



EVROPSKÁ UNIE
Evropské strukturální a investiční fondy
Operační program Výzkum, vývoj a vzdělávání



Procurement documentation

SUPPLY OF THE GADAST DETECTOR MODULES

It is an above-threshold public contract pursuant to the provisions of Section 25 of Act No. 134/2016 Coll., on Public Procurement (the "Act") awarded in an open procurement procedure pursuant to the provisions of Section 56 of the Act.

LAWYA

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1. GENERAL INFORMATION ON THE PUBLIC CONTRACT

Public contract identification:	Supply of the GADAST detector modules
Registration No. in the Public Procurement Register:	Z2024-064606
Public contract type:	Supplies
Public contract regime:	Above-threshold public contract
Procurement procedure type:	Open procedure
Contracting Authority:	Silesian University in Opava
Address of the CA:	Na Rybníčku 626/1, 746 01 Opava
ID No.:	47813059
Legal form of the CA:	331 – Funded organisation
Represented by:	doc. Mgr. Tomáš Gongol, Ph., rector
Address of the CA profile:	https://zakazky.slu.cz
Project identification:	Laboratoř pro výzkum s antiprotony a těžkými ionty - účast České republiky - OP III.
Project number:	CZ.02.01.01/00/23_015/0008181

(“Public contract”, “Contracting Authority”, “Project”)

2. INFORMATION ON THE DEADLINES AND PLACE OF SUBMITTING TENDERS

Commencement of the procurement procedure:	19. 12. 2024
Deadline for submitting tenders:	3. 2. 2025 v 10:00
Additional information may be obtained from:	The contact person for the procurement procedure
Place for submission of tenders:	https://zakazky.slu.cz

3. CONTACT PERSON FOR THE PROCUREMENT PROCEDURE

Contractual representative of the Contracting Authority:	LAWYA tender, s.r.o.
Contact address:	Králova 298/4, Žabovřesky, 616 00 Brno
ID No.:	03584607
Contact person:	Mgr. Lukáš Pruška, Mgr. Anna Holycross
Phone:	+420 543 216 310
E-mail:	slu@lawya.cz

All communication between the Contracting Authority and the Suppliers, including the submission of tenders, will take place in electronic form via the E-ZAK electronic tool (“**electronic tool**”).

4. PERSONS OTHER THAN THE CONTRACTING AUTHORITY WHO HAVE PARTICIPATED IN THE PREPARATION OF THE PROCUREMENT DOCUMENTATION

- 4.1.1. The following persons other than the contracting authority participated in the preparation of the procurement documentation:
- a) The contractual representative of the Contracting Authority participated in the processing of the text section of the procurement documentation to the extent specified by the Contracting Authority. The contractual representative of the Contracting Authority drafted mainly the general section of the procurement documentation and in cooperation with the Contracting Authority, the requirements for qualification, evaluation and general terms and conditions were prepared.
- 4.1.2. The subject matter of the public contract was determined exclusively by the Contracting Authority.

5. SUBJECT MATTER OF THE PUBLIC CONTRACT

5.1. SUBJECT MATTER OF THE PUBLIC CONTRACT

- 5.1.1. The aim of the procurement procedure is to conclude a contract between the Contracting Authority and the supplier, the subject matter of which consists of the supply of 32 GADAST detector modules, which will be used for experiments in the international organization FAIR.
- 5.1.2. The subject of the supply is specified in more detail in the Technical specification of the subject matter of the public contract and in the Purchase Agreement, which constitute the annexes to this procurement documentation (hereinafter only as the “**Procurement documentation**”).

5.2. PLACE OF PERFORMANCE

- 5.2.1. The place of performance is specified in the draft of the Purchase Agreement.

