

TENDER DOCUMENTATION

Pursuant to Section 44 of Act No. 137/2006 Coll. on Public Contracts

For processing a bid to an above-the-threshold public contract for services
submitted in
an *open procedure* called:

HIGH ENERGY, HIGH REPETITION RATE DIODE-PUMPED LASER SCALABLE TO MULTI-100 J LEVEL IN A SINGLE BEAM

Project Name:

ELI: "EXTREME LIGHT INFRASTRUCTURE"

Reg. No. CZ.1.05/1.1.00/02.0061, Operational Program Research and
Development for Innovation, Priority Axis I European Centers of Excellence, Area
of Intervention 1.1. European Centers of Excellence

Contracting Authority:

 **Fyzikální ústav**
Akademie věd ČR, v. v. i.

TENDER DOCUMENTATION

For processing a bid to an above-the-threshold public contract for services under Act No. 137/2006 Coll. on Public Contracts (hereinafter referred to as "Act")

Public Contract name: **High energy, high repetition rate diode-pumped laser scalable to multi-100J level in a single beam**

Contracting Authority: Fyzikální ústav AV ČR, v.v.i. hereafter referred to as "The Client"

Registered office: Na Slovance 2, 182 21 Prague 8

Company identification No. 68378271

Tax identification No. CZ68378271

Person authorised

to act on behalf of the Contracting Authority: doc. Jan Řídký, DrSc., Director

Pursuant to Section 151 of the Act, the Contracting Authority shall be represented in exercising its rights and obligations in with the tender process by **OTIDEA a.s.**, Company identification No. 27142442, registered office at Na Příkopě 31, 110 00 Prague 1.

Contact person: Vladimír Levandovský

Phone: 286 884 367-8

Fax: 220 951 321

Email: vladimir.levandovsky@otidea.cz

Person responsible

for technical matters: Bedrich Rus

Phone: 266 052 871

Email: rus@fzu.cz

1 SPECIFICATION OF SUBJECT MATTER OF PUBLIC CONTRACT

1.1 Description of Subject Matter of Public Contract

The Client is in charge of managing the ELI (Extreme Light Infrastructure) International Research Laser Centre in the Czech Republic (hereinafter referred to as "ELI Project"). The ELI Project is one of the projects scheduled within the so-called ESFRI Roadmap. The main purpose of the ELI Project is to build a state-of-the-art facility and subsequently implement a number of research and application projects involving interaction of light with mass at light intensity that is approximately 100 times higher than the currently achievable values. More information on the ELI Project implementation in the Czech Republic can be found at: www.eli-beams.eu.

The Subject Matter of the Public Contract for services includes a selection of a supplier that shall – based on a concluded contract for work, respectively contract for provision of services - undertake on behalf of the Client, for ELI Project purposes, the design, construction, testing and delivery of laser equipment as specified in Annex 3 (Technical specifications and commercial terms) and Annex 4 (Contract for work).

Annex 4 specifies in detail further requirements formulated by the Client (such as required meetings). The applicant shall be obliged to prepare the bid in accordance with all requirements of the Client and in accordance with the Tender Documentation and its Annexes.

1.2 Public Contract implementation term

Expected initiation:

March 1, 2012

Expected completion:

May 30, 2012

The Client defined the required deadlines for the completion of individual parts of the work by the applicant in Annex 4 (binding text of the contract).

1.3 Public Contract implementation place

The registered office of the Client and other places necessary for Contract implementation are deemed the Contract implementation place.

1.4 Expected value of the Public Contract

Expected value:

70 000 000,- CZK excluding VAT

The expected value of the contract is the maximum value, which cannot be exceeded. Should the applicant's bid price exceed the referred-to maximum value, then the bid shall be excluded for the reason of failing to meet the tender conditions.

The Subject Matter shall be funded from the Research and Development for Innovations Operational Programme (hereinafter referred to as "RDIOP") of the Priority Axis 1 (PO1).

