltica railway construction	"RB Rail" AS (40103845025)	Submission deadline: 17.10.2022 The last amendments: 09.09.2022	
Announced	19.08.2022 RBR 2022/18	Design and design supervision services for the construction of the new line from Vilnius Urban Node to Kaunas Urban Node	"RB Rail" AS (40103845025)	Submission deadline: 14.10.2022	

Elektronisko iepirkumu sistēma

Help A|A|A EN|LV

Procurements Procurement plans

Procurements > RBR 2022/20 > Basic data

Procurement basic data >

Contracting authority >

Procurement object >

Proposal preparation conditions >

Procurement deadlines (1. Procurement stage) >

Procurement lots >

Documents (actuals)

Sort by: newest document type

Document type	Number	Date	Name	
Commission respond		19.09.2022 16:13	Answers to the questions of interested supplier/Atbildes uz ieinteresētā piegādātāja uzdotajiem jautājumiem_1_PDF	
Commission respond		16.09.2022 16:08	Answers to the questions of interested supplier/Atbildes uz ieinteresētā piegādātāja uzdotajiem jautājumiem_1	
Procurement documents		09.09.2022 13:48	Procurement Regulations with annexes EST/Iepirkuma Nolikums ar pielikumiem Igauniski	
Procurement documents		09.09.2022 13:48	Procurement Regulations with annexes LT/Iepirkuma Nolikums ar pielikumiem lietuviski	
Procurement documents		09.09.2022 13:48	Procurement Regulations with annexes LV/Iepirkuma Nolikums ar pielikumiem latviski	
Procurement documents		06.09.2022 16:50	Procurement Regulations with annexes ENG/Iepirkuma Nolikums ar pielikumiem angliiski	

EPS registration procedure

To register into the EPS, the supplier must fill in and submit the following to the State Regional Development Agency (SRDA):

- EPS user's registration form (signed by the supplier's authorised representative);
- Authorisation to act as administrator within the e-tender system in name of the user (signed by the supplier's authorised representative and the administrator to be authorised, meaning that the authorisation must be confirmed by two persons).

SRDA contacts: <http://www.vraa.gov.lv/en/>

Necessary application forms in English language:

[Authorisation of the Administrator Application Form](#)

[Registration Form](#)

Once the forms have been filled, they must be submitted to SRDA. The forms may be submitted either:

- in print;
- electronically, with a secure e-signature [1], by sending the electronic document to the email address: pasts@vraa.gov.lv.

After receiving the registration documents, SRDA registers the organisation as an EPS's member and creates a user with an assigned role supplier administrator. The supplier administrator receives an e-mail with the system's access data – a username, password and a code card.

Detailed manual on how to use the e-tender sub-system can be found [here](#).

General questions on How to use e-tender subsystem can be found [here](#).

Use of European Single Procurement Document (ESPD) in e-tender sub-system can be found [here](#).



The screenshot shows the Rail Baltica website's 'E-Procurement System' page. The header includes the Rail Baltica logo and navigation links: ABOUT RAIL BALTICA, NEWS, PROJECT IMPLEMENTERS, PROCUREMENT (highlighted), FOR EXPERTS, and INFO CENTRE. The main content area is titled 'E-Procurement System' and contains text explaining the transition to an electronic procurement system in Latvia. It mentions that all Rail Baltica tender applications will be processed using a free electronic information system (EPS) as an alternative to the previous paper-based system. It also states that according to Article 39 and Transition provisions of the Public Procurement law, all contracting authorities registered in Latvia, including RB RAIL AS, must ensure submission of electronic applications and proposals for public procurements if the contract value is equal to or exceeds 135,000 euros for goods and services, and 5,225,000 euros for construction tenders. The page concludes by inviting potential suppliers to register to EPS to access the e-tender sub-system and participate in current and future tenders, noting that non-registered users must register to EPS and create user rights to administer the e-tender subsystem. The final sentence states that the EPS will benefit all involved parties by reducing administrative burden and ensuring greater transparency.

E-Procurement System

Due to changes in the Latvian Public Procurement law, all Rail Baltica tender applications administered by RB RAIL AS onwards will be processed using free of charge electronic information system and its sub-system e-tender. The Electronic Procurement System (EPS) is currently an alternative to previous application and proposal submission system in Latvia that will completely replace the previous system of paper proposal submission.

