



Republic of Serbia
MINISTRY OF FINANCE
Department for Contracting and
Financing of EU Funded
Programmes
(CFCU)
13/8/2024, Belgrade

CONTRACTING AUTHORITY'S CLARIFICATIONS No.1

Establishment of Regional Waste Management System for the City of Novi Sad and Municipalities of Bačka Palanka, Bački Petrovac, Beočin, Žabalj, Srbobran, Temerin and Vrbas

Lot 1: Construction of the Regional Waste Management Centre in the City of Novi Sad

Lot 2: Construction of the Transfer Stations in Municipalities Vrbas and Bačka Palanka

Publication ref.: EC-NEAR/BEG/2024/EA-OP/0002

No.	Question	Answer
1.	Please is it possible to receive the list of participants of the official meeting done on 1st July in Novi Sad?	The list of the participants in the optional clarification meeting and site visits held on 1 July 2024 cannot be published nor shared with interested parties due to personal data protection. The documentation related to the clarification meeting and the site visits was published on CFCU website and can be accessed through the following link: http://www.cfcu.gov.rs/tender.php?id=767 .
2.	Considering ANNEX 1 – DECL. ON HONOUR ON EXCL. AND SEL. CRITERIA, particularly part IV – Other Grounds for rejection from this procedure, we kindly request your clarification on the following matter: In 2020, our company was employed by	Considering the provisions of the section 2.5.4. Conflict of Interest prescribed in Practical Guide for European Union external actions (https://wikis.ec.europa.eu/display/ExactExternalWiki/ePRAG), if the company and its personnel or subcontractors were not

<p>the City of Novi Sad to prepare preliminary designs. This design documentation was used by another consultant for the preparation of the procurement documents. This consultant was employed by another contracting authority, and we didn't have any connections with them throughout the tender preparation procedure. Given that: our company was not directly involved in the preparation of the ER, all relevant information from the design documentation is reflected in the ER the Preliminary Design is available for inspection to all participants We believe that there is no breach of the principle of equality of treatment We respectfully seek your definitive opinion on whether our company is eligible to participate in this award procedure under these circumstances.</p>	<p>involved in the preparation of procurement documents, no grounds for exclusion from the award procedure based on the provision of the section 2.5.4.3. Involvement in drafting tender specifications and distortion of competition.</p> <p>Moreover, taking into account that the Preliminary Design is available for inspection to all potential tenderers, in accordance with the Information on the possibility of inspection of Preliminary Design published on 2 August 2024 on CFCU website at http://www.cfcu.gov.rs/dokumenti/sr/767-714710-information-on-the-possibility-of-inspection-of-preliminary-design-rwmc.pdf, the equality of treatment between all economic operators was ensured by the contracting authority and prior involvement in the preparation of Preliminary design cannot distort competition.</p>
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