2 BID PROCESSING CONDITIONS AND REQUIREMENTS

- 2.1 Bids shall be submitted in writing and in a properly sealed envelope marked - on its closing - with the company identification / name and a stamp or signature of the statutory body of the applicant or a person authorised to represent the applicant. The envelope must be labelled "**Do Not Open**" and include a name of the Public Contract "**High energy, high repetition rate diode-pumped laser scalable to multi-100J level in a single beam**". The envelope must further include an address to which notices pursuant to Section 71 paragraph 6 of the Act shall be sent.
- 2.2 Bids shall be submitted not later than **20th February 2012, 11:00 AM** at the following address: **OTIDEA a.s., Palác Broadway, Na Příkopě 31, 110 00 Prague 1** (entrance B in the middle of the Broadway Arcade, 2nd floor). Bids may be delivered in any appropriate manner (by post, courier service, in person, etc.) at the address above on working days from 8:30 AM to 3:30 PM; by 11:00 AM only on the final day of the term. Any other delivery shall not be deemed proper submission of a bid.
- 2.3 The bid must include identification details of the applicant, in particular the following: commercial name of the company, registered office, ID No., person authorised to act on behalf of the applicant or a person authorised to represent the applicant, contact address for correspondence between the applicant and the Client.
- 2.4 The bid must be written in Czech or English and contain a draft contract signed by the person authorised to act on behalf of or in the capacity of the applicant.
- 2.5 All bid sheets shall be numbered in an ascending continuous series and put firmly together or stitched so that they are adequately secured against falling out of the bid. The bids shall be properly readable with no cancellation and overwriting.
- 2.6 The applicant shall be bound to the entire contents of the bid until 30th April 2012.

- 2.7 The applicant shall submit the bid in an original copy. In addition to this original copy, the Client also recommends submitting a copy of the applicant's bid.
- 2.8 The applicant shall also submit the bid in an electronic form on a CD, either in an MS Office or a compatible or .pdf format (this obligation shall not apply to documents demonstrating meeting of the applicant's qualification).
- 2.9 If the bid is submitted jointly by more applicants (joint bid), the applicant shall specify a person in the bid who shall be empowered to represent these applicants for communicating with the Client during the tender process.
- 2.10 The bid must be submitted in the following structure:
- a) bid cover note
The cover note shall include the following details: Public Contract name, basic identification details of the Client and applicant (including persons empowered to be involved in further proceedings), maximum permissible bid price structured according to the Tender Documentation, date and signature of the person authorised to act on behalf of the applicant. The applicant shall use Annex No. 1.
 - b) Table of contents
It must include all sections of the bid mentioned below, structured as required, to which numbers of appropriate sheets or pages shall be assigned.
 - c) general information on the applicant
Name of the applicant, legal form, registered office, Company identification No., Tax identification No., bank, names of company statutory body members incl. contact details (phone, fax, e-mail, address), person authorised to be involved in further proceedings including written authorisation to represent and company profile.
 - d) documents demonstrating qualification meeting structured as mentioned in Article 3 of the Tender Documentation
 - e) bid price structured as required under Article 5 of the Tender Documentation
 - f) relevant details and information for purposes of evaluation under Article 7 of the Tender Documentation including the performance schedule
 - g) specifications and statutory declaration pursuant to Art. 8.1. hereof
 - h) binding draft contract signed by a person authorised to act on behalf of or in the capacity of the applicant where the applicant shall be obliged to use the draft contract wording mentioned in Annex No. 4 hereto and to complete only those parts, which are explicitly specified by the Client.
- 2.11 The applicant shall be authorised to require in writing additional information on these tender conditions in form of a written application addressed to the contact person. The Client shall provide answers to properly asked questions in writing pursuant to Section 49 paragraph 2 and 3 of the Act.

