



Determinazione a Contrarre n. 606/2020

IL DIRETTORE

VISTO il D.Lgs. 23 luglio 1999, n. 296 di istituzione dell'INAF;
VISTO il D.Lgs. 4 giugno 2003, n. 138 di riordino dell'INAF, pubblicato nella G.U. n. 140/2003;
VISTO il D.Lgs. 31 dicembre 2009, n. 213 di riordino degli enti di ricerca in attuazione dell'art. 1 della Legge 27 settembre 2007, n. 165;
VISTO lo Statuto dell'INAF entrato in vigore dal 24 settembre 2018;
VISTO il Disciplinare di Organizzazione e Funzionamento dell'INAF;
VISTO il Regolamento sull'amministrazione, sulla contabilità e sull'attività contrattuale dell'INAF;
VISTO il D.Lgs 50/2016 "Codice dei contratti pubblici" e seguenti modificazioni;
VISTA l'**attestazione del RUP** qui allegata sull'indagine effettuata e contenente altresì la forma e/o procedura dell'affidamento del contratto/ordine d'acquisto; le modalità di scelta del contraente ed altre clausole ritenute essenziali;

ACCERTATA la copertura finanziaria della spesa a carico del contratto/progetto **Maory** di cui alla Funzione Obiettivo (FO) _____
CAP _____

DETERMINA

che l'amministrazione predisponga il seguente acquisto/fornitura del bene/i e/o servizio/i e/o esecuzione di lavori:

Licenza Network Zemax per progettazione ottica

per l'importo di **7.371,00 IVA esente** alla ditta/impresa **Zemax Europe Ltd. UK**

Merate, 15 dicembre 2020

IL DIRETTORE
Dr. Gianpiero Tagliaferri



Al Direttore

ATTESTAZIONE DI ORDINAZIONE DEL RUP

Il sottoscritto - MARCO RIVA - in qualità di Responsabile Unico del Procedimento, nominato con Determinazione n. 525/2020 , relativo al seguente acquisto/fornitura del/i seguente/i bene/i e/o servizio/i e/o l'esecuzione di lavori di importo inferiore a € 40.000,00 (D.Lgs. 50/2016 – Decreto di riordino contratti pubblici relativo a lavori, servizi e forniture):

Licenza Network Zemax per progettazione ottica

a seguito dell'indagine svolta CHIEDO DI PROCEDERE ALL'ORDINAZIONE

- ☐ in **via ordinaria mediante convenzione attiva con la CONSIP SpA o ricorso al mercato elettronico CONSIP SpA** (come da allegata/e stampa/e dal sito www.acquistinretepa.it) e stampa dello Smart CIG;
- ☒ in **via straordinaria extra CONSIP:**
- ☐ A seguito della verifica effettuata circa l'inesistenza o non disponibilità del/i bene/i e/o servizio/i di cui alle convenzioni con la Consip SpA – come da documentazione allegata e stampa della pagina CONSIP con dicitura “non presente”
- ☒ Altro (specificare chiaramente motivazione)

Avendo effettuato la ricerca sul bando e relativo capitolato tecnico attinente sul MePa, non è stato rinvenuto il CPV che corrisponde al prodotto in oggetto.

Operazione gestita su portale **U-Buy**

per l'importo di € 7371,00 ESENTE IVA come da allegata stampa dello Smart CIG (specificare se IVA esclusa ed allegare modulo di esenzione)

Alla ditta/impresa ZEMAX EUROPE LTD - Stansted U.K.

Merate, 15/12/2020

Il Responsabile Unico del Procedimento



Istituto Nazionale di Astrofisica
OSSERVATORIO ASTRONOMIC
DI BRERA



VAT exempt. declaration of Order N°

CUSTOMER

INAF – Osservatorio Astronomico di Brera
Via Brera, 28
20121 – Milano
C.F. 97220210583
P.IVA 06895721006

INVOICER

Name: ZEMAX EUROPE LTD
Address 8 Riverside Business Park, Stoney Common Road, Stansted, UK CM248PL
VAT n° GB632337065

DECLARATION

We hereby declare that the supply carried out by ZEMAX EUROPE LTS is to consider a VAT exemption custom. The goods purchased are related to the construction of the instrument E-El t Maory to be installed in the E.S.O. Chilean headquarters.