In accordance with Article 39 and Transition provisions of the Public Procurement law of the Republic of Latvia, all contracting authorities registered in Latvia, including RB RAIL AS, as of 1 October 2017, have to ensure submission of electronic applications and proposals for public procurements if the contract value is equal or exceeds 135 000 euros for goods and services and 5 225 000 euros in case of construction tenders.

RB RAIL AS is inviting its potential suppliers to register to EPS in order to access e-tender sub-system and participate in its current and future tenders. To use the e-tender sub-system of EPS, all non-registered users must register to EPS and create user rights to administrate the e-tender subsystem.

The EPS will benefit all involved parties as it will reduce the administrative burden put on both parties as well as the related costs. The system will also shorten the tendering process and will ensure greater transparency. The new

Two registration forms must be submitted to State Regional development agency

To Assign the administrator of the of the Profile

Affirmation from authorized administrator of the E-procurement system participant	
(place)	(date)
By signing this document the E-procurement systems participant	
(name of the E-procurement system participant)	
authorized administrator:	
(Name and Surname of the authorized administrator)	
<ul style="list-style-type: none"> Assumes the responsibility of respecting the terms of use of the e-procurement system, the related documents and legal transaction terms (including the active framework agreement of the e-order subsystem) applicable to each subsystem of the e-procurement system, as well as other relevant requests applicable to participants of the e-procurement system; Agrees upon processing of personal data within the framework of the e-procurement system, which objective is to ensure identification to the system and contact information of users of the e-procurement system; Commits to assure and retain personal data and will refrain from unlawful disclosure of it; Commits to assure that users assigned personal data and refrain from unlawful 	
Contact information of the administrator:	
e-mail	
telephone	
Authorized administrator	
(Name and Surname)	(Signature)
Note do not fill the "Signature" section if the document is signed electronically using a secure e-signature according to regulations by law.	

Registration of the Company in E-Tender system

Registration form for the participant of the E-procurement system and an authorization for initial administrator	
(place)	(date)
(name of the participant)	
represented by	
<input type="checkbox"/> Member of the Board	<input type="checkbox"/> Chairman of the Board
<input type="checkbox"/> An attorney	<input type="checkbox"/> Procurator
<input type="checkbox"/> Another legal basis	(indicate other legal basis for representation or held position)
(Name and Surname of the participant's representative)	
By signing this registration form the participant:	
<ul style="list-style-type: none"> Agrees to join the e-procurement system and obtain the status of participant of the e-procurement system (indicate your user type in the e-procurement system, only one can be selected): 	
<input type="radio"/> Economical operator (micro enterprise)	<input type="radio"/> Economical operator (average enterprise)
<input type="radio"/> Economical operator (small enterprise)	<input type="radio"/> Economical operator (big enterprise)
<input type="radio"/> Contracting authority	(Contracting authority)
(locality the Contracting authority relies upon)	
proved with a signature that is legally	
which ensure confirmation the identity of	
the user, the taken actions, the created documents and the transactions done within the e-procurement system and its subsystems;	
<ul style="list-style-type: none"> Undertakes to respect the terms of use of the e-procurement system, the related documents and legal transaction terms (including the active framework agreement of the e-order subsystem) applicable to each subsystem of e-procurement system, as well as other relevant requirements applicable to users of the e-procurement system; Authorizes as an participant's initial administrator 	
(Name and Surname of administrator)	

Electronically signed and sent to email address: pasts@vraa.gov.lv

- 1) Please register as soon as possible;
- 2) Please specify in registration form e-mail address where incoming mails are checked regularly and check also spam folder before your registration is approved.
- 3) If you have any problems with registration or any other questions regarding EPS and E-Tenders subsystem, please contact:



- e-orders
- e-auctions
- e-tenders
- e-certificates

[Help](#)
[A](#)
[A](#)
[A](#)
[EN](#)
[LV](#)

Elektronisko Iepirkumu Sistēma

[Statistics](#)

[View of publication](#)

[Publications](#)

[Contacts](#)

[Registration information](#)

26.02.2018

How to contact the Electronic Procurement Department of the State Regional Development Agency

Support Center for the Electronic Procurement System

 eis@vraa.gov.lv

 66155511

Correspondence Address

 pasts@vraa.gov.lv

Location of the provider of the electronic procurement system

 Alberta iela 10,
Rīga, LV-1010

Advice on the Electronic Procurement System can be obtained

Monday	08:30-16:30
Tuesday	08:30-16:30
Wednesday	08:30-16:30
Thursday	08:30-16:30
Friday	08:30-16:30

To the Users of the Electronic Procurement System

In order to receive an answer to your questions promptly, please consult the employees of the Department of Electronic Procurement and, by writing an email, choose an employee who has competence in your question or by calling the support center phone, select the relevant topic of the conversation from the entry instructions.