5.3. TERM OF PERFORMANCE

- 5.3.1. The date of performance of the public contract is specified in the draft of the Purchase Agreement

6. CPV CLASSIFICATION AND ESTIMATED VALUE

6.1. CPV

6.1.1. Main CPV code

8000000-5 – Laboratory, optical and precision equipment (excl. glasses)

6.2. ESTIMATED VALUE

- 6.2.1. The estimated value is 6 463 776 CZK exclusive of VAT for the 32 modules. The total tender price offered by the Supplier must not exceed the estimated value.

7. QUALIFICATION REQUIREMENTS

7.1. BASIC QUALIFICATION

- 7.1.1. Pursuant to Section 74 (1) of the Act, a Supplier shall not be deemed qualified should they:
- a) Have been finally convicted, in the country of its registered office, of an offence concerning the offence referred to in Annex 3 to the Act in the last 5 years prior to the commencement of the procurement procedure or a similar offence under the law of the Supplier's country of the registered office; any expunged convictions shall not be taken into account,
 - b) Have tax arrears due in the Czech Republic or in the country of its registered office;
 - c) Have arrears in insurance premiums or penalties for public health insurance in the Czech Republic or in the country of its registered office;
 - d) Have arrears in insurance premiums or penalties for social security and contribution to the national employment policy in the Czech Republic or in the country of its registered office;
 - e) Be in bankruptcy, a bankruptcy decision has been issued against the Supplier, the Supplier has entered into compulsory administration pursuant to another legal regulation or is in a similar situation pursuant to the law of the Supplier's country of the registered office.
- 7.1.2. If the Supplier is a legal entity, the condition under Section 74 (1) (a) of the Act shall be complied with by this legal entity in addition to every member of its statutory body. Should a legal entity serve as a member of the Supplier's statutory body, the condition pursuant to Section 74 (1) (a) of the Act shall be complied with by:
- a) This legal entity;
 - b) Any member of the statutory body of this legal entity; and
 - c) Any persons representing this legal entity in the statutory body of the Supplier.
- 7.1.3. If a branch of a foreign legal entity's company participates in the procurement procedure, the condition pursuant to Section 74 (1) (a) of the Act shall be complied with by this legal entity and the branch manager; in the case of the Czech legal entity, the condition pursuant to Section 74 (1) (a) of the Act shall be complied with by the persons specified in Section 74 (2) of the Act and the branch manager.
- 7.1.4. The compliance with the terms and conditions of basic qualification in relation to the Czech Republic shall be ascertained by the Supplier in the tender by submitting:
- a) An extract from the Criminal Records Register in relation to Section 74 (1) (a) of the Act;
 - b) A certificate by the competent tax authority in relation to Section 74 (1) (b) of the Act;

- c) A written sworn statement concerning the consumption tax in relation to Section 74 (1) (b) of the Act;
- d) A written sworn statement in relation to Section 74 (1) (c) of the Act;
- e) A certificate by the competent district social security administration in relation to Section 74 (1) (d) of the Act;
- f) An extract from the Commercial Register, or by submitting a written sworn statement in the event that the Supplier is not registered in the Commercial Register, in relation to Section 74 (1) (e) of the Act.

7.2. PROFESSIONAL QUALIFICATION

- 7.2.1. The compliance with the professional eligibility according to Section 77 (1) of the Act shall be demonstrated by the Supplier in relation to the Czech Republic by submitting an extract from the Commercial Register or any other similar records, if another legal regulation requires entry in any such records.
- 7.2.2. The compliance with the professional eligibility is to be demonstrated by submitting the relevant documents.

7.3. ECONOMIC QUALIFICATION

- 7.3.1. The contracting authority does not require demonstration of economic qualification as to Section 78 of the Act.

7.4. TECHNICAL QUALIFICATION

- 7.4.1. The Contracting Authority requires demonstrating the technical qualification in accordance with the provisions of Section 79 (2) (b) of the Act.
- 7.4.2. Compliance with the technical qualification according to Section 79 (2) (b) of the Act, shall be demonstrated by the Supplier by submitting a list of significant supplies completed in the last 3 years prior to the commencement of the procurement procedure.