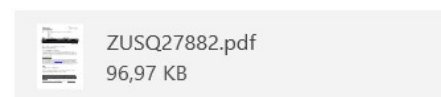
According to law n°127 of 10/03/1982 goods transfers and services carried out in relation to E.S.O. are not taxable pursuant to art. **72 subpar. 1 letter f of DPR 26 october 1972 n. 633.**

Funds' Holder

FW: POSTA CERTIFICATA: Quotation Request

 **Eleonore Waddelow** <Eleonore.Waddelow@zemax.com>
12/12/2020 11:33

A: 'Marco Riva' Cc: 'inafgareoabrera@legalmail.it'



Dear Purchasing team,

Please find attached our best offer.

Eleonore

From: Per conto di: inafgareoabrera@legalmail.it <posta-certificata@legalmail.it>

Sent: Friday, December 11, 2020 11:48 AM

To: Eleonore Waddelow <Eleonore.Waddelow@zemax.com>

Subject: POSTA CERTIFICATA: Quotation Request

Messaggio di posta certificata

Il giorno 11/12/2020 alle ore 11:47:31 (+0100) il messaggio "Quotation Request" è stato inviato da "inafgareoabrera@legalmail.it" indirizzato a:
eleonore.waddelow@zemax.com

Il messaggio originale è incluso in allegato.

Identificativo messaggio: [9202D462.00BE6685.5169B815.5FB7902C.posta-certificata@legalmail.it](#)

L'allegato datichert.xml contiene informazioni di servizio sulla trasmissione.

Quotation

ZUSQ27882/2

Zemax

To: INAF Osservatorio Astronomico di Brera
Via E Bianchi 46
Merate
I-23807
IT

Date: 11 December 2020

Phone: 390272320486

Terms: NET 30

Email: giorgio.pariani@inaf.it

Currency: EURO

Product	Unit Price	Qty	Discount	Price
Professional Subscription SUL	€4,914.0000	1.000	\$0.00	€4,914.00
PRO SUB to Subscription PRO NET	€2,457.0000	1.000	\$0.00	€2,457.00

Total: €7,371.00

Notes: ---

Renew L108808 & Upgrade L108808 to Professional Network
Expiry date will be December 6, 2021

End User License Agreement; Entire Agreement

Your order is also governed by the End User License Agreement (EULA) for the relevant Zemax product, located at <https://www.zemax.com/license-agreements>. This quote, the Terms of Service and the EULA constitute the entire agreement between you and Zemax. Any changes to the terms of this quote, the Terms of Service or the EULA must be approved in writing by an officer of Zemax, LLC. Any other changes will be void.

FOR SUBSCRIPTION ONLY:

Your subscription license(s) will automatically renew at the end of the subscription period. At that point, if you decide that you do not want the subscription any longer, please send a cancellation notice with your license number to eusales@zemax.com 60 days prior to the expiration. If you enjoy your subscription and want to continue using it, you are not required to take any action. Your license will automatically renew for a full year term and an invoice will be emailed to you for payment.

Validity

This quote is valid until 31 December 2020.

Payment

You can pay by credit card via our webstore, (partnered with 2Checkout). If you purchase through 2Checkout, you must contact them directly for all refunds on VAT Tax:

[Buy Now From Our Web Store](#)

*****Please note our new banking details as of March 14, 2019, all payments must be directed to our new account. Our old account with NatWest has been closed, please update your records immediately with the new bank details listed below with Silicon Valley Bank.**

All senders bank charges are the responsibility of the customer and **please ensure the currency you pay in matches the account below.**

Quotation

ZUSQ27882/2

Zemax

Bank Name: Silicon Valley Bank, Alphabet, 14-8 Finsbury Square, London EC2A 1BR

SWIFT CODE: SVBKGB2L

CURRENCY	ACCOUNT	SORT CODE	IBAN
EUR	20188803	62-10-00	GB37SVBK62100020188803
GBP	20188773	62-10-00	GB71SVBK62100020188773
USD	20188811	62-10-00	GB15SVBK62100020188811

Purchase Order Requirements

By accepting this quote, issuing a purchase order or accessing the Product identified above, you, on behalf of yourself and any other person or entity on whose behalf you are obtaining the Product, agree that the EULA and the Terms of Service will govern in all respects and any purchase order terms or other terms presented by you will have no force or effect.

