



**“TECHNICAL CONSULTANT SERVICES FOR
THESSALONIKI METRO PROJECTS”**

RFP-256/14

SUPPLEMENTARY CLARIFICATIONS DOCUMENT

TABLE OF CONTENTS

- A) RESPONSES TO QUESTIONS**
- B) CLARIFICATIONS**

SUPPLEMENTARY CLARIFICATIONS DOCUMENT

This Supplementary Clarifications Document is issued in accordance with paragraph 2.4 of the Invitation to Tender and includes responses to questions raised until today, further to the extension granted to the deadline for the submission of questions, in line with AM's BoD Resolution 1305(a)/12.02.15.

The content of the Supplementary Clarifications Document are considered as an integral part of the Invitation to Tender.

A. RESPONSES TO QUESTIONS

Question 1

Response #26 to question #26, included in the Clarifications Document that was communicated to us through your letter ALX-54058/16.02.2015, states that similar services are the Consultant services. However the Consultant's scope of works – article 11 (11.1.A and 11.1.B, H, J, K of the Invitation to Tender) and, in particular, in the main characteristics of the contract scope reference is made to design services. What is the reason you do not include designs in the list of similar services?

Response 1

The scope of the Tender is the award of the **provision of services** to an experienced Technical Consultant in order to support ATTIKO METRO S.A. (AM) to the projects of Thessaloniki Metro. Article 20.1(a) of the Invitation to Tender requires that the candidates must prove that during the last decade they have executed contracts for the provision of **services similar** to those falling under the scope under award.

Therefore, the requirement of the Invitation to Tender that the candidates must have executed contracts for services that have been provided in CW related works and E/M systems of underground railway projects, in combination with the requirement of paragraph 20.1.9(b), stipulating that the candidates must have 19 additional specialized persons for all fields of services, do ensure the appropriate Special and Professional Competence that the Candidates must possess in view of executing this Contract.

As regards articles 11.1.A and 11.1.B, H, J, K of the Invitation to Tender you refer to, these constitute just a portion of the entire scope of the Technical Consultant's services provision. The design scope shall be provided by the Consultant through the specialized personnel he must make available to AM.

Question 2

In line with article 21 of the Invitation to Tender, it is clarified that the legal representative of a foreign bidder can sign the Official Statement of Law 1599/86 in the Greek language, assuming that he fully understands the content of the subject statement, since it will be translated to a language he/she fully understands. Does this also concern the members of Team 1?

Response 2

The specific paragraph of 21 of the Invitation to Tender makes a specific reference to the Official Statement of Law 1599/86 of the legal representative of a foreign company, in which case an additional note is required that the undersigned fully understands the content of the statement since it is translated to a language he/she fully understands.

SUPPLEMENTARY CLARIFICATIONS DOCUMENT

Question 3

It is well-known that in the United Kingdom, the specialty of the professional scientist is determined by his/her registration as a member or chartered member or fellow member in the respective Institution (e.g. Institution of Civil engineers for Civil Engineers). Kindly clarify whether a British Engineer working in the United Kingdom, with a specialty out of those listed in the tables of articles 20.1.b of the Invitation to Tender and 6.1 of the Technical Data, who is a member of the Institution of this specialty in the United Kingdom, satisfies the requirement of the specialty stipulated in the aforesaid articles [e.g. does a Chartered Engineer of the Institution of Mechanical Engineers satisfy the requirement of the specialty for position 1.12?].

Response 3

As regards the engineers working abroad and, more specifically their formal qualifications (degree and specialty), they should prove that they are registered to an acknowledged professional chamber/institution of the country they are exercising their professional rights that corresponds to the Technical Chamber of Greece and that they have the respective specialty required (e.g. civil engineer, electrical engineer, etc.). In addition, further to their formal qualifications, they should also possess the minimum experience required by the tender documents.

Question 4

Kindly verify that a special Scientist – Fellow of the Institution of Railway Operators satisfies the specialty requirement of position 1.17. Please find below the fields in which a well-proven experience is required for a person to acquire the title of the Fellow, in line with the regulations of the Institution:

- Emergency and Incident Management
- Performance Management
- Delivering Passenger and Freight Services
- Managing Safety
- Delivering Customer Services
- Operational Planning and Timetabling
- Train Movement and Control Systems, Rolling Stock and Fleet Management
- Engineering, Maintenance and Renewal Management
- People and Change
- Railway Organisations Business Context
- Financial and Investment Planning

Response 4

The response to question #3 applies.