Required minimum level:

2 supplies of a similar nature in the minimal amount of performance of 2 000 000 CZK excl. VAT (similar character means supplies of a similar nature, as in the radiation detection system)

Manner of demonstrating:

A list of significant supplies according to the above specification. The list of significant supplies must indicate that the minimum level required by the Contracting Authority has been complied with. The list of significant supplies must include information about the client, description and price of significant supplies, as well as the time and place of the significant supply, the client's contact for reference verification (name, phone or e-mail). If the contract of a similar nature was performed jointly with another Supplier, the Supplier is obliged to prove to what (material) extent they participated in the total

volume of the contract, at least in the form of a written sworn statement. A sample list of significant supplies is contained in the annex to the procurement documentation.

7.5. DEMONSTRATING THE COMPLIANCE WITH THE QUALIFICATION IN THE TENDER

- 7.5.1. In accordance with the provisions of Section 45 (1) of the Act, the Supplier shall submit copies of the documents to demonstrate the compliance with the qualification.
- 7.5.2. Documents demonstrating basic qualification according to Section 74 of the Act shall demonstrate the compliance with the required qualification criterion no later than 3 months prior to the date of commencement of the procurement procedure.
- 7.5.3. In accordance with the provisions of Section 86 (2) of the Act, the Supplier in the tender may replace the documents on the qualification with a written sworn statement.
- 7.5.4. Template of the sworn statement is included in the annex to the procurement documentation.

7.6. DEMONSTRATING THE QUALIFICATION THROUGH THIRD PARTIES

- 7.6.1. The Supplier may demonstrate the economic qualification, technical qualification or professional qualification (with the exception of an extract from the Commercial Register or any other similar records) required by the Contracting Authority through other persons. In such a case, the Supplier shall submit to the Contracting Authority:
 - a) Documents establishing the compliance with the professional qualification – an extract from the Commercial Register or any other similar records through a third party;
 - b) Documents establishing the fulfilment of the missing part of the qualification through a third party;
 - c) Documents establishing the compliance with the basic qualification by a third party; and
 - d) A contract or a written commitment (signed by the third party) of the third party to provide performance intended for the performance of the public contract or to provide things or rights which the Supplier entitled to use when performing the public contract, at least to the extent to which the other person has proved its qualification instead of the Supplier.
- 7.6.2. It is deemed that the requirement under the previous paragraph, letter (d) is complied with if the content of the written commitment of the third party contains joint and several liability of such person and the Supplier for the performance of the public contract. Where, however, the Supplier proves qualification through the other person and submits documents pursuant to Section 79 (2) a), b) or d) relating to such person, the document under paragraph d) Article 6.8.1. shall contain a commitment that the third party shall carry out the works or services to which the qualification criterion in question relates.

7.7. DEMONSTRATING THE QUALIFICATION OBTAINED ABROAD

- 7.7.1. If the qualification was obtained abroad, it shall be demonstrated by means of the documents issued in accordance with the law of the country in which it was obtained and to the extent required by the Contracting Authority.

7.8. QUALIFICATION IN THE CASE OF JOINT PARTICIPATION OF SUPPLIERS

- 7.8.1. In the case of joint participation of Suppliers, each Supplier shall demonstrate the basic eligibility and professional eligibility according to Section 77 (1) of the Act documented by an extract from the Commercial Register or any other similar records separately.
- 7.8.2. The technical qualification is to be demonstrated jointly by the Suppliers.

7.9. SINGLE EUROPEAN PUBLIC PROCUREMENT CERTIFICATE

- 7.9.1. The Supplier may always replace the qualification documents with a single European Public Procurement Certificate.
- 7.9.2. The Single European Public Procurement Certificate means a written sworn statement of the Supplier establishing their qualification, even through a third party, replacing the documents issued by public authorities or third parties on a form made available in the e-Certis information system.
- 7.9.3. The Single European Public Procurement Certificate affirms the compliance with the terms and conditions for participation and, where appropriate, the criteria for reducing the number of Suppliers.

