

A. INSTRUCTIONS TO TENDERERS

PUBLICATION REF.: ROMD00073 – “Enhancing the intervention skills of professional firefighters” (EnIS)

By submitting a tender, bidders fully and unreservedly accept the special and general conditions governing the contract as the sole basis of this tender procedure, irrespective of their terms of sale, which they hereby waive. Bidders are expected to carefully examine and comply with all instructions, forms, contractual provisions and specifications contained in this tender dossier. Failure to submit a bid containing all the requested information and documentation within the specified deadline will result in the rejection of the bid. No comments in the tender relating to the tender file can be taken into account; Comments may lead to the immediate rejection of the tender without further evaluation.

These instructions lay down the rules for the submission, selection and implementation of contracts financed under this call for tenders, in accordance with the practical guide (available on the internet at: <https://wikis.ec.europa.eu/display/ExactExternalWiki/ePRAG>).

1. Supplies to be provided

- 1.1 The subject matter of the contract is the supply, manufacture, delivery and other tasks specifically required by the contract of the following consumables:

One lot only – Firefighting Vehicle for Extinguishing with Water and Foam 4000-Liter Capacity

at the Regional departament for emergency situations of ATU Gagauzia of the General Inspectorate for Emergency Situations within the Ministry of Internal Affairs of the Republic of Moldova at the address: 7 Novaia Street, Comrat municipality, MD - 3801 DDP¹ and until 12 April 2027, from the signing of the contract and provisional acceptance.

- 1.2 The supply must fully comply with the technical specifications set out in the tender file (technical annex) and comply in all respects with the drawings, quantities, models, samples, measurements and other instructions.
- 1.3 The supply must not be accompanied by an additional "lot" consisting of spare parts and/or consumables. Neither the unit price nor the total price of the spare parts will influence the evaluation of the offers, unless they vary substantially between the offers received. Spare parts lists must be drawn up by tenderers on the basis of their professional experience and intended places of use; They must show the unit prices of the parts, calculated according to the specifications of Article 11 (below). The contracting authority reserves the right to amend the list of spare parts; Any changes will appear in the contract.

¹ DDP (Delivered with Duty Paid) — Incoterms 2020 International Chamber of Commerce <http://www.iccwbo.org/incoterms/>

1.4 Bidders are not allowed to submit bids for a variant solution in addition to this bid.

2. Schedule

	TIME	HOUR
Clarification meeting/on-site visit (if any)	Not applicable	Not applicable
Deadline for requesting clarifications from the contracting authority	December 08, 2025	17:00
Last date on which the contracting authority issues clarifications	December 18, 2025	-
Deadline for submission of bids	December 29, 2025	17:00
Opening session of the auction	December 30, 2025	10:00
Notification of the award of the winning bidder	January 20, 2026	-
Signing the contract	February 16, 2026	-

* Provisional date, All times are in the time zone of the contracting authority's country

3. Participation

- 3.1. The eligibility requirements detailed in the Additional Information on the contract notice (Annex A5f) or, where applicable, in the contract notice (C2) apply to all members of a joint venture/consortium and to all subcontractors, as well as to all entities on whose capacity the tenderer relies for the selection criteria. Each tenderer, member of a joint venture/consortium, each capacity provider entity, each subcontractor must certify that it meets these conditions. They must prove their eligibility by means of a document dated less than one year before the deadline for submission of tenders, drawn up in accordance with their national law or practice, or by copies of the original documents attesting to the constitution and/or legal status and place of registration and/or registered office and, where different, the place of the central administration. The contracting authority may accept other satisfactory evidence that these conditions are met.
- 3.2. Natural or legal persons shall not be entitled to participate in this tendering procedure or to be awarded a contract if they are in any of the situations referred to in Section 2.4. (EU restrictive measures), 2.6.10.1. (exclusion criteria) or 2.6.10.1.2. (rejection of a procedure) of the practical guide. In this case, their offer will be considered inappropriate or irregular, respectively. In the cases listed in Section 2.6.10.1. According to the practical guide, bidders can also be excluded from EU-funded procedures and subject to financial penalties of up to 10% of the total value of the contract, in accordance with the current Financial Regulation. That information may be published on the Commission's website in accordance with the current Financial Regulation. Bidders must submit affidavits² that they are not in any of these

² See Section 2.6.10.1.3 A)

situations of exclusion. Such declarations must also be submitted by all members of a joint venture, any subcontractor and any capacity-providing entity. Bidders who make false declarations may also face financial penalties and exclusions in accordance with the current Financial Regulation. Their offer will be considered irregular.