3 QUALIFICATION OF SUPPLIERS

- 3.1 Qualification pursuant to Section 50 and subsequent Act shall be met by a supplier that demonstrates meeting of the following:
- basic qualification criteria pursuant to Section 53 of the Act
 - professional qualification criteria pursuant to Section 54 of the Act
 - economic and financial criteria pursuant to Section 55 of the Act

- technical qualification criteria pursuant to Section 56 of the Act

3.2 **Qualification meeting demonstration time**

The applicant shall be obliged to demonstrate that he meets the qualification in the bid submission term specified in paragraph 2.2 of the Tender Documentation.

3.3 **Basic qualification criteria**

3.3.1 Basic qualification criteria shall be met by a supplier:

- a) that has not been lawfully sentenced for an offence committed in favour of an organised criminal group, offence of participation in an organised criminal group, legalising yield obtained from criminal activity, sharing, bribe accepting, bribing, indirect bribery, fraud, loan fraud including cases of preparation or an attempt or participation in such criminal activity or blinding a sentence for committing such criminal activity. If a legal person is concerned, these criteria must be met by a statutory body or every member of a statutory body and if the statutory body of the applicant or member of the statutory body of the applicant includes a legal person, these criteria must be met by the statutory body or every member of the statutory body of that legal person. If the bid or participation application is submitted by a foreign legal person through its branch, these criteria under this paragraph must also be met, in addition to the specified persons, by the manager of that branch and these basic qualification criteria must be met both in relation to the territory of the Czech Republic and the country of its registered office, place of business or residence,
- b) that has not been lawfully sentenced for an offence the facts of which are not connected with the applicant's line of business under special legal regulations or sentencing for committing such criminal activity has been blinded. If a legal person is concerned, these criteria must be met by a statutory body or every member of a statutory body and if the statutory body of the applicant or member of the statutory body of the applicant includes a legal person, these criteria must be met by the statutory body or every member of the statutory body of that legal person. If the bid or participation application is submitted by a foreign legal person through its branch, these criteria under this paragraph must also be met, in addition to the specified persons, by the manager of that branch and these basic qualification criteria must be met both in relation to the territory of the Czech Republic and the country of its registered office, place of business or residence,
- c) that has not in the past three years committed the facts of acting of unfair competition in form of bribery under a special legal regulation (Section 49 of the Commercial Code),
- d) against the assets of which there are currently no insolvency proceedings – and have not been any in the past three years - with a decision on bankruptcy being rendered or an insolvency proposal not being rejected due to the fact the assets were not enough to settle the costs of the insolvency proceedings or bankruptcy being cancelled because the assets were absolutely insufficient, or receivership being introduced under special legal regulations,
- e) that is not subject of liquidation,
- f) with which there are no delinquent taxes included in the tax records, both in the Czech Republic and in the country of the registered office, place of business or residence of the applicant,
- g) that has no outstanding insurance and penalty relating to the public health insurance, both in the Czech Republic and in the country of the registered office, place of business or residence of the applicant,

- h) that has no outstanding insurance and penalty relating to the social security and state employment policy contribution, both in the Czech Republic and in the country of the registered office, place of business or residence of the applicant,
- i) that has not lawfully been - in the past 3 years - disciplinary sanctioned or no disciplinary measure has lawfully been imposed on it under special legal regulations if professional qualification demonstration under special legal regulations is required under Section 54 paragraph d) if the applicant exercises this activity through a responsible representative or any other person responsible for the applicant's activity, these criteria shall also apply to such persons,
- j) that is not included in the register of persons not allowed to be involved in public contracts,
- k) that shall submit a list of statutory bodies or members of statutory bodies that have worked with the Client in the past three years and
- l) that, if being a joint-stock company, shall submit a current list of shareholders with an equity share exceeding 10%.