Purchase orders must include **Net 30 Terms, item being purchased or reference quote number and our correct UK Address.**

Send Your Order to:

Email: Eleonore.Waddelow@zemax.com
Phone: +44 (0) 1279 810911
Fax: +44 (0) 1279 810912

Any Questions? Contact me:

Sales Contact: Eleonore Waddelow
Email: Eleonore.Waddelow@zemax.com
Phone: +44.1279.810911 x219

Zemax Europe Ltd
8 Riverside Business Park,
Stoney Common Road,
Stansted, UK
CM24 8PL



Dettaglio: Azioni
Modifica
Nuovo
Imposta gara non aggiudicata
Invia dati richiesta CIG
Invia dati a Vigilanza
Controllo dati ai fini di L.190/2012
Comunicazioni
Ricevute
Inviare
Nuova comunicazione
Documenti
Modelli predisposti
Docum. associati
Note ed avvisi
Informazioni pagina
Scadenario attività
Torna...
Indietro

Gara a lotto unico G00265

[Dati generali](#) [Altri dati](#) [Documenti e atti](#) [Ditte concorrenti](#) [Aggiudicazione](#) [Contratto](#) [Pubblicità gara](#)

Dati generali

Codice gara	G00265
Numero gara ANAC	
Codice CIG	ZAC2F6D0A1
Esente CIG?	No
Data acquisizione codice CIG	26/11/2020
Tipo di appalto	Forniture
Tipo di settore	Ordinario
Oggetto	Licenza Network Zemax per progettazione ottica
Tipo di procedura	Affidamento diretto
Ammesse offerte in aumento?	No
Stato della gara	In aggiudicazione

Atto autorizzativo

Tipo atto	Determinazione
Data	12/11/2020
Numero	525/2020

Stazione appaltante e RUP

Codice stazione appaltante	<u>000010</u>
Denominazione	<u>OSSERVATORIO ASTRONOMICO DI BRERA</u>
Codice responsabile unico procedimento	<u>000002</u>
Nome	<u>Marco Riva</u>

Durata del contratto

Data inizio prevista	
Durata	
espressa in	giorni

Termini di consegna dei beni o di esecuzione dei servizi

Consegna entro il	
Consegna entro n.gg.da stipula contratto	

Importo a base di gara, IVA esclusa

Importo totale	7.400,00 €
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Prestazione principale

Codice prestazione	
Descrizione	
Importo	

Altri dati relativi alla procedura

Oggetto contratto	Acquisto
Somma urgenza?	No
Norma di riferimento	D.Lgs.50/2016 art.36
Ulteriore dettaglio norma di riferimento	
Note	

Estremi invito

Data invito ditte	11/12/2020
Numero lettera invito	

Termini per la presentazione dell'offerta

Data	14/12/2020
Ora	11:30
Presentazione presso	Stazione appaltante
Numero giorni di validità offerta	
Data termine richiesta chiarimenti	
Data termine risposta chiarimenti	

[Modifica](#) [Nuovo](#)



Dettaglio: Azioni
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Docum. associati
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Gara a lotto unico G00265

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Luogo principale di esecuzione o consegna

Provincia
Comune
Codice ISTAT del comune
Località
Note

Contributo a Autorità Nazionale AntiCorruzione

Contributo della ditta
Contributo della staz.appaltante

Cauzione provvisoria

Percentuale	0 %
Importo	

Copertura assicurativa

Tipologia
Importo
Note

CPV

Codice CPV principale

Codice CUP

Codice CUP di progetto	C42F16000220005
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Programmazione