The above-mentioned exclusion situations also apply to all members of a joint undertaking/consortium, all subcontractors and suppliers of bidders, as well as to all entities on whose capacity the bidder relies for the selection criteria. In case of doubt about the declarations, the contracting authority will request supporting documents attesting that subcontractors and/or capacity providers are not in a situation that excludes them.

- 3.3. In order to be eligible to participate in this tendering procedure, tenderers must prove to the contracting authority that they comply with the necessary legal, technical and financial requirements and that they have the necessary means to perform the contract effectively.
- 3.4. Subcontracting is permitted. The tenderer and, where applicable, the entities on whose capacities it has relied in relation to the criteria relating to economic and financial capacity shall be jointly and severally liable for the performance of the contract.

4. Origin

- 4.1 Unless otherwise provided in the contract, all goods purchased under the contract must originate from a Member State of the European Union or from a country or territory of the regions covered and/or authorised by the specific instrument applicable to the programme specified in the Further information on the contract notice (Annex A5f) or, where applicable, in the contract notice (C2). For these purposes, 'origin' means the place where the goods are extracted, grown, produced or manufactured and/or from which the services are provided. The origin of goods must be determined in accordance with the relevant international agreements (in particular WTO agreements), which are reflected in EU legislation on rules of origin for customs purposes: the Customs Code (Council Regulation (EEC) No 2913/92), in particular Articles 22 to 246, and the implementing provisions of the Code (Commission Regulation (EEC) No 2454/93].)

Bidders must submit an undertaking signed by their representative attesting to compliance with this requirement. The bidder is obliged to verify that the information provided is correct. Otherwise, the tenderer risks being excluded due to negligent distortion of the information. For more details, see section 2.3.5. in the practical guide.

- 4.2 When submitting tenders, tenderers must expressly state that all goods meet the origin requirements and must specify the countries of origin. They may be asked to provide further information in this regard.

5. Type of contract

Unit price

6. Currency

Offers must be presented in Euro.³

³ The currency of the offer is the currency of the contract and the payment.

7. Lots

7.1 This tender procedure is not divided into lots.

8. Period of validity

- 8.1 Bidders will be obliged to comply with their bids for a period of **120 days** from the deadline for submitting bids.
- 8.2 In exceptional cases and before the expiry of the initial period of validity of the tender, the contracting authority may request tenderers in writing to **extend this period by 40 days**. Such requests and responses to them must be made in writing. Bidders who agree to do so will not be allowed to amend their bids and are obliged to extend the validity of their bid guarantees for the revised period of validity of the bid. If they refuse, without losing the tender guarantees, their participation in the tender procedure will cease. Where the contracting authority shall obtain the recommendation of the group referred to in Section 2.6.10.1.1. From the Practical Guide, the contracting authority may, before the expiry of the period of validity, request an extension of the validity of the tenders until the adoption of that recommendation.
- 8.3 The winning bidder will be obliged to comply with his offer for a period of time **60-day supplement**. The additional period is in addition to the The shelf life of the Auction regardless of the date of notification.

9. Language of tenders

- 9.1 The tenders, all correspondence and documents related to the tender exchanged by the tenderer and the contracting authority must be written in the language of the procedure, which is English.

If the supporting documents are not written in one of the official languages of the European Union, a translation into the language of the call for tender must be attached. Where the documents are in an official language of the European Union other than English, it is strongly recommended to provide a translation into English, to facilitate evaluation of the documents.

10. Submission of tenders

Tenders must be submitted through the Automated Information System "State Register of Public Procurement" (SIA RSAP). Deadline for submission of bids is **December 29, 2025, 17:00 (local time), Republic of Moldova time**.

Tenders submitted in any other way (e.g. by email or letter) will not be considered. A tender received after the deadline for submission of bids will be rejected.

Tenders must contain all the information and documents required by the contracting authority as set out in the procurement documents.

The submission of a bid implies acceptance of the terms and conditions set out in the procurement documents. Offers will be kept confidential until opening.

