

DARS, MOTORWAY COMPANY IN THE REPUBLIC OF SLOVENIA
DARS, d.d.

CHAPTER 6

QUALIFICATION

for

Quality Supervision During the ETS Operation Phase

July 2017

Note to tenderers:

All submitted forms should be signed and completed as shown in the form.

The contents of completed forms must meet the requirements of the form specified in the contract documents, irrespective of the method of completion.

Tenderer (company name / name)

Registered office

.....

No. of entry in the court register (entry No.).....

Contact person

Telephone No.:Fax No.: E-mail:

Country of registration

Identification number (in the tenderer's country)

Tax number (in the tenderer's country)

Confirmation that the legal person identified for VAT under VAT identification number, code dated (filled in only by tenderers registered in the Republic of Slovenia)

Current account number, to which the Contracting Entity shall pay for the work carried out

.....

Other current accounts of the tenderer:

..... at

..... at

..... at

..... at

..... at

Tenderers who are not registered in the Republic of Slovenia should indicate whether they have established a subsidiary in the Republic of Slovenia (data is for information purposes only):

.....

List of tenderer’s authorised representatives:

Name and surname	Type of authorisation: 1 - Legal representative 2 - Procurator 3 - Under authorisation (specify the type of authorisation) 4 - Members of the supervisory body	Signature

Tenderer:

.....

.....

STATEMENT 1

- We hereby accept the conditions of the public tender for the Quality Supervision During the ETS Operation Phase
- We are familiar with all contract documents, which included:
 - 1) Chapter 1 Instructions to Tenderers on the Elaboration of the Tender
 - 2) Chapter 2 Terms of Reference and the Pro-Forma Invoice
 - 3) Chapter 3 Tender form, Tender guarantee
 - 4) Chapter 4 Draft contract and authorisation for the lead partner to conclude the contract
 - 5) Chapter 5 Draft Performance guarantee
 - 6) Chapter 6 Forms and STATEMENTS for establishing the qualifications of tenderers pursuant to the requirements from Chapter 1
 - 7) ESPD form
- We have taken into account the indicated contract documents in the preparation of the tender, and in the case of selection of our tender, we shall take it into account in the implementation of the present contract.
- We agree that the contract documents form an integral part of the contract.
- We are registered with the competent authority and have the activity, which is the subject of the procurement and for which we give the tender, specified in the company basic act.
- No final judgement, which has elements of criminal offences defined in Criminal Code (Official Gazette of RS, Nos. 50/12 - official consolidated text and 54/15; hereinafter: KZ-1) or in the first paragraph of Article 75 of the ZJN-3 has been delivered to us or any person who is a member of our administrative, managerial or supervisory body, or who is authorised to represent it or make decisions or supervise it.
- We are not listed in the register of business entities with negative references on the last date for the submission of tenders.
- In the last three years prior to the deadline for the submission of tenders, we were not fined for an offence in connection with a payment for work upon a final decision of the competent authority of the Republic of Slovenia or another Member State or third country more than once.

- On the day of submitting the tender, we fulfil statutory duties and other pecuniary non-tax obligations in accordance with the law governing financial administration, which are collected by the tax authority in accordance with the regulations of the country, in which it has an established head office, or regulations of the country of the Contracting Entity, or the value of overdue liabilities does not equal EUR 50 or more, and we have submitted all withholding tax returns on income from employment relationships for the last five years up to the date of submission of the tender.
- We are not in bankruptcy.
- In the last 6 months prior to the deadline for the submission of tenders based on the procurement, we did not have individual accounts blocked for more than 15 days (the total number of days of blockage in 6 months). We agree that in the event of the Contracting Entity's request, we shall submit to the Contracting Entity evidence showing that the individual account has not been blocked for more than 15 days (in the total duration) in the last six months prior to the submission of tender, within the period determined by the Contracting Entity.
- In connection with previous contracts on the implementation of procurement concluded with the Contracting Entity, DARS d.d., we were not subject to a termination of the contract on the implementation of procurement or a redemption of a performance guarantee.
- Under the Contract on the establishment and operation of a multi-lane electronic toll collection system in free-flow traffic on motorways and expressways, DARS No. 717/2016 dated 06 September 2016, under the contract "Implementation of engineering services in the establishment of an electronic toll collection system in free-flow traffic, Lot A: Implementation of engineering services in the technological segment of the project", DARS No. 722/2016 dated 02 September 2016, or under the contract "Implementation of engineering services in the establishment of an electronic toll collection system in free-flow traffic, Lot B: Implementation of engineering services in the information segment of the project", DARS No. 734/2016 dated 08 September 2016;
- We did not and shall not provide seriously misleading explanations when providing information required for the purpose of establishing the grounds for exclusion or for fulfilling the relevant selection criteria and will disclose this information and submit the certificates as required by the Article 79 of the above law.
- In the preparation of tender, we considered the provisions of the Prevention of Restriction of Competition Act and did not prepare the tender contrary to the rules of competition.