7.10. EXTRACT FROM THE LIST OF QUALIFIED SUPPLIERS AND THE CERTIFICATE

- 7.10.1. If the Supplier submits to the Contracting Authority an extract from the list of qualified suppliers, this extract shall replace the document establishing:
 - a) Professional eligibility to the extent in which the information in the extract from the list of qualified suppliers demonstrates the compliance with the criteria of professional eligibility; and
 - b) Basic eligibility.
- 7.10.2. The Contracting Authority shall accept an extract from the list of qualified suppliers, if the extract from the list of qualified suppliers is not older than 3 months as of the last day on which the basic eligibility or professional eligibility is to be demonstrated. The Contracting Authority may not accept an extract from the list of qualified suppliers which indicates the commencement of the proceedings pursuant to Section 231 (3) of the Act.
- 7.10.3. In the same manner as by means of an extract from the list of qualified suppliers, the Supplier may demonstrate the qualification by means of a certificate issued in another Member State in which the Supplier has its registered office and which is an equivalent of the extract from the list of qualified suppliers.
- 7.10.4. A valid certificate issued within the approved system of certified suppliers may serve to demonstrate the qualification in the procurement procedure. The Supplier shall be deemed to be qualified to the extent specified in the certificate.
- 7.10.5. In the same manner as by means of a certificate, the Supplier may demonstrate the qualification by a certificate issued in another Member State in which the Supplier has its registered office, and which is similar to a certificate issued under a system of certified suppliers. The maximum permissible validity of the certificate is one year from its issue.

8. GENERAL AND PAYMENT TERMS

- 8.1.1. The Contracting Authority has provided for the general, payment and technical conditions for the performance of the public contract in the form of the wording of the contract of an obligatory nature, an integral part of which are the specified terms and conditions.
- 8.1.2. The Supplier shall submit a written sworn statement of acceptance of the commercial, payment and technical terms and conditions for the performance of the public contract and of the Supplier's commitment to the draft contract contained in the procurement documentation. Before the conclusion of the contract, the data to be filled in in the text of the contract shall be filled in according to the data in the Supplier's tender.
- 8.1.3. The technical specifications of the offered performance prepared by the Supplier shall form an annex to the contract. The technical specification must comply with the requirements of this procurement documentation, including its annexes.

9. PREPARING THE TENDER PRICE

- 9.1.1. The Supplier shall specify the tender price for the public contract in an absolute amount excluding VAT in CZK in the following breakdown:
 - price without VAT,
 - VAT rate and VAT amount,
 - price including VAT.
- 9.1.2. The bidding price of the work shall be processed in accordance with the terms and conditions of the procurement documentation. The bidding price will be filled out in the Editable Annex (No. 3) which shall be included in the offer.
- 9.1.3. The bidding price must be set as the maximum permissible price which cannot be exceeded or changed, unless expressly provided for in this procurement documentation.
- 9.1.4. The bidding price shall include all the Supplier's costs necessary for the proper and timely performance of the relevant portion of the contract. The bidding price shall include the expected development of prices until the end of the contract term, while also containing the expected development of the exchange rates of the Czech crown against foreign currencies until the end of its validity.

10. AWARD CRITERIA

- 10.1.1. The tenders are to be assessed according to their economic benefits.
- 10.1.2. The economic benefits shall be evaluated on the basis of the lowest tender price.
- 10.1.3. The assessment will concern the total tender price in CZK (excl. VAT) determined in accordance with this procurement documentation in such a manner that the tender containing the lowest total tender price in CZK (excl. VAT) will be determined as the most suitable. Other tenders will be sorted according to the total tender prices in CZK (excl. VAT) in ascending order.

- 10.1.4. Tenders in foreign currency will be converted at the exchange rate announced by the Czech National Bank on the day preceding the day on which the deadline for submission of tenders ends.