11. Content of tenders

Failure to meet the requirements below will constitute an irregularity and may result in rejection of the offer. All bids must meet the requirements of the tender file and include:

Part 1: Technical offer:

- A detailed description of the goods offered, in accordance with the technical specifications, including any documentation required.

The technical offer must be submitted according to the model (Annex II and III, technical offer of the contract) adding separate sheets for any equipment, machinery, installation, etc. in the equipment of the special vehicle.

Failure to meet the requirements below will constitute an irregularity and may result in rejection of the offer. All tenders must meet the requirements of the tender file and include:

Part 2: Financial Offer:

- Financial offer calculated on the basis of DDP (Incoterms 2020) for the goods offered.

This financial offer must be presented according to the model (Annex IV, budget breakdown) adding separate fact sheets for details, if necessary.

In case of doubt about the applicable VAT system, it is the responsibility of the bidder to contact the national authorities to clarify how the European Union is exempt from VAT.

Part 3: Documentation:

To ship using the attached templates*:

- Tender guarantee signed in original, 1% of the budget available for the contract;
- Tender form for a supply contract', together with Annex 1 '**Affidavit on exclusion criteria and selection criteria**', both duly completed, including the tenderer's declaration, point 7, (from each member, if a consortium, and from capacity providers or subcontractors (if any)).
- Details of the bank account to which payments are to be made (financial identification form – document c4o1_fif_en) (tenders who have already signed another contract with the European Commission can provide the number of the financial identification form instead of the financial identification form or a copy of the financial identification form provided on that occasion, if no change has occurred in the meantime.)
- Legal entity file (document c4o2_lefind_en) and supporting documents (tenders who have already signed another contract with the European Commission can provide the legal entity number instead of the legal entity file and supporting documents, or a copy of the legal entity file provided on that occasion, if there has been no change in legal status in the meantime).

To be provided in free text format:

- A description of the warranty conditions, which must be in accordance with the conditions set out in Article 32 of the General Conditions.
- A description of the organisation of the commercial guarantee offered in accordance with the conditions set out in Article 32 of the General Conditions;

- A declaration by the bidder attesting to the origin of the goods offered (or other evidence of origin).
- Duly authorised signature: an official document (articles of association, power of attorney, notarial declaration, etc.) proving that the person signing on behalf of the company, joint venture or consortium is duly authorised to do so.
- A list of equipment and installations in the special vehicle to be offered for delivery, with the exact indication of the make, model, year of manufacture (if applicable) and a brief technical description.

Remarks:

Tenders are asked to comply with this order of presentation.

The Annex* refers to the models attached to the tender file. These templates are also available at: [https://wikis.ec.europa.eu/display/ExactExternalWiki/Annexes#Annexes-AnnexesC\(Ch.4\):Supplies](https://wikis.ec.europa.eu/display/ExactExternalWiki/Annexes#Annexes-AnnexesC(Ch.4):Supplies)

12. Taxes and other charges

Taxes and other charges The applicable tax and customs procedure is as follows:

The European Commission and the Republic of Moldova have agreed in the Financing Agreement for the Interreg programme (Interreg VI-A) NEXT Romania-Republic of Moldova for the 2021-2027 programming period, concluded between the Ministry of Finance of the Republic of Moldova, the European Commission and the Ministry of Development, Public Works and Administration of Romania to allow according to the Government Decision of the Republic of Moldova No. 246 dated 08.04.2010, which includes the project in the list of projects exempt from VAT, ID ROMD00073, Tax Code 87211686477, goods within the project "Enhancing the intervention skills of professional firefighters" (EnIS)" full exemption from the following taxes: VAT exemption with the right to deduct for goods and services intended for them.

13. Additional information before the deadline for submission of tenders

The tender file should be clear enough so that bidders do not have to request additional information during the procedure. If, on its own initiative or in response to a request from a potential tenderer, the contracting authority provides additional information on the tender file, it shall transmit that information in writing to all other potential tenderers at the same time.

Any request for additional information must be made through the **Automated Information System "State Register of Public Procurement" (SIA RSAP)**, no later than 21 days before the deadline for submitting bids.

Any clarification regarding the additional information requested will be published on **the Automated Information System "State Register of Public Procurement" (SIA RSAP)**. The website will be updated periodically, and the responsibility for checking for any updates or changes lies with the bidder.