If you have any problems with registration in EPS and E-Tenders subsystem, you may contact directly to:

Senior Consultant

Zigurds Drafens

zigurds.drafens@vraa.gov.lv

tel. +371 67509520

Advice on joining the e-Procurement system and updating
user access data

Most frequent questions regarding registration of group of suppliers:

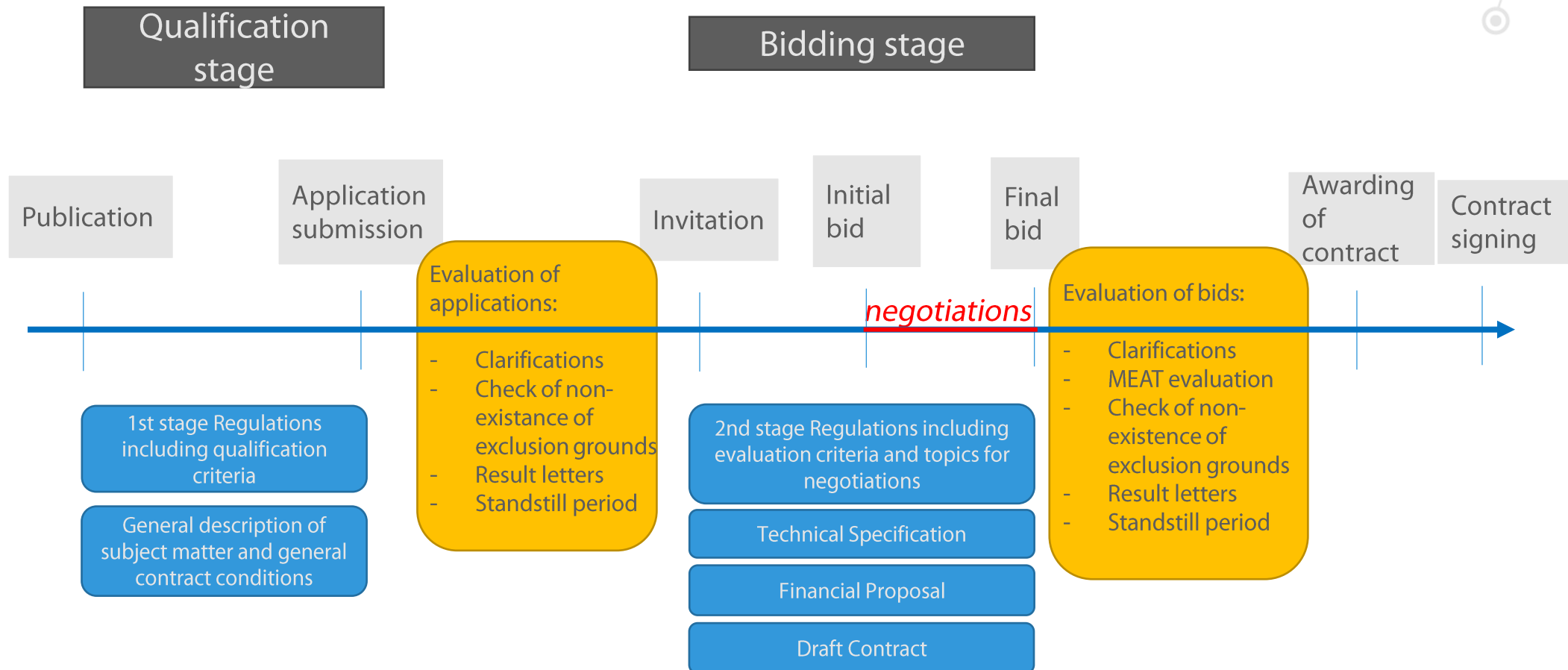
Q: Which companies shall be registered as users of E-Tenders system in order to submit Application/ Proposal if the Candidate or tenderer is a group of suppliers?

A: If the candidate is a partnership (consisting of several companies which have made commitment to submit application or proposal jointly):

- 1) All members may register as users of E-Tenders system and submit application jointly;
- 2) Partnership may authorize one member to submit application/ proposal on behalf of the partnership (partnership agreement must be concluded and attached);

If the candidate is just relying on capabilities and capacity of other entities in order to meet any of qualification requirements or involve sub-contractors, these entities shall not be registered as users of E-Tenders system.