3.3.2 The applicant shall demonstrate meeting the basic qualification criteria by submitting the following:

- a) Extract from Penal Register for paragraphs 3.3.1 a), b) of the Tender Documentation. The applicant, if being a legal person, shall submit the Extract from Penal Register on behalf of the statutory body or all members of the statutory body. If the bid is submitted by a foreign legal person through a branch, the applicant shall provide the Extract from Penal Register on behalf of the branch manager and statutory body or all members of the statutory body of the foreign person. The Extract from Penal Register must not be older than 90 days as of the bid submission deadline date.
- b) Confirmation of the appropriate tax office and statutory declaration in relation to the consumption tax for paragraph 3.3.1 f) of the Tender Documentation that must not be older than 90 days as of the bid submission deadline date.
- c) Confirmation of the appropriate Czech Social Security Administration body for paragraph 3.3.1 h) of the Tender Documentation that must not be older than 90 days as of the bid submission deadline date.
- d) Statutory declaration for paragraphs 3.3.1 c), d), e), g), i) and j) of the Tender Documentation – the applicant may use the declaration in Annex No. 2.
- e) List of statutory bodies or members of statutory bodies of the applicant that have worked with the Client in the past three years, for paragraph 3.3.1 k), in form of a statutory declaration.
- f) Current list of shareholders with equity share exceeding 10 %, if being a joint-stock company, for paragraph 3.3.1 l).

3.4 Professional qualification criteria

Professional qualification criteria shall be met by a supplier:

- a) that shall submit a Certificate of Incorporation if registered therein or an extract from any other similar records if registered therein, not older than 90 days as of the qualification demonstration, i.e. bid submission deadline date,
- b) business authorisation document under special legal regulations to an extent corresponding to the Subject Matter of the Public Contract, in particular, a document demonstrating the appropriate trade licence or an extract from the Trade Register.

3.5 Economic and financial qualification criteria

Economic and financial qualification criteria shall be deemed to have been met by all suppliers who can provide / submit insurance of liability for damage caused by the supplier to third persons, where the minimum value of such insurance cover shall be 15,000,000 CZK (600 000 EUR).

The Supplier shall demonstrate meeting these economic and financial qualification criteria according to the previous paragraph by submitting an insurance contract or certificate confirming that the supplier has concluded such a valid insurance, in the required amount.

3.6 **Technical qualification criteria**

Technical qualification criteria shall be met by a supplier submitting the following:

- a) List of at least 3 important services or projects delivered by the supplier in the past 3 years, specifying their extent and provision times; the list must, as an annex, include the following:
- Certificate issued by a public Client if services were provided to a public contracting authority, or
 - Certificate issued by any other person if services were provided to a person other than a public contracting authority, or
 - Statutory declaration of the supplier if services were provided to a person other than a public contracting authority and it is not possible to obtain the certificate as per previous point from that person for reasons on the side of such person,

An important service is considered a service provided to one client in the area of design and development of high power pulse laser systems with high energy or high peak output (this concerns the creative part of the service corresponding to the subject matter as set forth in Article 1.1 that amounted to at least CZK 12,500,000 (or EURO 500,000). The certificate or statutory declaration must include (i) name of the customer, (ii) name of the project within which the services were provided, (iii) factual description of the subject and extent of the provided services.

- b) List of engineers or technical departments that shall participate in performing the Public Contract under provisions of Section 56 paragraph 2 subparagraph b) of the Act, to a minimum extent of 5 persons, in form of a statutory declaration. The labour relation of the given expert to the supplier shall be specified for each team member (such as employment, on the basis of author's contract etc.) and the position for which they will be responsible within the team. The Client requires that the List specifies at least the following positions:
- manager of the project
 - 4 member of the implementation team

In case there is any member of the implementation team who will not be employed by the supplier, the supplier shall submit, along with the sub-contract [for such a person], also an affidavit that such person was acquainted with the tender documentation, and an affidavit of such person to the effect that should the supplier's bid be selected, he/she will be bound to participate in the project and he/she will reserve all the time that is required to implement the work during its entire term.