Any potential bidder wishing to organise individual meetings with either the contracting authority or the European Commission during the tender period may be excluded from the tender procedure.

14. Clarification meeting / site visit

- 14.1 A clarification/on-site visit meeting is not planned. Visits by potential individual bidders during the tender period cannot be organised.

15. Alteration or withdrawal of tenders

- 15.1 Electronic submission: After submitting the tender, but before the deadline for receiving tenders, a bidder can permanently withdraw its bid or withdraw it and replace it with a new one.
- 15.2 No tender may be withdrawn in the interval between the deadline for submission of tenders.1 and the expiry of the tender validity period. Withdrawal of a tender during this interval may result in forfeiture of the tender guarantee.
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16. Costs of preparing tenders

No costs incurred by the tenderer in preparing and submitting the tender are reimbursable. All such costs will be borne by the tenderer.

17. Ownership of Bids

The contracting authority retains ownership of all tenders received under this tender procedure. Consequently, tenderers have no right to have their tenders returned to them.

18. Joint venture or consortium

- 18.1 If a tenderer is a joint venture or consortium of two or more persons, the tender must be a single one with the object of securing a single contract, each person must sign the tender and will be jointly and severally liable for the tender and any contract. Those persons must designate one of their members to act as leader with authority to bind the joint venture or consortium. The composition of the joint venture or consortium must not be altered without the prior written consent of the contracting authority.
- 18.2 The tender may be signed by the representative of the joint venture or consortium only if it has been expressly authorised in writing by the members of the joint venture or consortium and the contract, notarial deed or deed of authorisation must be submitted to the tenderers of the contracting authority in accordance with point 11 of these instructions. All signatures on the authorisation deed must be certified in accordance with the national laws, regulations and administrative rules of each party comprising the joint venture or consortium, together with powers of attorney stating, in writing, that the signatories of the tender are empowered to enter into commitments on behalf of the members of the joint venture or consortium. Each member of such a joint undertaking or consortium shall provide the proof referred to in Article 3.5 as if it were the tenderer itself.

19. Opening of tenders

- 19.1 The purpose of the opening session is to verify that the tenders have been submitted in accordance with the requirements for the submission of the tender.
- 19.2 The bids will be opened in a public meeting on December 30, 2025, at 10:00 (Republic of Moldova time), at the Regional Directorate for Emergency Situations ATU Gagauzia of the General Inspectorate for Emergency Situations of the Ministry of Internal Affairs, Republic of Moldova, Novaia Street no. 7, mun. Comrat, the meeting room office, by the Evaluation Committee designated for this purpose. The Commission will draw up the minutes of the meeting, which will be available upon request.
- 19.3 At the opening of the tender, the names of the bidders, the auction prices, any discounts offered, written notices of change and withdrawal, the presence of the necessary tender guarantee (if applicable) and any other information that the contracting authority deems appropriate may be announced.
- 19.4 After the public opening of the tenders, no information relating to the examination, clarification, evaluation of the tenders or recommendations on the award of the contract may be disclosed until after the award of the contract.
- 19.5 Any attempt by tenderers to influence the evaluation committee in the process of examining, clarifying, evaluating and comparing tenders, to obtain information on the progress of the procedure or to influence the contracting authority in its decision on the award of the contract will result in the immediate rejection of their tenders.
- 19.6 All tenders received after the submission deadline specified in the contract notice or in these instructions will be retained by the contracting authority. The related guarantees will be returned to the bidders. No liability can be accepted for late delivery of offers. Late bids will be rejected and will not be evaluated.

20. Evaluation of tenders

20.1 Examination of the administrative compliance of tenders

At this stage, the aim is to verify that the bids comply with the essential requirements of the tender file. A tender is considered compliant if it meets all the conditions, procedures and specifications of the tender file, without substantially deviating from them or imposing restrictions on them.

Substantial deviations or restrictions are those that affect the scope, quality or performance of the contract, differ greatly from the terms of the tender file, limit the rights of the contracting authority or the tenderer's obligations under the contract, or distort competition for tenderers whose tenders are compliant. Decisions by which a tender is not administratively compliant must be duly justified in the evaluation minutes.

If a tender does not comply with the tender file, it will be rejected immediately and cannot subsequently be forced to comply by correcting it or withdrawing the derogation or restriction.