Competitive procedure with negotiations

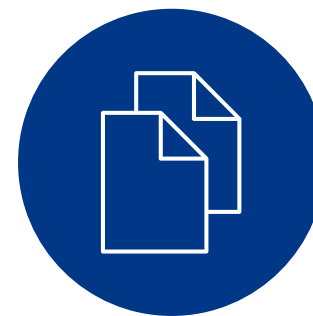


The subject-matter of the Competition – consolidated supply of NOISE BARRIERS ELEMENTS for Rail Baltica railway construction.



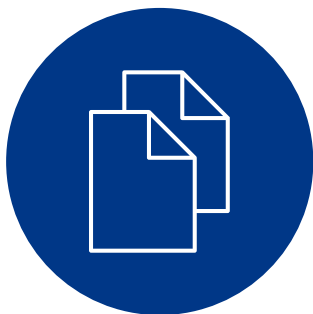
REGULATIONS:

- An instruction and information about the procurement process
- Selection criteria for candidates

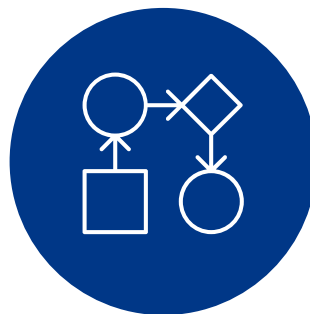


ANNEXES:

- Annex No 1 Application for participation in the Competition
- Annex No 2 General description of the subject - matter
- Annex No 3 Confirmation of Candidate's financial standing
- Annex No 4 Description of the Candidate's experience



Use the templates which have been provided in the procurement regulations (usually annexes regarding supplier experience, experts experience, financial standing etc.)



Annexes are prepared and structured in a way to assist the supplier in the preparation of all requested information and not to miss some information.



Consider the requirement included in the procurement regulations and describe the compliance at least in the same detail.

Template – Application (for each Lot applying)

ANNEX NO 1.1.

APPLICATION FOR PARTICIPATION IN THE LOT 1
OF COMPETITION
“CONSOLIDATED SUPPLY OF NOISE BARRIERS ELEMENTS FOR RAIL BALTICA RAILWAY CONSTRUCTION”
(ID NO RBR 2022/20)

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 the 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 “Consolidated supply of NOISE BARRIERS ELEMENTS for Rail Baltica railway construction”, ID No RBR 2022/20, Lot No 1: Supply of the wooden noise barriers elements in Latvia, Lithuania, Estonia;
- 2) Informs that the following entities and/or persons are subject to the following exclusion grounds (*only if applicable according to Section 11.3. of the Regulations*):

Name of the entity (person)	Exclusion ground and brief description of the violation
-----------------------------	---

CONFIRMATION OF CANDIDATE'S FINANCIAL STANDING
FOR THE COMPETITION
"CONSOLIDATED SUPPLY OF NOISE BARRIERS ELEMENTS FOR RAIL BALTICA RAILWAY CONSTRUCTION"
(ID NO RBR 2022/20)

[Note: The Candidate shall indicate in the table the turnover, which attests compliance with the requirements set in Clause 4.2. of the Regulations:

The Candidate's or all members' of the partnership together (if the Candidate is a partnership and confirms the average financial turnover jointly), average annual financial turnover within the last 3 (three) financial years (2019, 2020, 2021) is not less than:

- 1) 1,5 million EUR if the Candidate applies for the Lot No 1;*
- 2) 8 million EUR if the Candidate applies for the Lot No 2;*
- 3) 4 million EUR if the Candidate applies for the Lot No 3;*
- 4) 10 million EUR if the Candidate applies for the Lot No 4;*
- 5) 3 million EUR if the Candidate applies for the Lot No 5;*

If the Candidate applies for several lots, average financial turnover within the last 3 (three) financial years (2019, 2020, 2021) is not less than sum of average financial turnover values set for each lot for which the Candidate has applied by submitting Application.

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 entity's actual operation period.

In the case the previous three financial years of particular Candidate differs from financial years (2019, 2020, 2021) stated in Regulations or the financial report isn't available, financial turnover shall be indicated for previous three financial years where financial report is available.]

No	Year	Total Turnover in EUR*	Notes
Candidate's or all <u>members</u> ' of the partnership together (if the Candidate is a partnership)			
1	2019		
2	2020		
3	2021		
Average within last 3 (three) financial years			
If the Candidate is partnership, please continue and provide info regarding each member:			
1	2019		
2	2020		

Template – Experience (for each Lot applying)

ANNEX NO 4.1.