- c) Supplier's certificate of education and qualification for persons responsible for providing the appropriate services under provisions of Section 56 paragraph 2 subparagraph e) of the Act, i.e. for persons who are specified on the List above, the

Client requires that these have the minimum level of education and experience as provided below for the individual positions as follows:

- Project manager (completed university education in physics-engineering or technical area and 10 years of experience with management and supply of development projects in the advanced technologies sector. These facts need to be provided in the CV;
- For at least 3 members of the implementation team (completed university education in physics-engineering or technical area, knowledge of EU standards stipulating safety regulations for work with lasers and laser equipment and 5 years of experience with designing of laser technologies;
- A member of implementation team (completed university education in physics-engineering or technical area).

The applicant shall demonstrate meeting of this qualification criterion by submitting structured CVs of individual members of the team with their handwritten signatures demonstrating meeting the minimum level of the required qualification and experience. The CVs of individual team members must include at least these required details:

- i) Name and surname;
- ii) Highest level of education;
- iii) Total length of experience and experience in the relevant position for the Public Contract (number of years);
- iv) Survey of relevant professional experience relating to the position for the Public Contract including a brief description of activities and key projects the appropriate expert has worked on
- v) Attestation of knowledge in EU standards which determine safety of work with lasers and laser devices
- vi) proof of degree (university diploma)
- vii) Date and personal signature.

3.7 The supplier shall submit copies of documents demonstrating qualification meeting. Documents demonstrating that qualification criteria have been met and that are in other than Czech, Slovak, English, German or French language must be officially translated into Czech or English.

3.8 The applicant shall be authorised under provisions of Section 127 paragraph 1 of Act No. 137/2006 Coll. on Public Contracts – by submitting an extract from the List of Qualified Suppliers – to fully replace the demonstration of meeting basic qualification criteria pursuant to Section 53 paragraph 1 subparagraphs a) through j) and professional qualification criteria pursuant to Section 54 of the Act to such extent to which the documents demonstrating meeting these professional qualification criteria cover the Client's requirements for their demonstration. The extract from the List of Qualified Suppliers must not be older than 3 months pursuant to Section 127 paragraph 4 of the Act.

3.9 If the qualification is demonstrated through a subcontractor, the supplier shall be obliged to provide the Client with the following documents:

- A document by which the subcontractor shall demonstrate meeting of the basic qualification criteria pursuant to Section 53 paragraph 1 subparagraph j), i.e. statutory declaration stating that the subcontractor is not included in the register of persons not allowed to be involved in public contracts,
- A document by which the subcontractor shall demonstrate meeting of the professional qualification criteria pursuant to Section 54 subparagraph a), i.e.

Certificate of Incorporation not older than 90 days from the bid submission deadline date,

- A contract concluded with the subcontractor demonstrating the subcontractor's obligation to provide specific performance intended for performance of the Public Contract by the supplier or provision of items or rights with which the supplier shall be authorised to dispose in performing the Public Contract, to a minimum extent to which the subcontractor has demonstrated qualification meeting.

However, the supplier shall not be authorised to demonstrate qualification meeting pursuant to Section 53 and Section 54 subparagraph a) through the subcontractor.

3.10 Should the Subject Matter of the Public Contract be performed jointly by a number of suppliers and they submit a joint bid for this purpose, each of the suppliers shall be obliged to demonstrate meeting of the basic qualification criteria pursuant to Section 53 of the Act and professional qualification criteria pursuant to Section 54 subparagraph a) to the full extent. The suppliers shall also be obliged to submit a contract including an obligation that all of these suppliers shall be bound jointly and severally towards the Client and third parties arisen from any legal relationship in connection with this Public Contract, which shall apply throughout the Public Contract performance.

3.11 **Qualification demonstration of foreign persons**

Unless otherwise provided by a special legal regulation, a foreign supplier shall demonstrate qualification meeting in a manner specified by the law applicable in the country of its registered office, place of business or residence, which shall apply to the extent required by such law and the Client. If a particular document is not issued under the law applicable in the country of the registered office, place of business or residence of the foreign supplier, the foreign supplier shall be obliged to demonstrate meeting of such part of the qualification in form of a statutory declaration. If an obligation the meeting of which is to be demonstrated within the qualification is not defined in the country of the registered office, place of business or residence of the foreign supplier, the foreign supplier shall provide a statutory declaration in respect of such fact.