20.2 Technical Assessment

After analysing the tenders considered administratively compliant, the evaluation committee will rule on the technical admissibility of each tender, classifying it as technically compliant or non-compliant.

The minimum qualifications required (see selection criteria in the additional information on the contract notice) are to be assessed at the beginning of this stage.

Where the contracts include after-sales services and/or training, the technical quality of these services will also be assessed using the yes/no criteria as specified in the tender file.

- 20.3 In the interests of transparency and equal treatment, and in order to facilitate the examination and evaluation of tenders, the evaluation committee may request clarification of its tender from each tenderer individually, including the breakdown of prices, within a reasonable period to be determined by the evaluation committee. The request for clarification and the reply shall be in writing, but no change in the price or substance of the bid may be requested, offered or permitted, unless necessary to confirm the correction of arithmetic errors discovered during the evaluation of bids in accordance with Article 20.4. Any such request for clarification must not distort competition. Decisions by which a tender is not technically compliant must be duly justified in the evaluation report.

20.4 Financial Valuation

- a) Bids that prove to be technically compliant will be checked for any arithmetic errors in calculation and summation. Errors will be corrected by the evaluation committee as follows:
- If there is a discrepancy between the amounts in digits and in words, the amount in words will be the amount taken into account;
 - With the exception of flat-rate contracts, if there is a discrepancy between a unit price and the total amount obtained by multiplying the unit price and quantity, the quoted unit price will be the price taken into account.
- b) The amounts corrected in this way will be binding on the bidder. If the bidder does not accept them, his bid will be rejected.
- c) Unless otherwise specified, the purpose of the financial evaluation process is to identify the bidder offering the lowest price. Where specified in the technical specifications, the evaluation of tenders may take into account not only the acquisition costs but, to the extent applicable, the costs incurred during the life cycle of the goods (such as, for example, maintenance costs and operating costs), in accordance with the technical specifications. In this case, the contracting authority will examine in detail all the information provided by the tenderers and formulate its decision on the basis of the lowest total cost, including additional costs.

20.5 Variant solutions

Alternative solutions will not be considered.

20.6 Award criteria

The only award criterion will be the price. The contract will be awarded to the lowest bid in terms of price and compliant.

20.7 Documentary evidence on exclusion and selection criteria

At any time during the procurement procedure and before the contract is awarded, the contracting authority may request supporting documents regarding compliance with the exclusion criteria and selection criteria (financial, economic, technical and professional capacity) set out in these instructions. Please note that a request for evidence does not imply in any way that the bidder was a winner. **All bidders are invited to prepare the evidence documents in advance, as they may be required to provide them within a short deadline.** In any case, the tenderer proposed by the evaluation committee for the award of the contract will be invited to provide this evidence shortly.

Upon request, with regard to the exclusion criteria, tenderers should be able to provide the supporting documents or declarations required by the law of the country in which the company (or, in the case of consortia, each of the companies) is established, in order to demonstrate that it does not fall under any of the exclusion situations listed in Section 2.6.10.1. in the practical guide.

The above-mentioned documents must be submitted for each member of a joint venture/consortium, for all subcontractors and for each capacity providing entity.

The contracting authority may waive the obligation of any tenderer to submit the abovementioned supporting documents if they have already been submitted for the purpose of another procurement procedure, provided that the date of issue of the documents does not exceed one year and that they are still valid. In this case, the tenderer must declare on its own responsibility that the supporting documents have already been provided in a previous procurement procedure and confirm that its situation has not changed.

If the supporting documents submitted are drawn up in an official language of the European Union other than that of the procedure, it is strongly recommended that a translation be provided in the language of the procedure in order to facilitate the evaluation of the documents.

Failure to submit valid supporting documents upon request and within the deadline set by the contracting authority shall result in the rejection of the tender for the award of the contract, unless the tenderer can justify the failure on grounds of material impossibility.

If the winning bidder fails to provide this documentary proof or statement, or if it is found that the winning bidder has provided false information, the award will be considered null and void. In this case, the contracting authority may award the tender to the next bidder with the lowest level or cancel the tendering procedure.

21. Notification of award

By submitting a tender, each tenderer agrees to receive notification of the outcome of the procedure by electronic means. Such notification shall be deemed to have been received on the date on which the contracting authority sends it to the electronic address referred to in the tender.