11. OTHER REQUIEREMENTS OF THE CONTRACTING AUTHORITY

11.1. LIST OF SUBCONTRACTORS

- 11.1.1. The Supplier is obligated to submit a list of subcontractors in the tender, and to state which part of the public contract each of the subcontractors will perform. If the Supplier does not intend to use subcontractors in the performance of the public contract, this shall also be stated in the tender (a statement that the contract will not be performed through the subcontractor). The Supplier may use the model list of subcontractors from Annex No. 3 of this procurement documentation.

11.2. SUBMISSION OF A JOINT TENDER

- 11.2.1. In accordance with Section 103 (1) (f) of the Act, the Contracting Authority requires that in the case of Suppliers participating jointly, the selected supplier, as a condition for concluding the contract, submits a contract concluded between the Suppliers or another commitment concluded between the Suppliers, or other equivalent evidence of cooperation between the Suppliers who have submitted a joint tender ("**evidence of cooperation**"). It must be clear from the document of cooperation that these Suppliers are jointly and severally liable to the contracting authority and to third parties in respect of any legal relationship arising in connection with the public contract for the entire duration of the performance of the public contract and for the duration of any other obligations arising out of the public contract.

11.3. CONFLICT OF INTEREST

- 11.3.1. The Supplier must meet the conditions of Section 4b of Act No. 159/2006 Coll., on Conflict of Interest, as amended, ("**CCI**"), i.e. that for a Supplier who is a commercial company, as well as for subcontractors who are commercial companies through which the participant in the procurement procedure demonstrates qualification, it applies that in none of them does a public official referred to in Section 2 (1) (c) of the CCI, or a person controlled by them, own a share representing at least 25% of the shareholder's participation in the commercial company.

12. GENERAL TENDER REQUIREMENTS

12.1. GENERAL TERMS

- 12.1.1. The Suppliers shall incorporate into the tender all requirements of the Contracting Authority arising from the tender terms and all facts arising from the Act.
- 12.1.2. The term tender shall mean the data or documents submitted by the Supplier in writing to the Contracting Authority on the basis of the tender terms (i.e. in particular the draft contract submitted by Supplier, including the documents required by law or the Contracting Authority in the tender terms and the qualification documents). The tender and any other documents and data will be submitted in Czech or English (documents in a language other than Czech or English will be supplemented by a translation into

Czech; the obligation to attach a translation into Czech does not apply to documents demonstrating the qualification in Slovak and documents on education in Latin; The Contracting Authority may waive the obligation to provide a translation for other documents).

- 12.1.3. The Supplier may submit only one tender in a procurement procedure.
- 12.1.4. The Supplier is responsible for the time of submitting the tender.
- 12.1.5. Tenders received after the expiry of the term for submission of tenders or in the manner specified in this procurement documentation will not be considered as submitted during the procurement procedure and will not be taken into account.
- 12.1.6. The Contracting Authority does not allow variants of tenders. Furthermore, the Contracting Authority shall not accept tenders containing paid performance beyond the scope of the performance required by this procurement documentation.
- 12.1.7. In the Editable Annex (No. 3) of this procurement documentation the Supplier shall indicate a contact person in relation to the tender, including a telephone number and an e-mail address.

12.2. SUBMITTING THE TENDER AND ELECTRONIC COMMUNICATION

- 12.2.1. The Supplier's tender can only be submitted in writing in electronic form via electronic tools at <https://zakazky.slu.cz>.
- 12.2.2. The Supplier is obligated to follow the rules and instructions set by the operator of the electronic tool.
- 12.2.3. The Contracting Authority points out that the Supplier is responsible for submitting the tender within the term for submission of tenders. In this context, the Contracting Authority disclaims that the electronic tool (E-ZAK) may suffer a failure of functionality for which the Contracting Authority is not responsible.
- 12.2.4. The Contracting Authority also points out that the registration of the Supplier is necessary for the submission of a tender. The registration is not immediate and might take several days to complete.
- 12.2.5. In the case of electronic service, the moment of service is deemed to be the service of the electronic message to the addressee's disposition.