Documents demonstrating qualification meeting shall be submitted by the foreign supplier in the original language, accompanied by their official translation into Czech, unless otherwise provided by the Client in these Tender Conditions or an international contract by which the Czech Republic is bound; this shall also apply should qualification meeting be demonstrated by documents in other than Czech language by a supplier with a registered office, place of business or residence in the territory of the Czech Republic. The Client allows for this Public Contract that the applicant may also submit qualification meeting documents in English, German or French; that means that the applicant does not need to submit official translation into Czech for qualification meeting documents submitted in English, German or French.

3.12 **Consequence of failing to meet the qualification**

A supplier failing to meet the qualification criteria to the required extent or failing to perform the obligation laid down in Section 58 of the Act shall be excluded by the Client from the tender process.

4 **TECHNICAL CONDITIONS**

4.1 The Subject Matter of the Public Contract must meet all requirements specified in this Tender Documentation and all its Annexes.

5 BID PRICE PROCESSING MANNER

- 5.1 The applicant shall be obliged to give the total bid price in the following structure: price net of VAT, VAT rate, VAT amount in CZK and total bid price in CZK including VAT.
- 5.2 The bid price shall be a fixed and binding maximum permissible price including all fees and any other costs connected with performing the Public Contract. The bid price must also include any costs not explicitly specified but about which the contractor knew or should and could have known considering its professional knowledge, exercising all professional care.
- 5.3 The price may only be modified in connection with any changes to tax regulations regarding the VAT.
- 5.4 The bid price shall be given in the following structure (with respect to limits given in annex 4):

Deliverable of the Contract	Price in CZK net of VAT	VAT rate	VAT amount in CZK	Price in CZK incl. VAT
a) Diode-pumped repetition-rate laser architecture conceptual design report				
b) Detailed engineering design report of a 10J, 10Hz prototype laser amplifier				
c) Construction of 10 J laser amplifier head				
d) 10J laser amplifier head demonstration				
e) Schematic engineering design report of 100 J to 500 J laser amplifiers head				
f) Delivery of laser amplifier head to the Client				
Total bid price				

6 PAYMENT CONDITIONS

- 6.1 The price for the Public Contract performance shall be paid by the Client in the Czech currency based on tax documents – invoices. The invoicing address shall be the Client's address – Fyzikální ústav AV ČR, v.v.i., Na Slovance 2, 182 21 Praha 8. The maturity of tax documents (invoices) shall be 30 days.
- 6.2 Invoicing for performing the Public Contract is specified in the draft contract that is an integral part of this Tender Documentation in form of Annex No. 4 and the contractor shall not be authorised to depart from the specified invoicing.

7 EVALUATION CRITERIA

7.1 Bids shall be evaluated pursuant to Section 78 paragraph 1 of the Act based on the economic benefit of the bids.

7.2 Partial evaluation criteria:	partial criterion significance:
a) Total bid cost	60 %
b) Quality of the bid offered delivery	40 %

Within the partial criterion ad a) the Client shall evaluate the amount of the total bid price net of VAT in CZK processed pursuant to Article 5 of the Tender Documentation.

Evaluation method:

The evaluated bid shall be given the point value that shall be produced by a multiple of 100 and the ratio of the price of the cheapest bid received to the price of the evaluated bid, see the following formula:

$$\text{Criterion points} = 100 * \frac{\text{Price of the cheapest bid received}}{\text{Price of the evaluated bid}}$$

Within the partial criterion ad b), the Client shall evaluate the performance quality offered by the applicant. The applicant shall submit to the Client in writing a detailed proposal of solutions to the subject-matter of this Public Contract, pursuant to which the Client shall be able to assess and evaluate the following: quality, completeness and level of elaboration of the physics and engineering features of the proposed solution.

