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No. 1048794341/2023– Odl.
Date: 17. 4. 2023

Based on Article 90 of the Public Procurement Act (Official Gazette of the Republic of Slovenia, no. 91/15, 14/18, 121/21, 10/22, 74/22 – decision of the Constitutional Court and 100/22 – ZNUZSZS; hereinafter "ZJN-3"), GEN-I, d.o.o. Vrbina 17, 8270 (hereinafter: the contracting authority), represented by the CEO Maks Helbl and member of the board Sandi Kavalič, hereby adopts the following

Decision on the award of a public contract

Forecast of residual load (electrical energy) with assessment of weather effects
(Internal reference no. 1048794341/2023)

The public contract published on the Public Procurement Portal under publication number JN001467/2023-W01 on 16 March 2023 is awarded to the bidder Tesla (Europe) Ltd, 42-43 Lower Marsh, SE1 7RG, London, United Kingdom in the amount of EUR 96,000.91, exclusive of VAT.

Explanation:

The public tender for the subject contract was carried out through a small value procurement procedure in accordance with Article 47 of ZJN-3. The deadline for submission of bids was 30 March 2023 at 1 p.m. Two bids were received on time, namely the bids of Meteomatics GmbH, Shiffbauerdamm 40, Room 5309, 10117 Berlin, Germany in the amount of EUR 50,000.00, exclusive of VAT, and Tesla (Europe) Ltd in the amount of EUR 96,000.00, exclusive of VAT.

1. Verification of the admissibility of bids

The contracting authority sorted the bids according to the criterion. The evaluation took place pursuant to the criteria set out in tender document “BID PREPARATION INSTRUCTIONS”.

a) Evaluation of bid from Meteomatics GmbH:

1. Total price - max. 40 points
Meteomatics GmbH offered price of 50.000,00 EUR/per year.
According to the formula and rules set in “BID PREPARATION INSTRUCTIONS”, this bidder scored 40 points due to this criteria.

2. Quality criteria - Criterion MAPE - max. 60 points
Meteomatics GmbH offered monthly MAPE interval 7-10%.
According to the formula and rules set in “BID PREPARATION INSTRUCTIONS”, this bidder scored in (5,71 + 7,06 + 8) = 20,77 points.

The total number of points this bidder scored is 60,77 points.

3. In tender document “Tehnical specification” it is set on:
“References as the bidder's business ability speak of the bidder's knowledge, presence on the market and his experience in the relevant field for which the subject public procurement is being carried out, with which the bidder as a business entity has confirmed that he is able and knows how to perform the subject of the procurement. The provider must have appropriate references, i.e. that it is from 01.01.2018. concluded and successfully executed at least three contracts with the same subject of the order as in his public notice by the date of submission of the offer.”

Meteomatics GmbH submited proof of having executed three contracts (all completed in 2018.), but the subject of order was not same (refer to renewable energy sources) as stated in this public tender (Forecast of residual load).

b) Evaluation of bid from Tesla (Europe) Ltd:

1. Total price - max. 40 points

Tesla (Europe) Ltd offered price of 96.000,00 EUR/per year.
According to the formula and rules set in “BID PREPARATION INSTRUCTIONS”, this bidder scored 20,83 points due to this criteria.

2. Quality criteria - Criterion MAPE - max. 60 points
Tesla (Europe) Ltd offered monthly MAPE interval 2-4%.
According to the formula and rules set in “BID PREPARATION INSTRUCTIONS”, this bidder scored in (20 + 20 + 20) = 60 points.

The total number of points this bidder scored is 80,83 points.

3. In tender document “Tehnical specification” it is set on:
“References as the bidder's business ability speak of the bidder's knowledge, presence on the market and his experience in the relevant field for which the subject public procurement is being carried out, with which the bidder as a business entity has confirmed that he is able and knows how to perform the subject of the procurement. The provider must have appropriate references, i.e. that it is from 01.01.2018. concluded and successfully executed at least three contracts with the same subject of the order as in his public notice by the date of submission of the offer.”

Tesla (Europe) Ltd submited proof of having executed three contracts (completed in 2022. and 2023.), with the subject of order same as stated in this public tender (Forecast of residual load).

Taking into account the total number of scored points, as well as the fulfilled condition regarding references, we declare that Tesla was selected as the most favorable bidder.

The Contracting Entity further concluded that the offer of the Tesla (Europe) Ltd provider meets all the client's conditions specified in the tender documentation, the provider has no reasons for exclusion, the offer is timely, meets the client's needs and requirements, is not assessed as unusually low and the price does not exceed the client's guaranteed funds, therefore, in accordance with point 29 of the first paragraph of Article 2 of the ZJN-3, he assessed it as admissible.

1. **Pravni pouk**

A request for review of the procedure for awarding the public contract may be lodged within 5 working days from the receipt of this decision. The decision is deemed to have been served on the day it is published on the Public Procurement Portal. The request for review shall be submitted via the eRevizija portal. The applicant must pay a fee of EUR 1,920.00 to the transaction account of the Ministry of Finance, account number SI560110 0100 0358 802, opened at Bank of Slovenia, Slovenska 35, 1505 Ljubljana, Slovenia, SWIFT CODE: BSLJSI2X, IBAN: SI56011001000358802, reference 11 16110-7111290-00146723.

CEO
Maks Helbl



Member of the board
Sandi Kavalič