CUI
Prima annualità dell'ultimo programma

Dati complementari per la presentazione della domanda di partecipazione o dell'offerta

Codice NUTS	
Modalità di realizzazione	Contratto d'appalto

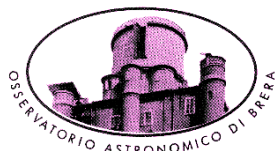
Gestione del sopralluogo

Sopralluogo obbligatorio?	No
Data termine	
Ora	
Contatto di riferimento	

Modifica

Smart CIG: Dettaglio dati CIG

Dettagli della comunicazione	
CIG	ZAC2F6D0A1
Stato	CIG COMUNICATO
Fattispecie contrattuale	CONTRATTI DI IMPORTO INFERIORE A € 40.000
Importo	€ 7.371,00
Oggetto	Licenza Network Zemax per progettazione ottica
Procedura di scelta contraente	AFFIDAMENTO DIRETTO
Oggetto principale del contratto	FORNITURE
CIG accordo quadro	-
CUP	C42F16000220005
Disposizioni in materia di centralizzazione della spesa pubblica (art. 9 comma 3 D.L. 66/2014)	Lavori oppure beni e servizi non elencati nell'art. 1 dPCM 24/12/2015
Motivo richiesta CIG	Stazione appaltante non soggetta agli obblighi di cui al dPCM 24 dicembre 2015



Istituto Nazionale di Astrofisica

OSSERVATORIO ASTRONOMIC
DI BRERA



Determinazione nomina RUP n. 525/2020

IL DIRETTORE

VISTO il D.Lgs. 23 luglio 1999, n. 296 di istituzione dell'INAF;
VISTO il D.Lgs. 4 giugno 2003, n. 138 di riordino dell'INAF, pubblicato nella G.U. n. 140/2003;
VISTO il D.Lgs. 31 dicembre 2009, n. 213 di riordino degli enti di ricerca in attuazione dell'art. 1 della Legge 27 settembre 2007, n. 165;
VISTO lo Statuto dell'INAF entrato in vigore dal 24 settembre 2018;
VISTO il Disciplinare di Organizzazione e Funzionamento dell'INAF;
VISTO il Regolamento sull'amministrazione, sulla contabilità e sull'attività contrattuale dell'INAF;
VISTA la richiesta motivata di ordinazione allegata;

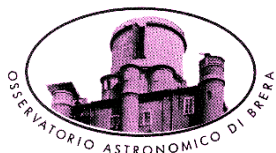
DETERMINA

di nominare __ **Marco Riva** __ quale Responsabile Unico del Procedimento relativo al seguente acquisto/fornitura del bene/i e/o servizio/i e/o esecuzione di lavori di cui alla seguente richiesta motivata di ordinazione allegata: **Licenza Network Zemax per progettazione ottica**

Merate, 12 novembre 2020

IL DIRETTORE

Dr. Gianpiero Tagliaferri



Al Direttore

RICHIESTA MOTIVATA DI ORDINAZIONE

Il sottoscritto Riva Marco richiede l'acquisto/fornitura del/i seguente/i bene/i e/o servizio/i
(N.B. non usare sigle o codici articoli) e/o l'esecuzione di lavori di importo inferiore a € 40.000,00
(D.Lgs.50/16 – "Codice dei contratti pubblici" e seguenti modificazioni) relativamente al contratto/progetto
sotto indicato:

Licenza Network Zemax

con la seguente motivazione*: Progettazione ottica

(eventualmente descritta più in dettaglio in lettera allegata)

con copertura di spesa massima presunta di € 8000 a carico del
contratto/progetto: Maory

Funzione Obiettivo (FO) _____

CAP _____

INVENTARIABILE: SI ☐ NO ☒

Se trattasi di bene inventariabile:

- specificare se singolarmente ovvero se fa parte di costruzione in economia (in tale caso segnalare anche il nome dello strumento in costruzione): _____
- indicare l'Utilizzatore Finale: _____
(se l'Utilizzatore Finale non è strutturato, indicare anche il Responsabile scientifico di riferimento)
- indicare l'ubicazione mediante numero locale (non x i beni portatili): _____

