



2 September 2009

**Clarification No 7 for open call for tenders:**

**Framework contracts(s) for expert assistance in the areas of Transport and environment and Energy and environment (2 lots)**

**Reference number: EEA/ACC/09/001**

**Question 1**

In the given context, what is the exact meaning of the term “external costs” as mentioned in the Contract Notice as well as the Tender Specifications for this call?

**Answer 1**

“External costs” refer to costs not covered via the market. Typically these are environmental costs, the costs of damage to health, etc.

**Question 2**

As far as the required references and CVs are concerned, are there any particular templates to be used?

**Answer 2**

There is no such requirement.

**Question 3**

What are the conditions and limits for subcontracting applicable to this call?

**Answer 3**

Please refer to Sections III.2.2, last paragraph and III.2.3.5 of the Contract notice; Section 11, last but one paragraph of the Tender Specifications (p. 11 thereof); as well as Article II.13 of the Draft Framework Service Contract.

If subcontracting is already part of the tender, it is conditional on:

- proof of an undertaking (letter of commitment) on the part of every subcontractor to be involved; and
- an indication as to the content and extent of such subcontracting.

Insofar as needs for subcontracting occur later, that is after conclusion of the Framework Contract to be awarded and any specific contract thereunder, Article II.13 of the Framework Contract shall govern.

**Question 4**

Having regard to the time-limit for submission/receipt of tenders and in particular Section IV.3.4 of the Contract notice (“Time-limit for receipt of tenders or requests to participate: 10.9.2009 - 16:00”) and Section 3 of the Invitation to tender (“Tenderers may choose to submit tenders either by post or by courier not later than 10/09/2009, in which case the evidence of the date of dispatch shall be constituted by the postmark or the date of the deposit slip ...”), could you please clarify the deadline for receipt of proposals?

**Answer 4**

Based on Article 143(2) of the Implementing Rules to the Financial Regulation (EC, Euratom) No 2342/2002, tenderers may either submit tenders:

- by post or courier service in which case the date of dispatch must be, regardless of time, 10/09/2009 at the latest (there is no rule governing receipt in this case); or
- by hand-delivery to the EEA in which case the time limit is 10/09/2009, 16:00.