The contracting authority shall inform all tenderers simultaneously and individually of the award decision. The tender guarantees of the rejected bidders will be released once the contract is signed. The winning bidder will be informed in writing of the acceptance of its bid (award notification).

22. Signing the contract and the performance guarantee

- 22.1 The contracting authority reserves the right to change the quantities specified in the tender by +/- 100 % at the time of contracting and for the duration of the contract validity. As a result of the variation, the total value of deliveries may not increase or decrease by more than 25 % of the initial financial offer in the offer. The unit prices indicated in the offer are used.
- 22.2 Within 30 days of receipt of the contract signed by the contracting authority, the successful tenderer must sign and date the contract and return it, together with the performance guarantee (if applicable), to the contracting authority. Upon signing the contract, the winning bidder will become the contractor and the contract will enter into force.
- 22.3 If the contracting authority fails to sign and return the contract and any necessary financial guarantee within 30 days of receipt of the notification, the contracting authority may consider that the acceptance of the tender is cancelled, without prejudice to the contracting authority's right to notify the guarantee, to claim compensation or to seek any other remedy in the event of such a breach, and the winning bidder will have no rights over the contracting authority.

- 22.4 The performance guarantee referred to in the general conditions is set out in **5 %** of the value of the contract. The performance guarantee must be presented in the form specified in the annex to the tender file. It will be issued within 60 days of the issuance of the final certificate of acceptance by the contracting authority, except for the proportion allocated to the after-sales service. For contracts of EUR 150 000 or less, on the basis of objective criteria such as the type and value of the contract, the contracting authority may decide not to require such a guarantee.

23. Tender Guarantee

The bid guarantee referred to in Article 11 above shall be set at 1 % of the budget available for the contract and shall be presented in the form specified in the Annex to the tender file. It must remain valid for 45 days after the validity period of the offer. Bid guarantees provided by unsuccessful bidders will be returned accompanied by a letter informing that the bidder has not been selected. The bid guarantee of the winning bidder will be released at the signing of the contract, once the guarantee is deposited

This guarantee will be issued to unsuccessful bidders after the end of the tender procedure. The auction guarantee of the winning bidder will be released at the signing of the contract, together with the submission of the performance guarantee.

24. Ethics clauses and code of conduct

24.1 Absence of conflict of interest

The tenderer must not be affected by any conflict of interest and must have no equivalent relation in that respect with other tenderers or parties involved in the project. Any attempt by a tenderer to obtain confidential information, enter into unlawful agreements with competitors or influence the evaluation committee or the contracting authority during the process of examining, clarifying, evaluating and comparing tenders will lead to the rejection of its tender and may result in administrative penalties according to the Financial Regulation in force.

24.2 Respect for human rights, as well as environmental legislation and core labour standards

The tenderer and its personnel must comply with human rights and applicable data protection rules. In particular and in accordance with the applicable basic act, tenderers and applicants who have been awarded contracts must comply with the environmental legislation including multilateral environmental agreements, and with the core labour standards as applicable and as defined in the relevant International Labour Organisation conventions (such as the conventions on freedom of association and collective bargaining; elimination of forced and compulsory labour; abolition of child labour).

Zero tolerance for sexual exploitation, abuse and harassment:

The European Commission applies a policy of 'zero tolerance' in relation to all wrongful conduct which has an impact on the professional credibility of the tenderer.

Physical abuse or punishment, or threats of physical abuse, sexual abuse or exploitation, harassment and verbal abuse, as well as other forms of intimidation shall be prohibited.

24.3 Anti-corruption and anti-bribery

The tenderer shall comply with all applicable laws and regulations and codes relating to anti-bribery and anti-corruption. The European Commission reserves the right to suspend or cancel project financing if corrupt practices of any kind are discovered at any stage of the award process or during the execution of a contract and if the contracting authority fails to take all appropriate measures to remedy the situation. For the purposes of this provision, 'corrupt practices' are the offer of a bribe, gift, gratuity or commission to any person as an inducement or reward for performing or refraining from any act relating to the award of a contract or execution of a contract already concluded with the contracting authority.