12.3. TENDER STRUCTURE

- 12.3.1. The Contracting Authority recommends that the Suppliers structure their tenders as follows:
 - a) Documents to demonstrate the compliance with the qualification;
 - b) Technical specification;
 - c) List of subcontractors (or declaration); and
 - d) Other relevant documents.

13. DEADLINES, OPENING OF TENDERS, AND INSPECTION OF THE PLACE OF PERFORMANCE

13.1. INSPECTION OF THE PLACE OF PERFORMANCE

- 13.1.1. The contracting authority does not organize an inspection of the place of performance pursuant Section 97 of the Act.

13.2. OPENING OF TENDERS

- 13.2.1. Opening the tenders will take place in accordance with Section 109 of the Act in private after the expiry of the deadline for submission of tenders.

14. EXPLANATION, ALTERATION OR SUPPLEMENTATION OF PROCUREMENT DOCUMENTATION

- 14.1.1. The request for explanation of the procurement documentation shall be sent mainly via an electronic tool. The relevant provisions of the Act (particularly Section 98 and 99 of the Act) shall be applied.
- 14.1.2. The contracting authority may explain the procurement documentation provided that it publishes such explanation or, where applicable, related documents on the contracting authority profile not less than five working days before the expiry of the deadline for submitting bids.
- 14.1.3. If an explanation of the procurement documentation is requested in writing by the Supplier, the contracting authority shall publish, send or transmit the explanation including the accurate wording of the request without identifying the respective Supplier. The contracting authority is not obligated to provide an explanation if the request for explanation is not delivered in time, which means no less than three working days before the expiry of the time limits defined in the subsection above (14.1.2). If the contracting authority provides an explanation upon a request that has not been delivered in time, it is not obligated to observe the time limits under the subsection above (14.1.2).
- 14.1.4. If the request for explanation of the procurement documentation is delivered in time and the contracting authority fails to publish, send or transmit the explanation within 3 working days, it shall extend the deadline for submitting tenders by at least as many working days as the number of days by which the period between the receipt of the request for explanation and the publication, sending or transmission of the explanation exceeded 3 working days.
- 14.1.5. The contracting authority may alter or supplement the award criteria contained in the procurement documentation before the expiry of the deadline for submitting tenders. An alteration or supplementation of the procurement documentation shall be published or announced to Suppliers by the same means as the award criterion that has been altered or supplemented.
- 14.1.6. Where the nature of the supplementation or alteration of the procurement documentation requires so, the contracting authority shall reasonably extend the deadline for submitting tenders. In cases where the scope of possible participants may be extended by the alteration or supplementation of the procurement

documentation, the contracting authority shall extend the deadline for submitting tenders to be at least as long from the moment of sending the alteration or supplementation as the original time limit.

15. ADDITIONAL INFORMATION AND RESERVATIONS

15.1. GENERAL

- 15.1.1. The Contracting Authority expects co-financing of the subject of the public contract from the project „Laboratoř pro výzkum s antiprotony a těžkými ionty -účast České republiky - OP III.”
- 15.1.2. The Supplier is not entitled to reimbursement of costs associated with participation in the public contract. Tenders will not be returned to the Suppliers and will remain with the Contracting Authority as part of the contract award documentation.
- 15.1.3. In accordance with Section 39 (5) of the Act the Contracting Authority reserves the right to verify the information contained in the Supplier’s tender with third parties.
- 15.1.4. The selected Supplier, if it is a foreign legal entity, shall be requested by The Contracting Authority to submit an extract from a foreign register similar to the register of beneficial owners or, if there is no such register:
 - a) To communicate the identification details of all persons who are the beneficial owners; and
 - b) To provide documents demonstrating that all persons referred to in point (a) have a relationship with the Supplier; these documents include in particular:
 - An extract from the Commercial Register or other similar records;
 - A list of shareholders;
 - The decision of the statutory body on the payment of the profit share;
 - The Memorandum of Association or Articles of Association.