N.B. In caso di manutenzione specificare se ordinaria o straordinaria: _____

Milano/Merate, 10-11-2020

Il richiedente (nominativo e firma)

Il Responsabile Scientifico/Titolare dei fondi
(Nominativo e firma)

European Single Procurement Document (ESPD)

Part I: Information concerning the procurement procedure and the contracting authority or contracting entity

Information about publication

For procurement procedures in which a call for competition has been published in the Official Journal of the European Union, the information required under Part I will be automatically retrieved, provided that the electronic ESPD-service is used to generate and fill in the ESPD. Reference of the relevant notice published in the Official Journal of the European Union:

Notice number in the OJS:

-

OJS URL

National Official Journal

-

In case publication of a notice in the Official Journal of the European Union is not required, please give other information allowing the procurement procedure to be unequivocally identified (e. g. reference of a publication at national level)

Identity of the procurer

Official name:

Zemax Europe Ltd

Country:

United Kingdom

Information about the procurement procedure

Type of procedure

Open procedure

Title:

-

Short description:

Optical design software procurement

File reference number attributed by the contracting authority or contracting entity (if applicable):

Part II: Information concerning the economic operator

A: Information about the economic operator

Name:

Zemax Europe Ltd

Street and number:

6 Riverside Business Park Stoney Common Rd

Postcode:

CM248PL

City:

Stansted

Country:

United Kingdom

Internet address (web address) (if applicable):

<https://www.zemax.com/>

E-mail:

eusales@zemax.com

Telephone:

+44 1279 810 911

Contact person or persons:

Brandy Clark

VAT number, if applicable:

GB632337065

If no VAT number is applicable, please indicate another national identification number, if required and applicable

-

Is the economic operator a Micro, a Small or a Medium-Sized Enterprise?

☐ Yes

☒ No

Only in case the procurement is reserved: is the economic operator a sheltered workshop, a 'social business' or will it provide for the performance of the contract in the context of sheltered employment programmes?

☐ Yes

☒ No

If applicable, is the economic operator registered on an official list of approved economic operators or does it have an equivalent certificate (e.g. under a national (pre)qualification system)?

☐ Yes

☒ No

- In addition, please complete the missing information in Part IV, Sections A, B, C or D as the case may be ONLY if this is required in the relevant notice or procurement documents

e) Will the economic operator be able to provide a certificate with regard to the payment of social security contributions and taxes or provide information enabling the contracting authority or contracting entity to obtaining it directly by accessing a national database in any Member State that is available free of charge?

☐ Yes

☒ No

If the relevant documentation is available electronically, please indicate:

-

Is the economic operator participating in the procurement procedure together with others?

☐ Yes

☒ No

Where applicable, indication of the lot(s) for which the economic operator wishes to tender:

-

B: Information about representatives of the economic operator #1

- Where applicable, please indicate the name(s) and address(es) of the person(s) empowered to represent the economic operator for the purposes of this procurement procedure:

First name

Brandy

Last name

Clark

Date of birth

May 23, 1977

Place of birth

United States-Bremerton, WA

Street and number:

-

Postcode:

-

City:

-

Country:

United States

E-mail:

brandy.clark@zemax.com

Telephone:

-

Position/Acting in the capacity of:

Sr. Manager of Financial Operations

If needed, please provide detailed information on the representation (its forms, extent, purpose ...):

Sr. Manager of Financial Operations

C: Information about reliance on the capacities of other entities

Does the economic operator rely on the capacities of other entities in order to meet the selection criteria set out under Part IV and the criteria and rules (if any) set out under Part V below?

☐ Yes

☒ No

D: Information concerning subcontractors on whose capacity the economic operator does not rely

- (Section to be filled-in only if this information is explicitly required by the contracting authority or contracting entity.)

Does the economic operator intend to subcontract any share of the contract to third parties?