24.4 Unusual commercial expenses

Tenders will be rejected or contracts terminated if it emerges that the award or execution of a contract has given rise to unusual commercial expenses. Such unusual commercial expenses are commissions not mentioned in the main contract or not stemming from a properly concluded contract referring to the main contract, commissions not paid in return for any actual and legitimate service, commissions remitted to a tax haven, commissions paid to a payee who is not clearly identified or commissions paid to a company which has every appearance of being a front company.

Contractors found to have paid unusual commercial expenses on projects funded by the European Union are liable, depending on the seriousness of the facts observed, to have their contracts terminated or to be permanently excluded from receiving EU funds.

24.5 Breach of obligations, irregularities or fraud

The contracting authority reserves the right to suspend or cancel the procedure, where the award procedure proves to have been subject to breach of obligations, irregularities or fraud. If breach of obligations, irregularities or fraud are discovered after the award of the contract, the contracting authority may refrain from concluding the contract.

25. **Cancellation of the tender procedure**

If a tender procedure is cancelled, tenderers will be notified by the contracting authority.

If the tender procedure is cancelled before the tender opening session the sealed envelopes will be returned, unopened, to the tenderers.

Cancellation may occur, for example, if:

- the tender procedure has been unsuccessful, namely where no suitable, qualitatively or financially acceptable tender has been received or there has been no valid response at all;
- the economic or technical parameters of the project have changed fundamentally;
- exceptional circumstances or *force majeure* render normal implementation of the project impossible;
- all technically acceptable tenders exceed the financial resources available;
- there have been breach of obligations, irregularities or frauds in the procedure, in particular where these have prevented fair competition;
- the award is not in compliance with sound financial management, i.e. does not respect the principles of economy, efficiency and effectiveness (e.g. the price proposed by the

tenderer to whom the contract is to be awarded is objectively disproportionate with regard to the price of the market.

In no event will the contracting authority be liable for any damages whatsoever including, without limitation, damages for loss of profits, in any way connected with the cancellation of a tender procedure even if the contracting authority has been advised of the possibility of damages. The publication of a contract notice does not commit the contracting authority to implement the programme or project announced.

26. Appeals

Tenderers believing that they have been harmed by an error or irregularity during the award process may file a complaint. See Section 2.12. of the practical guide.

27. Data protection

The processing of personal data related to this tender procedure by the contracting authority takes place in accordance with the national law of the state of the contracting authority and the provisions of the respective financing agreement.

The tender procedure and the contract relate to an EU-funded external action, represented by the European Commission. Where the processing of your response to the invitation to participate in the tender involves the transfer of personal data (such as names, contact details and CVs) to the European Commission, they will be processed exclusively for the purpose of monitoring the procurement procedure and the implementation of the contract by the Commission, in order for the Commission to comply with its obligations under the applicable legislative framework and the funding agreement concluded between the EU and the European Commission. Country partner, without prejudice to the possible transmission to the bodies responsible for monitoring or inspection tasks in application of EU law. For the part of the data transferred by the contracting authority to the European Commission, the controller for the processing of personal data carried out within the Commission is

Details of the Commission's processing of your personal data are available in the Privacy Statement at:

[https://wikis.ec.europa.eu/display/ExactExternalWiki/Annexes#Annexes-AnnexesA\(Chap.2\):General](https://wikis.ec.europa.eu/display/ExactExternalWiki/Annexes#Annexes-AnnexesA(Chap.2):General)

In cases where you process personal data in the context of participation in an auction (e.g. CVs of both key experts and technical experts) and/or the implementation of a contract (e.g. replacement of experts), you must inform the data subjects of the possible transmission of their data to the EU institutions and bodies and communicate the above-mentioned privacy statement.

28. Early detection and exclusion system

The tenderers and, if they are legal entities, persons who have powers of representation, decision-making or control over them, are informed that, should they be in one of the situations of early detection or exclusion, their personal details (name, given name if natural person, address, legal form and name and given name of the persons with powers of representation, decision-making or control, if legal person) may be registered in the early detection and

exclusion system, and communicated to the persons and entities listed in the above-mentioned decision, in relation to the award or the execution of a procurement contract.

**Head of the Regional department of the
emergency situations ATU Gagauzia of
the General Inspectorate for Emergency
Situations of the MIA RM
colonel of the internal service**

Vitali CASSA

List of documents to be submitted with the tender and during the procedure

The purpose of this table is to help bidders prepare their bids and clearly determine which documents need to be submitted, by which entities involved, when (together with the bid or subsequently at the request of the contracting authority) and where (eSubmission).