- We prepared the tender individually and independently.

The undersigned hereby give our formal consent to DARS d.d. to acquire information regarding the tender Quality Supervision During the ETS Operation Phase, 000084/2017 for the purpose of verifying the offer in accordance with Article 89 of the ZJN-3 in the uniform information system – eDosje in accordance with paragraph 9 of Article 77 of the ZJN-3.

In _____, on _____ THE TENDERER (signature) _____

REPORT ON THE TENDERER'S FINANCIAL STATUS

Please provide all information in euros (EUR)!

TO BE COMPLETED:

Tenderer's revenue from net sales in the past three years:

	Revenue from net sales (in EUR)
year - 3 – 2013	
year - 2 – 2014	
year - 1 – 2015	

Signature of the tenderer

LIST OF THE TENDERER'S REFERENCES

Client's name	Subject of reference works	Date of completion	Value of reference works

In _____, on _____ signature _____

CONFIRMATION OF REFERENCE WORK FOR THE TENDERER

Company name and address of the client:

The client's contact person (name, surname, position):,

tel.:, fax:

Company name of the Contractor:

Subject of the contract, the client's contract document number and the date of contract conclusion (contract and annexes):

With the indicated confirmation, the client confirms that the Contractor performed the following contractual work for the client:

1. **the implementation of the quality supervision system for the electronic toll collection system in free flow traffic** YES / NO
2. **at least 1 year quality supervision of this electronic toll collection system in free flow traffic** YES / NO¹

The system was implemented in the country:

.....

on (state the implementation date).....

The quality supervision took place from to

.....

The joint total value of the quality supervision system implementation and 1 year quality supervision in EUR incl. VAT

.....

The Contractor performed the indicated works as a main contractor / as a partner in a group of contractors / as a sub-contractor², whose share was% of the value of works.

¹ Circle the appropriate answer.

² underline accordingly

A short description of the performed services related to defining and evaluating the parameters (toll collection reliability level, level of successfully discovered and prevented violations, successful license plate recognition level, successful vehicle detection level, successful vehicle classification rate, level of equipment availability on points of sale):

.....

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.....

The Contractor performed works under the contract correctly and on time.

Date of issue of the confirmation:

For the client / Investor:

(Name and Surname)

(Signature)

LIST OF STAFF:

Succ. No.	EXPERT FIELD	NAME, SURNAME	EMPLOYED BY THE TENDERER (yes/no)	INDICATION OF REFERENCES PURSUANT TO THE REQUIREMENT UNDER SUB-CLAUSE 5.1 (I) OF THE INSTRUCTIONS
1	Project Manager			
2	QS-SLMM expert			
3	Data Analysis Expert			
4	ETS expert			
5	Statistics Expert			

Signature of the tenderer :

CONFIRMATION OF REFERENCE WORK FOR THE STAFF
(project manager, QS-SLAMM expert, ETS expert)

Company name and address of the client:

The client's contact person (name, surname, position):,

tel.:, fax:

Company name of the Contractor:

With this confirmation the client / Investor confirms that (name and surname):

.....

was one of the key advisors under the contract (subject of the contract, contract number, date
of conclusion of the contract):

.....

.....

With this confirmation the client confirms that the staff:

a) performed the function of a project manager

YES / NO

**b) as a responsible person prepared and established a service level assessment
methodology model YES / NO**

c) as a responsible person for the technical part:

**1. was working on the implementation of the FF ETS and at least 1 year on insuring
a successful operation of this FF ETS YES / NO**

OR

**2. was working on the implementation of the quality supervision system for
establishing the effectiveness and the achievement of the operational quality
level of the FF ETS and has been supervising the system quality during the system
operation (effectiveness and achieving the quality level) for at least 1 year using a
working system which he/she had implemented
..... YES / NO³**

For the staff under a, b, and c2:

³ Circle the appropriate answer.