DESCRIPTION OF THE CANDIDATE'S EXPERIENCE IN THE LOT 1 FOR THE COMPETITION

"CONSOLIDATED SUPPLY OF NOISE BARRIERS ELEMENTS FOR RAIL BALTICA RAILWAY CONSTRUCTION" (ID NO RBR 2022/20)

[Note: The Candidate shall indicate in the table the experience, which attests compliance with the requirements set in Clause 4.3.1. of the Regulations:

*Within the previous 5 (five) years (2017, 2018, 2019, 2020, 2021 and 2022 until the date of submission of the Application) **in any continuous 12 months period** the Candidate has performed 1 (one) or several supplies of **wooden acoustic panels** for one or several clients for the total volume of at least 20 000 m² produced in accordance with standard EN 16272 and/or EN 1317 or equivalent (to prove the required volume of the supply, Candidate may combine both EN standards)]*

No	Period during which the supplies of acoustic panels were delivered	Experience	Total volume of supplies in indicated continuous 12 months period	Produced according to EN 16272 and/or EN 1317	Name, registration number, contact person (name of representative, phone, e-mail) of the Client ¹⁹
1.	From [month/year] - to [month/year] <i>[please indicate Continuous 12 months period within the previous 5 (five) years (2017, 2018, 2019, 2020, 2021 and 2022 until the date of submission of the Application)]</i>	<i>[The <u>Candidate</u>] has delivered wooden acoustic panels</i> <i>[Description]</i>	For the total volume of _____ m ² <i>[please indicate volume which is not less than 20 000 m²]</i>	Compliant with standard _____ <i>[please indicate EN 16272 and/or EN 1317²⁰]</i>	<i>[Name, registration No of the Client. Name, phone, e-mail of the Client's contact person]</i>

Forms to be filled in E-Tendering system


Form cell of the procurement stage

Requirement base data

2. requirement

Name: * Section 4.2. of the Regulations

Clarification: Candidate shall download form (Annex No 3 of the Regulations), fill it in and upload together with other documents defined in Section 4.2. of the Regulations (economic and financial standing).

Hyperlink: Not 

Lots

Requirement applies: ☒ To all the lots the same ☐ To definite lots

Lots with permitted variants of proposals:

Input field type

Without

Documents

Compulsary

Allowed to add:

☐ One file ☒ Several files

Allowed file types:

Information to be filled in E-Tendering system

Selection requirements

+ ✕				
✕	Nr.	Name	Input field type	Documents
✕	1.	Section 4.1. of the Regulations	Proposal value input is not intended.	Files adding allowed Restrictions - Any file
✕	2.	Section 4.2. of the Regulations	Proposal value input is not intended.	Files adding is mandatory Restrictions - Any file Documents attached to the requirement
✕	3.	Section 4.3.1. of the Regulations (LOT 1)	Proposal value input is not intended.	Files adding is mandatory Restrictions - Any file Documents attached to the requirement
✕	4.	Section 4.3.2. of the Regulations (LOT 2)	Proposal value input is not intended.	Files adding is mandatory Restrictions - Any file Documents attached to the requirement
✕	5.	Section 4.3.3. of the Regulations (LOT 3)	Proposal value input is not intended.	Files adding is mandatory Restrictions - Any file Documents attached to the requirement
✕	6.	Section 4.3.4. of the Regulations (LOT 4)	Proposal value input is not intended.	Files adding is mandatory Restrictions - Any file Documents attached to the requirement
✕	7.	Section 4.3.5. of the Regulations (LOT 5)	Proposal value input is not intended.	Files adding is mandatory Restrictions - Any file Documents attached to the requirement

SUBMISSION DEADLINE
17.10.2022



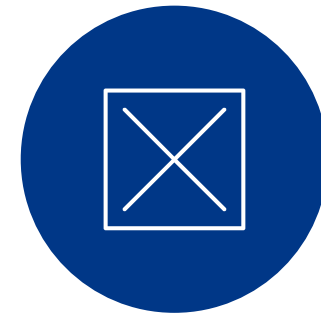
Supplier can ask questions and clarify requirements and request to amend them

NB! Please read the Q&A letters published in RBR webpage before asking your question!

In Qualification stage questions may be asked:

1. In E-Tendering system (for registered users)

2. By e-mail to:
noisebarriers@railbaltica.org



No amendments after submission!
Tenderer has accepted the requirements by submitting the Application!