Description	Single bidder/in individual candidate	Consortium		Identified Subcontractor	The entity on whose capacity it relies	When and where to submit the document?	Instructions for uploading to eSubmission (if applicable)	
		Group leader	Group Member				What is the name of the file?	Where is it charged?
Identification and information about the bidder.								
<i>View eSubmission</i>								
<div> Ways to submit Parties Tender data Submission report Submit </div>								

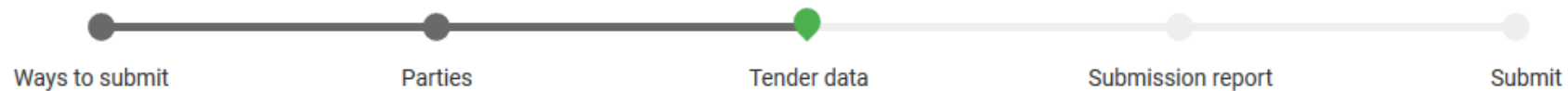
Bid submission form	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>				With the offer in eSubmission	"Tender Form"	<p>Select "one-time send" or "group send." Under "parties" identify the participants.</p> <p><input type="checkbox"/> Under the heading 'Annexes' <input type="checkbox"/> the tender form is added <input type="checkbox"/> 'Other documents'.</p>
Declaration of honour on exclusion and selection criteria	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	With eSubmission in	"Declaration of honor"	<p>Select the entity concerned in the 'Parties' section <input type="checkbox"/> 'Bidder identification' <input type="checkbox"/> 'Annexes' <input type="checkbox"/> 'Declaration on honour'.</p> <p>For capacity providers that are not subcontractors, the document must be uploaded in the Single or group lead bidder section:</p> <p><input type="checkbox"/> 'Identification of bidder' <input type="checkbox"/> 'Annexes' <input type="checkbox"/> 'Other documents'.</p>

Financial Identification Form (FIF)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>				With the offer in eSubmission	"Financial identification form"	Select "one-time send" or "group send." Under the heading 'Parties' <input type="checkbox"/> 'Identification of the tenderer' <input type="checkbox"/> 'Annexes' <input type="checkbox"/> 'Other documents'.
Legal Entity File (LEF) and supporting documents	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>				With the offer in eSubmission	"Legal entity file"	Select "one-time send" or "group send." Under the heading 'Parties' <input type="checkbox"/> 'Identification of the tenderer' <input type="checkbox"/> 'Annexes' <input type="checkbox"/> 'Other documents'.
Duly authorized signature	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			With the offer in eSubmission	'Signature duly authorised'	In the 'Parties' section <input type="checkbox"/> 'Identification of the tenderer' <input type="checkbox"/> 'Annexes' 'Other documents'.
Copy of the auction guarantee	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>				With the offer in eSubmission	"Auction guarantee"	In the 'Parties' section <input type="checkbox"/> 'Identification of the tenderer' <input type="checkbox"/> 'Annexes' 'Other documents'.

Evidence of non-exclusion	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	At any time during the procedure	N.A.	N.A.
Evidence of economic and financial capacity	Documents must only be provided by <i>the entities involved</i> that contribute to the fulfilment of the established selection criteria					At any time during the procedure	N.A.	By e-mail, on request
Proof of technical and professional capacity	Documents must only be provided by <i>the entities involved</i> that contribute to the fulfilment of the established selection criteria					At any time during the procedure	N.A.	By e-mail, on request
Other documents	Documents deemed necessary (e.g. description of warranty conditions, declaration of origin, other documents depending on the nature of the call)					With the offer in eSubmission	<i>'Name to reflect the nature of the document'</i>	In the 'Parties' section <input type="checkbox"/> 'Identification of the tenderer' <input type="checkbox"/> 'Annexes' 'Other documents'.

Auction data.

View eSubmission



Failure to upload the following documents to the eSubmission will result in the rejection of the offer.

Technical offer	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>				With the tender in eSubmission	"Technical offer"	In the section "Auction data" <input type="checkbox"/> "Technical offer"
Financial offer (budget)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>				With the tender in eSubmission	"Financial offer"	Under 'Auction data' <input type="checkbox"/> 'Financial offer'

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