Question 5

At the end of Sample 1 Annex I of the Invitation to Tender, Sample 2 of Annex 2 and Samples 1 and 2 of **Annex III of the Financial Offer Form and the List** of Enclosures of the Participation Back-Up Envelope, the signature and the stamp of the Legal Representative of the Company or of the Common Representative is required.

SUPPLEMENTARY CLARIFICATIONS DOCUMENT

Kindly clarify the following: if the Candidate is a joint venture and the Common Representative signs the aforesaid documentation, whose stamp will be placed at the end of the aforesaid documents?

Response 5

In case of a joint venture, all aforesaid documents/forms must bear the stamps of all members of the joint venture.

Question 6

Article 18.2.3 of the Invitation to Tender refers to the states that have ratified the agreement about public contracts of the World Trade Organization.

Kindly clarify if this also concerns the GPA (Government Procurement Agreement) and/or the GATT (General Agreement on Tariffs and Trade) agreements.

Response 6

It is confirmed that it concerns the Government Procurement Agreement GPA (former GATT).

Question 7

a) Given the provisions of article 20.1 and 21.4.1 in the Invitation to Tender, with respect to the provision of “services similar to this one”, implemented within the last ten years, and given Item 4b in Appendix VII to the Invitation to Tender, please let us know if the submission of legal declarations by the bidder are sufficient for proving the provision of the services. If not please clarify if the submission of invoices for services being delivered and billed to the Beneficiary/Public Authority are considered as supporting documents for proving the provision of relevant activities in the said period of last ten years.

b) Please clarify relevant to sample 1 Appendix II, if sufficient “similar services” can be considered those of contracts under execution also (for example, the activity of “design review” may be implemented for most of the duration of a project similar to this one, if variations are in order during works execution or if the implementation of works is done in stages).

Response 7

a) Article 24.4.1 of the Invitation to Tender applies as it has been formulated in Chapter B “Clarifications” of this Document. Therefore, Legal Declarations do not suffice for proving similar experience; moreover, invoices cannot be possibly considered as supporting documents.

b) The reference made at the end of sample 1 Annex II, i.e. “...Completed stages of contracts under execution may also be stated”, applies as is.

Question 8

With respect to the provisions of article 21.1 in the Invitation to Tender, whereby it is specified that “a) *The submission of an offer in the framework of this tender, as specified in this Invitation to Tender, denotes that the relevant decision has been lawfully made by the bidder’ bodies concerned, if the application is signed by a legal representative of the company. If no justified reaction is raised by the statutory bodies of the company during the tender procedure, then the submission of an offer,*

SUPPLEMENTARY CLARIFICATIONS DOCUMENT

accompanied by the relevant envelope for participation in the tender is binding to the Company”, please let us know if by “legal representative”, it is also understood that the empowered representative of the company, by the relevant mandate, can sign the corresponding document for the purpose of submission of the offer.

Response 8

It is certified that the relevant documents for the submission of the offer can also be signed by the person authorized to this end, further to the pertinent Resolution made by the Statutory Body of the Company.

B. CLARIFICATIONS

The following clarifications comprise adjustment to the Tender Documents.

Clarification 1

INVITATION TO TENDER

ARTICLE 21.4.1

21.4.1 About the provision of similar services

- A list of the main similar services, according to the attached **Sample 1 of Appendix II**, provided prepared during the last decade⁶⁰ by the independent bidder or by all members of the bidding Joint Venture or Consortium, or the invoked “operator”, accompanied by certificates related to the execution of contracts for the services of the aforementioned list (as stated in the field entitled CONTRACT EXECUTION CERTIFICATES), as well as by a Legal Declaration of the bidder, which shall include some of the information that is requested in Sample 1 Annex II and is not included in the aforementioned execution certificates. concerning the flawless, successful and effective provision of services. However, the legal declaration cannot replace the execution certificates that are required and shall be submitted exclusively for filling in the items/information concerning the services that have been provided.