A short description of the performed services related to defining and evaluating the parameters (toll collection reliability level, level of successfully discovered and prevented violations, successful license plate recognition level, successful vehicle detection level, successful vehicle classification rate, level of equipment availability on points of sale):

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

The system was implemented in the country:

..... on (state the implementation date)

The supervision took place from to

.....

The joint total value of the quality supervision system implementation and 1 year quality supervision in EUR incl. VAT (only for staff under a and b)

For the staff under c1:

A short description of works performed in the implementation of the FF ETS and on ensuring the successful system operations

.....

.....

.....

.....

.....

.....

.....

.....

.....

The system was implemented in the country:

..... on (state the implementation date)

The staff worked on the ensuring of successful system operation from to
.....

The indicated staff carried out works under the contract correctly and on time.

Date of issue of the confirmation:

For the client / Investor:

(Name and Surname)

(Signature)

CONFIRMATION OF REFERENCE WORK FOR THE STAFF

(data analysis expert, statistics expert)

Company name and address of the client:

The client's contact person (name, surname, position):,

tel.: , fax:

Company name of the Contractor:

With this confirmation the client / Investor confirms that (name and surname):

.....

was one of the key advisors under the contract (subject of the contract, contract number, date
of conclusion of the contract):

.....

.....

With this confirmation the client confirms that the staff performed for the client:

a) data analysis as a responsible person including the data acquisition and data
verification YES / NOb) statistical data processing as a responsible person YES / NO⁴

Short description of works:

.....

.....

.....

Works were completed (specify the date of completion)

Value of reference works (data analysis / statistical data processing) in EUR incl. VAT

.....

The indicated staff carried out works under the contract correctly and on time.

Date of issue of the confirmation:

For the client / Investor:

(Name and Surname)

⁴ Circle the appropriate answer.

(Signature)

INDICATION OF ADDITIONAL REFERENCES PURSUANT TO THE REQUIREMENT UNDER SUB-CLAUSE 13.2 OF THE INSTRUCTIONS (CRITERION)

Succ. No.	NAME, SURNAME	INDICATION OF REFERENCES PURSUANT TO THE REQUIREMENT UNDER SUB-CLAUSE 13.2 OF THE INSTRUCTIONS
1		
2		
3		

Signature of the tenderer :

LIST OF SUBCONTRACTORS TO WHICH THE TENDERER SHALL ENTRUST PARTIAL CONTRACT IMPLEMENTATION (COMPLETE IN THE EVENT OF SUBCONTRACTORS):

Subcontractor (Company name, full address)	Description of the contract work, which will be performed by subcontractor	Value of sub-contracted works (in EUR excl. VAT)

Note: In this form, the tenderer should indicate all subcontractors!

Signature of the tenderer

SUBCONTRACTOR INFORMATION

Company name / name

.....

Registered office

.....

Country of registration

Identification number (in the tenderer's country)

Tax number (in the tenderer's country)

Current account number, to which the Contracting Entity shall pay to the subcontractor for the work carried out at

.....(complete only in the case that the subcontractor requires direct payment)

Subcontractor requires direct payment by the Contracting Entity: YES NO (if the subcontractor circles YES, it must complete and sign the "SUBCONTRACTOR's REQUEST" form.

List of the subcontractor's authorised representatives (legal representatives, procurators, persons authorised and members of the supervisory body):

Name and surname	Type of authorisation: 1 - Legal representative 2 - Procurator 3 - Under authorisation (specify the type of authorisation) 4 - Members of the supervisory body	Signature

In _____, on _____ **THE SUBCONTRACTOR (signature)** _____

Subcontractor:

.....

.....