☐ Yes

☒ No

- If the contracting authority or contracting entity explicitly requests this information in addition to the information under Part I, please provide the information required under Sections A and B of this Part and Part III for each of the (categories of) subcontractors concerned.

Part III: Exclusion grounds

A: Grounds relating to criminal convictions

Article 57(1) of Directive 2014/24/EU sets out the following reasons for exclusion

Participation in a criminal organisation

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for participation in a criminal organisation, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Article 2 of Council Framework Decision 2008/841/JHA of 24 October 2008 on the fight against organised crime (OJ L 300, 11.11.2008, p. 42).

Your answer?

☐ Yes

☒ No

Is this information available at no cost to the authorities from an EU Member State database?

☐ Yes

☒ No

Corruption

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for corruption, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Article 3 of the Convention on the fight against corruption involving

officials of the European Communities or officials of Member States of the European Union, OJ C 195, 25.6.1997, p. 1, and in Article 2(1) of Council Framework Decision 2003/568/JHA of 22 July 2003 on combating corruption in the private sector (OJ L 192, 31.7.2003, p. 54). This exclusion ground also includes corruption as defined in the national law of the contracting authority (contracting entity) or the economic operator. "

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Fraud

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for fraud, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? Within the meaning of Article 1 of the Convention on the protection of the European Communities' financial interests (OJ C 316, 27.11.1995, p. 48).

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Terrorist offences or offences linked to terrorist activities

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for terrorist offences or offences linked to terrorist activities, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Articles 1 and 3

of Council Framework Decision of 13 June 2002 on combating terrorism (OJ L 164, 22.6.2002, p. 3). This exclusion ground also includes inciting or aiding or abetting or attempting to commit an offence, as referred to in Article 4 of that Framework Decision.

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Money laundering or terrorist financing

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for money laundering or terrorist financing, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Article 1 of Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing (OJ L 309, 25.11.2005, p. 15).

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Child labour and other forms of trafficking in human beings

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for child labour and other forms of trafficking in human beings, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Article 2 of

Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, and replacing Council Framework Decision 2002/629/JHA (OJ L 101, 15.4.2011, p. 1).

Your answer?

☐ Yes

☒ No

Is this information available at no cost to the authorities from an EU Member State database?

☐ Yes

☒ No

B: Grounds relating to the payment of taxes or social security contributions

Article 57(2) of Directive 2014/24/EU sets out the following reasons for exclusion

Payment of taxes

Has the economic operator breached its obligations relating to the payment of taxes, both in the country in which it is established and in Member State of the contracting authority or contracting entity if other than the country of establishment?

Your answer?

☐ Yes

☒ No

Is this information available at no cost to the authorities from an EU Member State database?

☐ Yes

☒ No

Payment of social security

Has the economic operator breached its obligations relating to the payment social security contributions, both in the country in which it is established and in Member State of the contracting authority or contracting entity if other than the country of establishment?

Your answer?

☐ Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

C: Grounds relating to insolvency, conflicts of interests or professional misconduct

Article 57(4) of Directive 2014/24/EU sets out the following reasons for exclusion

Breaching of obligations in the field of environmental law

Has the economic operator, to its knowledge, breached its obligations in the field of environmental law? As referred to for the purposes of this procurement in national law, in the relevant notice or the procurement documents or in Article 18(2) of Directive 2014/24/EU.

Your answer?

☐Yes

☒No

Breaching of obligations in the field of social law

Has the economic operator, to its knowledge, breached its obligations in the field of social law? As referred to for the purposes of this procurement in national law, in the relevant notice or the procurement documents or in Article 18(2) of Directive 2014/24/EU.

Your answer?

☐Yes

☒No

Breaching of obligations in the fields of labour law

Has the economic operator, to its knowledge, breached its obligations in the field of labour law? As referred to for the purposes of this procurement in national law, in the relevant notice or the procurement documents or in Article 18(2) of Directive 2014/24/EU.

Your answer?