Commission is willing to clarify all unclear information in the Application/proposal before it makes the decision regarding non-compliance, however...

Commission must ensure:

- Transparency
- Free competition
- Equal and fair treatment
- Effective use of the funds of RB

Dos and Dont's:

- It is **allowed** to clarify information which is included in the proposal (clarifications)
- It is **not allowed** to add totally new information to the proposal (amendments)

NB! Commission cannot recognize as compliant agreements, documents etc. which are dated after the proposal submission deadline, except the exclusion ground documents.

There are no restrictions in any of RB Rail AS Procurements regarding the form in which supplier/-s can participate in the procurement.

However, in case supplier plans to participate in the procurement as partnership there are specific requirements, such as:



In the proposal a **cooperation agreement must be submitted** where it is agreed upon liability and responsibility of each member of the partnership.



Content of the partnership (members) cannot **change** during the procurement procedure.
Choose the potential partners carefully to minimize the risk of future disagreements!

NB! Agreement must be signed by all members of partnership.

Entities on which capabilities supplier is relying

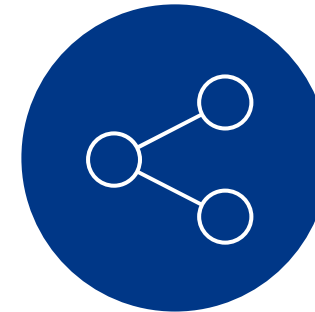
These are entities which experience, financial status etc. supplier is relying upon to comply with qualification requirements.



All Entities must be clearly **indicated** in the annex attached to the procurement regulations.



There must be **signed agreement or other document** between the supplier and the Entity indicating that the resource on which it is relying will be available during the contract.

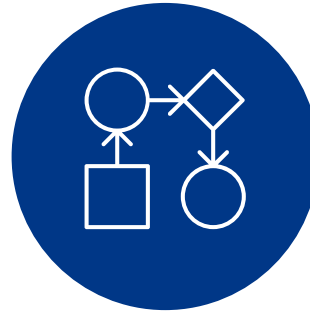


Entity and subcontractor is not the same, but a third party can be Entity and subcontractor at the same time.

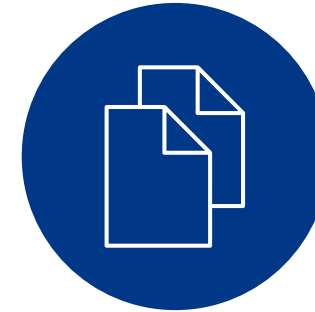
NB! Employees of the tenderer are not Entities or subcontractors.



Commission must verify that the proposal and other respective documents have been **signed by a person who has representation rights**.



If the person/-s in the company registration certificate differs from the one signing the proposal, it is mandatory to **submit the respective power of attorney** or other document that verify the persons rights to represent the supplier.



In some cases the chain between the person indicated in the company registration certificate and the person who has signed the proposal consist of **several documents**.

NB! All chain of documents (PoA) must be provided to the Commission.

Request for deadline extension



Must be **justified**



Must be sent in
timely fashion



Reasons why commission usually reject the request:

- No justification
- Tight timeline of the procurement (which is related to overall RBGP timeline)
- Already reasonable time for submission has been provided
- Already reasonable extension has been provided

Useful Information

Deadline for the submission of the Applications: 17 October 2022, 14:00 (EET) in E-Tenders system

Please note: make sure you submit the Application timely (do not leave to the last day/minute), Applications submitted earlier are not accessible or readable before the opening time!

- RBR website: <https://www.railbaltica.org/tenders/>
- RBR Procurement plan 2022: <https://www.railbaltica.org/procurements/>
- RBR procurements in E-tendering system: <https://www.eis.gov.lv/EKEIS/Supplier/Organizer/3001>
- Public Procurement Law of the Republic of Latvia: <https://likumi.lv/ta/id/287760-publisko-iepirkumu-likums>
- Cabinet Regulation No. 107 of the Republic of Latvia: <https://likumi.lv/ta/id/289086-iepirkuma-proceduru-un-metu-konkursu-norises-kartiba>
- Procurement Monitoring Bureau of Republic of Latvia website: <https://www.iub.gov.lv/en>
- EU public procurement Directive: <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=celex%3A32014L0024>
- European Court of Justice judgements: https://curia.europa.eu/jcms/jcms/j_6/en/

Thank you!

Time for Q&A session!