The Evaluation Panel shall review and evaluate:

- 1) Whether the submitted bid objectively meets all technical requirements and conditions of this Tender and the Annexes hereto, in particular whether the proposed solution is directly applicable to the system providing pulse energy of 100 J and beyond to multi-100-J and to apertures of the amplifier of 100 mm and beyond, and whether the proposed solution is executable. That must be proved by relevant arguments, namely by concrete results of a numerical model incl. related calculations, or by attested parameters of an already existing system along with the description of their efficient applicability.
- 2) In the event, that the submitted proposal of solution shall be assessed by the Evaluation Panel as objectively executable, then such a proposal shall be further evaluated in light of the conception of the proposed solution, whereby better evaluation shall be given to a robust and conceptually clear solution.

Evaluation method:

For criteria that cannot be expressed in numbers, the Evaluation Panel shall determine an order of bids from the most suitable to the least suitable one and shall assign such point evaluation expressing the level of meeting the partial criterion, however, a maximum of 100 points, to each bid.

The evaluation according to the point method shall be provided by the Evaluation Panel by multiplying individual bid point evaluations according to partial criteria with the appropriate significance of the given criterion. Based on the sum of the resultant values of individual bids, the evaluation commission shall determine an

order showing how successful the bids are with the most successful bid being the one with the highest value.

- 7.3 The applicant shall not be authorised to make the bid subject to any conditions. Any conditions or provision of several different values in the bid in parts that are subject to the evaluation shall constitute a reason to disqualify the bid and exclude the applicant from the tender process. The Contracting Authority shall similarly proceed in case the condition value, subject to evaluation, is given in any other value or form than required by the Contracting Authority.

8 OTHER REQUIREMENTS

- 8.1 The Client requires the applicant to specify in his bid, as its individual part, the management of the project, responsibility of individual members of the supplier's team and internal control mechanisms, including an organigram. Further, the Client requires the applicant to submit, as a part of this specification, a statutory declaration in which the applicant shall declare, that his organizational arrangements related to work environment, work safety and health protection at workplace, are fully integrated in the applicant's organizational structure and that these organizational arrangements comply with the respective EU regulations or with equivalent international regulations in the area of safety of work with laser devices for class IV of laser safety.
- 8.2 The applicant shall be obliged to specify in its bid parts of the Public Contract it intends to assign to one or more subcontractors and provide identification details of all these subcontractors.
- 8.3 The Client shall reserve the right to verify the information provided by the applicant with third parties and the applicant shall be obliged to provide the Contracting Authority with assistance in this regard.
- 8.4 The Client shall not allow alternative bids.

9 BUSINESS CONDITIONS

- 9.1 The applicant shall be obliged, without any reservations, to accept the binding draft contract in form of Annex No. 4 of the Tender Documentation.
- 9.2 The draft contract must be signed by the applicant by a responsible person or a person empowered or authorised thereto. In such a case, the original copy or a certified copy of the authority or authorisation must be included in the draft contract of the applicant.

10 OPENING ENVELOPES WITH BIDS

- 10.1 Envelopes shall be opened on **20th February 2012 at 1 PM** at the registered office of OTIDEA a. s. at **Palác Broadway, Na Příkopě 31, Prague 1** (entrance B in the middle of the Broadway Arcade, 2nd floor).
- 10.2 Representatives of all applicants who have submitted their bids in the bid submission term (not more than two persons per one applicant) shall be authorised to take part in the envelopes opening (however, not the subsequent reviewing and evaluation of the bids). For envelopes opening, representatives of the applicants shall identify themselves by a Power of Attorney issued by the person authorised to act on behalf of the applicant.

LIST OF ANNEXES:

1. Bid Cover Note (to be completed, signed and returned with the bid)
2. Statutory Declaration (to be completed, signed and returned with the bid)
3. Technical specifications and commercial terms
4. Binding text of the contract (to be completed, signed and returned with the bid)

On behalf of the Contracting Authority:

On

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doc. Jan Řídký, DrSc., Director