The contracting authority shall exclude the selected Supplier if it is a foreign legal person that has not provided the information or the documents referred to above.

- 15.1.5. In the event of an inconsistency between the Czech and English versions of the procurement documentation, the Czech version shall prevail.
- 15.1.6. The Purchase Agreement shall be concluded in the Czech language. If the contract is concluded with a foreign supplier, the English version of the contract text shall be attached to the contract. In the event of a conflict between the Czech and English versions of the contract, the Czech version shall prevail.

15.2. INTERNATIONAL SANCTIONS

- 15.2.1. By submitting a tender, the Supplier declares that it does not fulfil the conditions of the prohibition of awarding a public contract within the meaning of Section 48a of the Act, i.e. that the Supplier, as well as its subcontractors, are not subject to international sanctions pursuant to the Act regulating the implementation of international sanctions.
- 15.2.2. By submitting a tender, the Supplier declares that, in the event of concluding a contract with the Contracting Authority, the payments provided by the Contracting

Authority in connection with the implementation of the public procurement contract shall not be made available, directly or indirectly, not even in part, to or for the benefit of natural or legal persons, entities or bodies subjected to so-called individual financial sanctions according to the Council Regulation (EU) No. 208/2014 of 5 March 2014 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Ukraine, Council Regulation (EU) No. 269/2014 of 17 March 2014 concerning restrictive measures in view of activities that undermine or threaten the territorial integrity, sovereignty and independence of Ukraine and Council Regulation (EC) No 765/2006 of 18 May 2006 concerning restrictive measures against President Lukashenko and certain officials of Belarus, regardless of whether they are persons with direct or indirect links to a Supplier or a subcontractor of a Supplier.

- 15.2.3. By submitting a tender, the Supplier declares that the conditions set out in Council Regulation (EU) No 833/2014 of 31 July 2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine Council Regulation (EU) No 2022/576 of 8 April 2022 amending Regulation (EU) No 833/2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine are not fulfilled, i.e. that the Supplier is not:

- a) A Russian national, natural or legal person established in Russia,
- b) A legal person, entity or body whose proprietary rights are directly or indirectly owned by more than 50 % by an entity referred to in point (a) of this paragraph; or
- c) A natural or legal person, entity or body acting on behalf or at the direction of an entity referred to in point (a) or (b) of this paragraph.

The above applies in the case of a joint tender for each of the connected suppliers, including, where they account for more than 10 % of the contract value, subcontractors, suppliers or entities whose capacities are being relied on within the meaning of the public procurement Directives (according to the amount of the tender price in CZK excluding VAT).

15.3. PREVIOUS INVOLVEMENT OF THE SUPPLIER DURING PREPARATIONS FOR THE PROCUREMENT PROCEDURE, INFLUENCE ON THE OUTCOME OF THE PROCUREMENT PROCEDURE, RELATIONSHIP TO THE CONTRACTING AUTHORITY

- 15.3.1. By submitting a tender, the Supplier declares that neither they nor any employee or member of its statutory body, statutory authority or person otherwise close to it:
- a) Has not participated in the preparation or award of the public contract,
 - b) Had influence or could affect the outcome of the procurement procedure,
 - c) Is in an employment or similar relationship in relation to the Contracting Authority, either individually or in conjunction with another (sub)supplier.

If the above does not apply, the Supplier shall include a list of persons fulfilling any of the above conditions in the bid, with description of all relevant circumstances involved.

16. CONTENTS OF THE PROCUREMENT DOCUMENTATION
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- 16.1.1. The procurement documentation comprises the following annexes:

Procurement documentation – “Supply of the GADAST detector modules”

Annex No. 1	Draft Purchase Agreement
Annex No. 2	Specification of the Subject Matter of the Public Procurement
Annex No. 3	Editable Annex (Bid Form)

In Brno, 19. 12. 2024

Silesian University in Opava
Represented by LAWYA tender, s.r.o.
Mgr. Anna Holycross