☐Yes

☒No

Bankruptcy

Is the economic operator bankrupt? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Insolvency

Is the economic operator the subject of insolvency or winding-up? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Arrangement with creditors

Is the economic operator in arrangement with creditors? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Analogous situation like bankruptcy under national law

Is the economic operator in in any analogous situation like bankruptcy arising from a similar procedure under national laws and regulations? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Assets being administered by liquidator

Are the assets of the economic operator being administered by a liquidator or by the court? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Business activities are suspended

Are the business activities of the economic operator suspended? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐Yes

☒No

Agreements with other economic operators aimed at distorting competition

Has the economic operator entered into agreements with other economic operators aimed at distorting competition?

Your answer?

☐Yes

☒No

Guilty of grave professional misconduct

Is the economic operator guilty of grave professional misconduct? Where applicable, see definitions in national law, the relevant notice or the procurement documents.

Your answer?

☐Yes

☒No

Conflict of interest due to its participation in the procurement procedure

Is the economic operator aware of any conflict of interest, as indicated in national law, the relevant notice or the procurement documents due to its participation in the procurement procedure?

Your answer?

☐Yes

☒No

Direct or indirect involvement in the preparation of this procurement procedure

Has the economic operator or an undertaking related to it advised the contracting authority or contracting entity or otherwise been involved in the preparation of the procurement procedure?

Your answer?

☐Yes

☒No

Early termination, damages or other comparable sanctions

Has the economic operator experienced that a prior public contract, a prior contract with a contracting entity or a prior concession contract was terminated

early, or that damages or other comparable sanctions were imposed in connection with that prior contract?

Your answer?

☐Yes

☒No

Guilty of misinterpretation, withheld information, unable to provide required documents and obtained confidential information of this procedure

Can the economic operator confirm that:

- a) It has been guilty of serious misrepresentation in supplying the information required for the verification of the absence of grounds for exclusion or the fulfilment of the selection criteria,
- b) It has withheld such information,
- c) It has not been able, without delay, to submit the supporting documents required by a contracting authority or contracting entity, and
- d) It has undertaken to unduly influence the decision making process of the contracting authority or contracting entity, to obtain confidential information that may confer upon it undue advantages in the procurement procedure or to negligently provide misleading information that may have a material influence on decisions concerning exclusion, selection or award?

Your answer?

☐Yes

☒No

D: Purely national exclusion grounds

Do the purely national grounds of exclusion, which are specified in the relevant notice or in the procurement documents, apply?

Purely national exclusion grounds

Other exclusion grounds that may be foreseen in the national legislation of the contracting authority's or contracting entity's Member State. Has the economic operator breached its obligations relating to the purely national grounds of exclusion, which are specified in the relevant notice or in the procurement documents?

Your answer?

☐Yes

☒No

Is this information available at no cost to the authorities from an EU Member State database?

☐ Yes

☒ No

Part IV: Selection criteria

α: Global indication for all selection criteria

Concerning the selection criteria the economic operator declares that it satisfies all the required selection criteria

Your answer?

☒ Yes

☐ No

Finish

Part VI: Concluding statements

The economic operator formally declares that the information stated under Parts II - V above is accurate and correct and that it has been set out in full awareness of the consequences of serious misrepresentation.

The economic operator formally declares to be able, upon request and without delay, to provide the certificates and other forms of documentary evidence referred to, except where:

- a) The contracting authority or contracting entity has the possibility of obtaining the supporting documentation concerned directly by accessing a national database in any Member State that is available free of charge (on condition that the economic operator has provided the necessary information (web address, issuing authority or body, precise reference of the documentation) allowing the contracting authority or contracting entity to do so. Where required, this must be accompanied by the relevant consent to such access), or
- b) As of 18 October 2018 at the latest (depending on the national implementation of the second subparagraph of Article 59(5) of Directive 2014/24/EU), the contracting authority or contracting entity already possesses the documentation concerned.

The economic operator formally consents to the contracting authority or contracting entity as set out in Part I, gaining access to documents supporting

the information, which has been provided in Part III and Part IV of this European Single Procurement Document for the purposes of the procurement procedure as set out in Part I.

Date, place and, where required or necessary, signature(s):

Date

04-12-2020

Place

Stansted, UK

Signature

Brandy Clark