STATEMENT 2

- We are registered with the competent authority and have the activity, which is the subject of the procurement and for which we give the tender, specified in the company basic act.
- No final judgement, which has elements of criminal offences defined in Criminal Code (Official Gazette of RS, Nos. 50/12 - official consolidated text and 54/15; hereinafter: KZ-1) or in the first paragraph of Article 75 of the ZJN-3 has been delivered to us or any person who is a member of our administrative, managerial or supervisory body, or who is authorised to represent it or make decisions or supervise it.
- We are not listed in the register of business entities with negative references on the last date for the submission of tenders.
- In the last three years prior to the deadline for the submission of tenders, we were not fined for an offence in connection with a payment for work upon a final decision of the competent authority of the Republic of Slovenia or another Member State or third country more than once.
- On the day of submitting the tender, we fulfil statutory duties and other pecuniary non-tax obligations in accordance with the law governing financial administration, which are collected by the tax authority in accordance with the regulations of the country, in which it has an established head office, or regulations of the country of the Contracting Entity, or the value of overdue liabilities does not equal EUR 50 or more, and we have submitted all withholding tax returns on income from employment relationships for the last five years up to the date of submission of the tender.
- We are not in bankruptcy.
- In the last 6 months prior to the deadline for the submission of tenders based on the procurement, we did not have individual accounts blocked for more than 15 days (total number of days of blockage in 6 months). We agree that in the event of the Contracting Entity's request, we shall submit to the Contracting Entity evidence showing that the individual account has not been blocked for more than 15 days (in the total duration) in

the last six months prior to the submission of tender, within the period determined by the Contracting Entity.

- In connection with previous contracts on the implementation of procurement concluded with the Contracting Entity, DARS d.d., we were not subject to a termination of the contract on the implementation of procurement or a redemption of a performance guarantee.
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- We did not and will not provide seriously misleading explanations when providing information required for the purpose of establishing the grounds for exclusion or for fulfilling the relevant selection criteria, and will disclose this information and submit the certificates as required by the Article 79 of the above law.

The undersigned hereby give our formal consent to DARS d.d. to acquire information regarding the tender Quality Supervision During the ETS Operation Phase, 000084/2017 for the purpose of verifying the offer in accordance with Article 89 of the ZJN-3 in the uniform information system – eDosje in accordance with paragraph 9 of Article 77 of the ZJN-3.

In _____, on _____ THE SUBCONTRACTOR (signature) _____

Subcontractor:
.....
.....

SUBCONTRACTOR’S REQUEST

In the public tender **Quality Supervision During the ETS Operation Phase** we request to be paid directly by the Contracting Entity.

In _____, on _____ **THE SUBCONTRACTOR (signature)** _____

Subcontractor:

.....

.....

C O N S E N T

(Complete in the case that the subcontractor requires direct payment)

We hereby give our consent that the Contracting Entity settles our claims towards the main contractor instead of the main contractor with which we work together in the public tender **Quality Supervision During the ETS Operation Phase.**

In _____, on _____ THE SUBCONTRACTOR (Signature) _____

LIST OF DOCUMENTS INCLUDED IN THE TENDER:

1. Chapter 1 - Instructions to Tenderers on the Elaboration of the Tender
2. Chapter 2 – Terms of Reference and the Pro-Forma Invoice
3. Tenderer's concept
4. Chapter 3, which includes:
 - Tender form
5. Chapter 4 - Draft contract and authorisation for the lead partner to conclude the contract (the authorisation must be included with the tender only when there is a group of tenderers and for each partner separately)
6. Chapter 6, which includes:
 - Form 5.1 (a) - Tenderer Information
 - The list of tenderer's authorised representatives and their signatures. If the list includes persons authorised (representation by authority), it must be accompanied by authorisations for signing.
 - STATEMENT 1 (next to STATEMENT 1 possibly also a filled out and signed ESPD form)
 - Form 5.1 (j) Report on the tenderer's financial status for the past three years
 - Form 5.1 (k) - LIST OF REFERENCES
 - Reference certificates
 - Form 5.1 (l) - LIST OF STAFF
 - Reference certificates
 - INDICATION OF ADDITIONAL REFERENCES (13.2 - criteria)
 - Copy of the ISO 9001:2008 (2015) certificate
 - Form 5.1 (o) Information on potential subcontractors
 - The "SUBCONTRACTOR INFORMATION" forms for all subcontractors indicated in Form 5.1 (o)
 - Subcontractor's request, only if the subcontractor requires direct payments
 - Subcontractor's consent that the Contracting Entity settles its claims towards the main contractor instead of the main contractor – for all subcontractors who require direct payment
7. ESPD form (optional)
8. Copy of the agreement or contract between the group of contractors' partners, and copies of other documents in connection with such an agreement (in the case of a joint tender of a group of two or more contractors).

We confirm that the tender contains all documents indicated in the list above.

Tenderer's Signature: