**JSC „Ausnė“**

**J. Basanavičiaus str. 102, LT-76176 Šiauliai, Lithuania**

**Entity code: 145466128**

APPROVED

by Procuring organization Procurement commision 08-11-2023, protocol No. 20231108-1

**PUBLIC PROCUREMENT „SMART MATTRESS PRODUCTION LINE“**

**OPEN TENDER SPECIAL CONDITIONS**

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# General information

* 1. JSC „Ausnė“, legal entity code 145466128, address J. Basanavičiaus str. 102, LT-76176 Šiauliai, Lithuania. The procuring organization is VAT payer.
  2. The procurement is not carried out using the centralized procurement catalog, according to the 2019 directive of the Director of the Public institution „Central Project Management Agency“ July 8 by order no. 2019/8-172 approved for 2014-2021 Clause 77.2 of the description of the procedure for procurement supervision and procurement of non-procurement organizations and procurement organizations in accordance with the Regulations of European Economic Area and Norwegian Financial Mechanisms projects and Bilateral Cooperation Fund projects.
  3. The procuring organization does not reserve the right to participate in the procurement, in accordance with the 2019 decision of the Director of the Public instituion „Central Project Management Agency“ July 8 by order no. 2019/8-172 approved for 2014-2021 Clause 77.4 of the description of the procedure for procurement supervision and non-procurement organizations and procurement organizations in accordance with the Regulations of European Economic Area and Norwegian Financial Mechanisms projects and Bilateral Cooperation Fund projects.
  4. Observers are not invited to participate in Commission meetings.
  5. **A green procurement is performed**. The procurement is carried out under the guidance of the Minister of the Environment of the Republic of Lithuania in 2022. December 13 order no. D1-401 "On the Decree of the Minister of the Environment of the Republic of Lithuania in 2011 June 28 order no. D1-508 "Regarding the amendment of the list of Products for which environmental protection criteria are applicable to public procurement and procurement, the description of the application procedure of environmental protection criteria and environmental protection criteria that procuring organizations and procuring entities must apply when purchasing goods, services or works" 4.4 .in clause 4.3. Environmental cover criteria are set out in Annex 7 of the special procurement conditions "Draft of the agreement".
  6. No pre-announcement of the purchase was made.
  7. In the procurement, the procuring organization does not intend to publish a notification regarding voluntary ex ante transparency, in accordance with the 2019 directive of the Director of the Public institution „Central Project Management Agency“ July 8 by order no. 2019/8-172 approved for 2014-2021 Clause 77.1 of the description of the procedure for procurement supervision and non-procurement organizations and procurement organizations in accordance with the Regulations of European Economic Area and Norwegian Financial Mechanisms projects and Bilateral Cooperation Fund projects.
  8. Alternative offers are not allowed in the procurement.
  9. The General Terms and Conditions of procurement are an integral part of these conditions.

# Procurement object

* 1. The procuring organization intends to purchase a **smart mattress production line (hereinafter referred to as the goods).** The scope of procurement, requirements for the object of procurement and the technical specification are presented in Annex 2 of the special procurement conditions "Technical specification".
  2. The object of procurement is not divided into parts. Purchasing a unitary device, the components of which are inseparable, must be compatible, which can only be ensured by a set of components provided by one manufacturer, forming a common whole. Individual components cannot be provided by different suppliers, because the purchasing organization needs an innovative integrated solution that will ensure maximum benefit in the production process.
  3. If a specific model or source of supply, a specific process, characteristic of a specific supply of goods or services, or a trademark, patent, types, specific origin or production is indicated in the technical specification of the procurement object, such reference shall be deemed to be made with the words "or equivalent'.
  4. If the standard, technical certificate or general technical specifications specified in the technical specification of the procurement object are specified (Lithuanian standard adopting the European standard, European technical assessment approval document, general technical specifications of information and communication technologies, international standard, technical normative systems established by other European standards organizations, national standards, national technical certificates or national technical specifications relating to the design of the works, the calculation and execution of the works and the use of the goods), each such reference shall be deemed to be accompanied by the words "or equivalent".

# Meetings with suppliers and object inspection

3.1 The procuring organization will not hold a meeting with the suppliers to explain the terms of the purchase.

# Basics for exclusion of suppliers and qualification requirements

4.1. The requirements regarding the absence of basics for the supplier's exclusion and the documents confirming their absence are presented in Annex 3 of the special procurement conditions "Basics for the exclusion of suppliers".

4.2. Qualification requirements and/or requirements for compliance with the standards of the quality management system and/or environmental protection management system are set for suppliers, and the documents confirming their compliance are presented in Annex 4 of the special procurement conditions "Qualification requirements for suppliers".

# Requirements related to national security

5.1. The provisions of the Regulation apply to the procurement. Together with the proposal, the supplier must submit a completed declaration regarding (non)compliance with the provisions of the Regulation, which is provided in Annex 8 of the special procurement conditions. If there are doubts about the supplier's (non)compliance with the provisions of the Regulation, the procuring organization will ask the potential winner to submit documents proving the correctness of the data provided in the declaration.

5.2. If the procuring organization determines that the restrictions set forth in Article 5 k of the Regulation are met by the supplier, it will require the supplier to replace them with other entities that meet the reqirements of the procurement conditions.

# Special reguirements for preparation and submission of proposals

* 1. **The supplier's proposal consists of the set of documents submitted by e-mail and specified below:**
  2. if the supplier uses economic entities whose capacities are based on, evidence that these resources will be available throughout the period of performance of contractual obligations
  3. Technical documentation of the proposed equipment - descriptions of the technical parameters of the components
     1. a proposal signed by the supplier, prepared in accordance with the proposal form provided in Annex 6 "Proposal form" of the special procurement conditions;
     2. completed ESPD (Annex 5 of the special procurement conditions "ESPD" (in XML format)). By signing the proposal, the supplier also confirms the authenticity of the ESPD;
     3. copy of the joint venture agreement (if a group of economic entities participates in the procurement on the basis of a joint venture agreement)
     4. a document confirming that the person who signed the proposal (if he is not the director of the supplier) had the right to sign it;
     5. if the supplier uses subsuppliers, the subsupplier's declaration or other document confirming his consent to be a subsupplier in the procurement;
     6. documents confirming the supplier's compliance with the established qualification requirements (these documents will be requested only from the potential winner of the procurement);
     7. documents confirming the absence of basics for exclusion (these documents will be requested only from the potential winner of the procurement);
     8. technical descriptions or equivalent documents confirming compliance with technical specification indicators;
     9. completed Declaration of Conformity (Annex 8 of the special purchase conditions "Declaration of Conformity");
     10. other documents (their copies) deemed necessary by the supplier.

6.2. The proposal can be signed by e-mail. signature or provided a scanned document with a physical signature. Documents can be submitted:

* + 1. to sign with a qualified electronic signature to form a document by electronic means; the name of proposals received by electronic mail must be "Smart mattress production line. Open tender".
    2. digital copies of documents (with physical signature). the name of proposals received by electronic mail must be "Smart mattress production line. Open tender".
  1. The proposal must be prepared in Lithuanian or English. If any documents submitted with the proposal are prepared in a language other than the language required, an accurate translation into the language required must be provided. If the procuring organization has suspicions about the quality of the translation of the document submitted in the proposal and/or its compliance with the content of the original document, the procuring organization requires the submission of a translation of this document certified by the signature of the person who performed the translation and the seal of the translation office (if available);
  2. The total proposal price (cost) including VAT must be specified to two decimal places. The price components or rates that make up this price can be expressed without limiting the number of decimal places.
  3. Prices quoted by suppliers will be evaluated and compared with all taxes, including VAT.

# Enduring the validity of the proposal

7.1. The procuring organization does not require to ensure the validity of the proposal, but reserves the right to apply to the court for damages caused by the fact that the supplier changes or cancels its proposal during the period of validity of the proposal or the winner of the procurement refuses to conclude the agreement.

# Electronic auction

8.1.The procuring organization will not use an electronic auction.

# Evaluation of proposals

9.1.The procuring organization selects the most economically advantageous **proposal based on the price specified in the supplier's proposal**, which must be calculated and specified as required in Annex 6 of the special procurement conditions "Proposal form" and the annex to the Proposal form.

9.2. The procuring organization will consider such proposals, the total price of which will exceed **397,790.00 EUR without VAT**, as unacceptable (too high) price proposals.

* 1. Only 1 (one) most economically useful proposal, which is in the first place in the list of proposals, can be recognized as the winning proposal.
  2. The procuring organization will reject the supplier's proposal if the following documents required by the procurement conditions are not submitted together with the proposal: Annex 4 "Supplier qualification requirements".

# Conclusion of the agreement

* 1. This procurement procedure is carried out in order to conclude an agreement with the supplier, whose proposal, following the procedure established in the procurement conditions, will be recognized as the winner.

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# Procurement conditions Annex 1 „Deadlines“

|  |  |  |  |
| --- | --- | --- | --- |
| **No.** | **ACTION** | **DATE/NUMBER OF DAYS/TIME**  **(Lithuanian time)** | **NOTES** |
| 1. | Deadline for submission of proposals | specified in the advertisement. An expedited procedure will be followed. The announcement will justify such a decision to proceed with the expedited procedure. | The procuring organization has the right to extend the deadline for submission of proposals. |
| 2. | Initial acquaintance by e-mail received/ proposals | Starts no earlier than 45 minutes after the deadline for submission of proposals. |  |
| 3. | The supplier must submit the request to clarify and clarify the terms of procurement no later than: | **6 (six)** days before the deadline for submission of proposals |  |
|  | The procuring organization submits the explanation and clarification of the procurement conditions to all suppliers no later than: | **4 (four)** days before the deadline for submission of proposals |  |
|  | Inspection of the object will be carried out: | NOT APPLICABLE |  |
|  | The procuring organization will hold meetings with suppliers to clarify the terms of procurement | NOT APPLICABLE |  |
|  | Suppliers must provide goods samples | NOT APPLICABLE |  |
|  | The procuring organization shall answer to the supplier whether it agrees to accept the document confirming the validity of the proposal proposed by the supplier no later than | NOT APPLICABLE |  |
|  | The guarantee of the validity of the proposal is returned to the tenderer (or the rights to it are waived) through | NOT APPLICABLE |  |
|  | The procuring organization informs the procurement participants about the results of the ESPD assessment no later than | 3 (three) working days from the date of the decision |  |
|  | The procuring organization shall notify the procurement participants of the decision to determine the winning proposal, which will lead to the conclusion of the agreement no later than | 3 (three) working days from the date of the decision |  |
|  | The procuring organization, upon written request of the tenderer, shall provide him with the information specified in Article 58, Part 2 of the PPL no later than within | 15 (fifteen) days from the date of receipt of the tenderer's written request |  |
|  | The supplier has the right to submit a claim to the procuring organization, submit a request or file a lawsuit in court no later than | 10 (ten) days from the date of sending the written notification of the decision taken by the procuring organization to the suppliers or from the day of announcing the decisions taken by the procuring organization, if the PPL does not provide for the requirement to inform the suppliers in writing about the decisions taken by the procuring organization;  15 (fifteen) days from the date of sending the notification to suppliers, if this notification was not sent by electronic means. |  |
|  | The procuring organization must examine the supplier's claim, make a reasoned decision and notify the supplier who submitted the claim and the interested procurement participants in writing about it, as well as about the change in the previously announced terms of the procurement procedure, no later than | 6 (six) working days from the day of receiving the claim |  |
|  | If the procuring organization does not examine the claim submitted to it within the set deadline, the supplier has the right to submit a request or bring a lawsuit to the court through (with the exception of a lawsuit for declaring the contract invalid) | within 15 (fifteen) days from the day on which the procuring organization had to notify in writing of the adopted decision to the supplier who submitted the claim, interested procurement participants. |  |
|  | The procuring organization cannot conclude the agreement earlier than after | 10 (ten) days from the date of the notification of the decision to conclude the agreement (and if a claim was received, from the date of sending the written notification of its decision on the claim) from the procuring organization to the procurement participants, and if this notification was not sent by electronic means, no earlier than after 15 (fifteen) days. |  |
|  | If the interested participant asks the procuring organization to submit a winning proposal | The deadline and the postponement period established in Part 1 of Article 102 of the PPL shall be extended for an additional period, counting from the date of submission of the interested participant's request to submit the winning proposal to the procuring organization until the said proposal is submitted to the interested participant. If the proposal of the winning participant is submitted on the same day as the request was made, the deadline and the postponement period established by Article 102, Part 1 of the CC are extended by one working day. |  |

## Procurement conditions Annex 2 „Technical specification“

**TECHNICAL SPECIFICATION OF THE SAMART MATTRESS PRODUCTION LINE**

JSC "Ausnė" plans to purchase a smart mattress production line. The supplier must be the manufacturer of the proposed smart mattress production line or an official representative of the manufacturer authorized to sell, supply and maintain the smart mattress production line. At the time of signing the agreement, the supplier (the winner of the purchase) must provide JSC "Ausnė" with supporting documents of the smart mattress production line, proving that the supplier is an official representative of the manufacturer of the proposed equipment, authorized to sell, supply and maintain the proposed equipment.

1. The smart mattress production line consists of:

|  |  |  |
| --- | --- | --- |
| No. | Name | Max, quantity, unit |
| 1.1. | Automatic Mattress Wrap, Compress, Fold and Roll Pack Machine | 1 |
| 1.2. | Automatic Hotmelt Gluing System | 1 |

* 1. Requirements for a mattress production line or an equivalent mattress production line:

|  |  |
| --- | --- |
| Indicator | Required value |
| Automatic Mattress Wrap, Compress, Fold and Roll Pack Machine | |
| Wrapping system | Auto wrapping system |
| Possibility of mattress adjustment | Self-adjustment of mattresses of various sizes |
| Hydraulic adjustable pressure mechanism | no less than 60 tones Hydraulic adjustable pressure mechanism |
| Ability to use as mattress wrapping only without fully compression and rolling | Applicable |
| Ability to adjust heating, cooling time for different thickness of film | Applicable |
| Automatic side film cutting system | Applicable |
| Adjustment range of the hydraulic roller pack system | Ability to adjust the exit diameter within the range of 25-50 cm(material dependent) |
| Ability to roll bigger mattresses into smaller exit diameter thanks hydraulic exit system | Applicable |
| Multidirectional cross conveyor at the exit of the wrap-compress unit | Ability to send the mattresses to roll-pack unit  or exit as wrapped only |
| Ability to pack pocket spring, foam and latex mattresses | Applicable |
| Equipment capacity | 25-35 seconds/per roll |
| Heavy Duty Folding Mechanism | Applicable |
| Possibilities of using the equipment | Ability to use the machine as pack-only, pack-compress, pack-compress-roll, pack-compress-fold-roll, Roll-only |
| Automatinis sukimasis ties sulankstoma dalimi | Applicable |
| Plotas daugiafunkciniam darbui | Daug mažesnis plotas daugiafunkciam darbui (nereikia papildomų besisukančių ir 90o konvejerių) |
| Automatic mattress rotating at the folding section | Applicable |
| Mattress size | not more than 215 cm x 210 cm  no less than 180 cm x 75 cm |
| Stretch Film Width for Roll Pack Machine: | not more than 220 cm (moving right and left according to the size of the mattress) |
| Automatiškai judanti tamprios plėvelės ritinėlių sistema įvairių dydžių čiužiniams | Applicable |
| Auto moving stretch film roll system for different mattress sizes | Stretch plėvelė arba PE plėvelė |
| High Precision Sealing System | Applicable |
| Mattress height | not more than 50 cm (material compressibility dependent)  no less 5 cm |
| Lifelong FESTO pneumatics with low air consumption | Applicable |
| Voltage | 380V, 3 Phase (3P + Neutral + Ground) |
| Compressed Air | 6-7 bars |
| Weight | not more than 18500 kg |
| Automatic Hotmelt Gluing System | |
| Automatic Center and Perimeter Gluing System | Applicable |
| Heads | no less than 2 Heads for perimeter gluing  not more than 9 heads for center gluing |
| Fully equipped with servo motor conveyors and perimeter gluing system for precise positioning | Applicable |
| Automatic size recognition for height, length and width | Applicable |
| Automatic Exit Ramp Conveyor to send the later to second floor or first floor | Applicable |
| Automatic height adjustment | Applicable |
| Ability to set the offsets from the edge of the layer to be glued regardless of the dimension of the layer | Applicable |
| Fully equipped with laser sensors to avoid gluing mistakes | Applicable |
| Ability to synchronize with existing systems | Applicable |
| Conveyor speed: | no less than 60 m/min |
| Layer size | no less than 220 cm x 220 cm |
| Double offset system for quilt panel gluing, clinched springs, round corners, etc. | Applicable |
| Zigzag gluing modes for the center gluing heads, uniform bonding ability with less glue consumption | Applicable |
| Smart solutions | 3 pcs of start pedal for different gluing application  Ability to define gluing modes for specific start button  Defining glue consumption for each pedal  Defining perimeter, center, perimeter + center gluing modes for each pedal  Defining different offsets for different pedals  Defining first or second offset, zigzag modes for each pedal  Activating / deactivating specific heads for each start mode  No touch to the screen to change the modes  Ability to define series of working modes with a single pedal |
| Silicon conveyor parameters | Two pieces of silicon conveyor |
| Independently servo motorized in-feed and exit conveyors | Applicable |
| Touchscreen hot-melt tank interface with information pages. | Applicable |
| Gluing cycle speed | not more than 7-12 Seconds for Each Gluing Cycle (depends on the size and glue pattern) |
| Hot gluing system | Applicable |
| Automated Telescopic Layer Assembly System | Being at least at the patent-pending stage |
| Tank | No less than 30 l tank with high-powered piston pumps |
| Other requirements for a smart mattress production line | |
| An innovative solution to achieve | - 100% recyclable packaging;  - packaging in a 50% smaller package;  - digitization of the production process up to 90%;  - Saving resources, rejecting plastic up to 30%;  - warehouse optimization up to 60%;  - increase in work productivity by at least 54.7%. |
| Warranty | For mechanical parts at least 24 months, for electronic (digital) parts at least 12 months. |

**The delivery date is no later than 15 April 2024.**

Note. In this technical specification, all the above specific models or sources of supply, standards, interfaces, specific processes or brands, patents, types, specific origin or production include their equivalent products or processes (i.e. the supplier may also offer corresponding equivalent products or processes), regardless of whether there is an attachment "or equivalent" next to it (the condition does not apply if the source, standard, specific process or brand, patent, type, specific origin or production is indicated when defining the products and existing processes of JSC "Ausnė" partners).

## Procurement conditions Annex 3 „Basics for the exclusion of suppliers“

Basics for the exclusion of suppliers

1. Only ESPD is provided with the proposal. The procuring organization does not require the submission of documents proving the absence of basics for exclusion specified in the table with the proposal. These documents are requested only from the supplier that submitted the most economically advantageous proposal before the awarding of the winning proposal. However, the procuring organization may, at any time during the procurement procedure, ask candidates or participants to submit all or part of the documents confirming the absence of basics for their exclusion, if this is necessary to ensure the proper performance of the procurement procedure.
2. The basics for removal apply to the supplier (when the propsal is submitted by a group of economic entities - to all members of that group).
3. The procuring organization excludes the supplier from the procurement procedure at any stage of the procurement procedure, if it turns out that due to his actions or inaction before or during the procurement procedure, he meets at least one of the basics for the exclusion of the supplier specified in the procurement documents, with the exception of the cases established in paragraph 10 of Article 46 of the PPL (however, taking into account the provisions of paragraphs 11 and 12 of Article 46 of the CC).
4. The procuring organization, when making decisions on the exclusion of a supplier from the procurement procedure on the grounds for exclusion specified in Article 46, paragraph 4 of the PPL, takes into account whether, when assessing the reliability of the supplier, the removal of the supplier from the procurement procedure is proportional to the assessed behavior of the supplier, in the case of Article 46, paragraph 4, point 7, letter c of the PPL - whether the application of this basis for the exclusion of the supplier from the procurement procedure would not significantly restrict competition. When making decisions on the removal of a supplier from the procurement procedure on the basics of exclusion specified in points 4 and 6 of Article 46, Part 4 of the PPL, the information published in accordance with Articles 52 and 91 of the PPL may be taken into account.
5. The procuring organization primarily requires such certificates and such forms of documentary evidence as provided in the European Commission's e-Certis information document repository. The fourth column of the table indicates the documents that must be submitted by suppliers registered in the Republic of Lithuania. Regarding the documents to be submitted by suppliers from foreign countries, the Procuring Organization checks the information in e-Certis at https://ec.europa.eu/tools/ecertis/.
6. The procuring organization does not require the supplier to submit documents confirming the absence of basics for its exclusion, if it:
   1. have access to these documents or information **directly and free of charge** by connecting to a national database in any Member State;
   2. already have these documents from previous procurement procedures, if the information specified in these documents is still relevant (the document was issued no more days ago than indicated in the corresponding row of the table below).
7. If the supplier is unable to submit the specified documents proving that there are no basics for exclusion, provided for in paragraphs 1 and 3 of Article 46 of the PPL, because such documents are not issued in a member state or the relevant country, or the documents issued in that country do not cover all the issues raised in paragraphs 1 and 3 of Article 46, they can be replaced by:
   1. affidavit;
   2. official declaration of the supplier, if sworn declaration is not used in the country. The official declaration must be certified by the competent legal or administrative authority, notary or competent professional or trade organization of the Member State or supplier's country of origin or country of registration.

|  |  |  |  |
| --- | --- | --- | --- |
| **No.** | **Basics for excluding a supplier** | **Article, part, item of PPL and part of the ESPD form for filling** | **Documents proving the absence of basics for exluding** |
| **Mandatory basics for removal according to the provisions of paragraphs 1 - 4 of Article 46 of the PPL** | | | |
| 1. | The supplier or his responsible person, referred to in Article 46, Part 2, Point 2 of the PPL, has been convicted of the following criminal act:  1) participation in a criminal association, its organization or leadership;  2) bribery, trading in influence, bribery;  3) fraud, misappropriation of assets, waste of assets, fraudulent statement about the activities of a legal entity, use of credit, loan or targeted support not according to the purpose or established procedure, credit fraud, submission of incorrect data on income, profit or assets, declaration, report or other document non-submission, fraudulent management of accounting or abuse, when these criminal acts attack the financial interests of the European Union, as defined in Article 1 of the Convention on the Protection of the Financial Interests of the European Communities;  4) criminal bankruptcy;  5) terrorist and terrorist-related crime;  6) legalization of criminally obtained property;  7) human trafficking, buying or selling a child;  8) a crime committed by a supplier from another country, defined in the legislation of other countries implementing the legislation of the European Union listed in Article 57, Part 1 of Directive 2014/24/EU.  It is considered that the supplier or his responsible person has been convicted of the above-mentioned criminal act, when due to:  1) the supplier, who is a natural person, has had a criminal conviction passed and entered into force within the last 5 years, and this person has an unexpired or unexpunged criminal record;  2) the manager, person(s) of the supplier who is a legal person, another organization or its division, who has (have) the right to draw up and sign the supplier's financial accounting documents, within the last 5 years, a guilty verdict has been passed and entered into force, and this person has an unexpired or unexpunged criminal record;  3) the supplier, which is a legal person, another organization or its division, has received and entered into force a guilty verdict in the last 5 years, or in the case of Article 46, Paragraph 3 of the PPL - a final administrative decision, if such a decision is made in accordance with the requirements of the legislation of the supplier's country**.** | **Paragraph 1 of Article 46 of the PPL**  Sections A1-A6 of Part III of ESPD  Sections D1 of Part III of ESPD | Entities established in Lithuania are required to:  • an extract from a court decision or  • Certificate from the Department of Informatics and Communications at the Ministry of Internal Affairs, or  • a document issued by the Registry Center of the State Enterprise in the manner established by the Government of the Republic of Lithuania, confirming the combined data processed by the competent authorities.  Entities established outside of Lithuania are required to:  • a document of the relevant institution of a foreign country[[1]](#footnote-2).  The specified documents must be issued no earlier than 180 days before the day when the supplier, at the request of the procuring organization, will have to submit documents confirming the absence of grounds for exclusion. ***Example:*** If the procuring organization asked the supplier on 10/10/2022 to submit supporting documents by 10/14/2022, they must be issued no earlier than 180 days, counting back from 10/14/2022.  If the document was issued earlier, but the validity period specified in it is longer than the deadline for submission of documents confirming the absence of grounds for exclusion according to the ESPD, such a document is acceptable during its validity period. |
| 2. | The supplier is convicted of non-fulfilment of obligations related to the payment of taxes, including social insurance contributions, in accordance with the requirements of the country where the supplier is registered or the country where the purchasing organization is located, as defined in clauses 1 and 3 of Article 46 of Part 2 of the PPL or the procuring the organization has other evidence of non-fulfilment of these obligations.  It is considered that the supplier has been convicted of the above-mentioned criminal act, when due to:  1) the supplier, who is a natural person, has had a criminal conviction passed and entered into force within the last 5 years, and this person has an unexpired or unexpunged criminal record;  2) the supplier, which is a legal person, another organization or its division, has received and entered into force a guilty verdict in the last 5 years or, in the case of paragraph 3 of this article, a final administrative decision, if such a decision is made in accordance with the requirements of the legislation of the supplier's country.  However, this provision shall not apply if:  1) the supplier is obligated to pay taxes, including social insurance contributions, and therefore is considered to have already fulfilled the obligations specified in this part;  2) the amount of indebtedness does not exceed 50 EUR (fifty euros);  3) the supplier was informed of the exact amount of his debt at such a time that he did not have time to pay taxes, including social security contributions, conclude a tax loan agreement or other similar type of binding agreement for their payment, or take other measures to comply with 1 clause provisions. The supplier shall not be removed from the procurement procedure on this basis, if, when the procuring organization requires the submission of relevant documents in accordance with Article 50, paragraph 6 of the PPL, it proves that it is already considered to have fulfilled its obligations related to the payment of taxes, including social insurance contributions. | **Paragraph 3 of Article 46 of the PPL**  Sections B1 and B2 of Part III of ESPD | 1. Regarding the fulfillment of obligations related to the payment of taxes, entities established in Lithuania are requested to:   • an extract from a court decision (if any) or a document issued by the State Tax Inspectorate under the Ministry of Finance of the Republic of Lithuania,  • or a document issued by the Registry Center of the State Enterprise in the manner established by the Government of the Republic of Lithuania, confirming the combined data processed by the competent authorities.  Entities established outside of Lithuania are required to:  • a document of the relevant institution of a foreign country[[2]](#footnote-3).  The specified documents must be issued no earlier than 120 days before the day when the supplier, at the request of the procuring organization, will have to submit documents confirming the absence of grounds for exclusion. ***Example:*** If the procuring organization asked the supplier on 10/10/2022 to submit supporting documents by 10/14/2022, they must be issued no earlier than 120 days, counting back from 10/14/2022.  If the document was issued earlier, but the validity period specified in it is longer than the deadline for submission of documents confirming the absence of grounds for exclusion according to the ESPD, such a document is acceptable during its validity period.  2) Regarding the fulfillment of obligations related to the payment of social insurance contributions, entities established in Lithuania are requested to:  2.1) If the supplier is a legal entity registered in the Republic of Lithuania, he is not required to submit any documents proving this requirement. The purchasing organization independently checks the data in the national database at http://draudejai.sodra.lt/draudeju\_viesi\_duomenys/.  If, due to technical malfunctions of the information system of the State Social Insurance Fund Board (hereinafter referred to as "Sodra"), the Procuring Organization will not have the opportunity to check the data about the supplier (legal entity) available free of charge, it will have the right to request the supplier (legal entity) to provide an extract from the court decision (if any is available) or a document issued in accordance with the procedure established by "Sodra", confirming compliance with this requirement. The supplier can also submit a document issued by the State Enterprise Registry Center in accordance with the procedure established by the Government of the Republic of Lithuania, confirming the combined data processed by the competent authorities.  2.2) If the supplier is a natural person registered in the Republic of Lithuania, he submits an extract from the court decision (if any) or a document issued by "Sodra" or a document issued by the State Company Register Center in accordance with the procedure established by the Government of the Republic of Lithuania, confirming the combined data processed by the competent authorities.  Entities established outside of Lithuania are required to:  • a document of the relevant institution of a foreign country[[3]](#footnote-4).  The specified documents must be issued no earlier than 120 days before the day when the supplier, at the request of the procuring organization, will have to submit documents confirming the absence of grounds for exclusion. ***Example:*** If the procuring organization asked the supplier on 10/10/2022 to submit supporting documents by 10/14/2022, they must be issued no earlier than 120 days, counting back from 10/14/2022.  If the document was issued earlier, but the validity period specified in it is longer than the deadline for submission of documents confirming the absence of grounds for exclusion according to the ESPD, such a document is acceptable during its validity period. |
| 3. | The supplier has entered into agreements with other suppliers aimed at distorting competition in the procurement and the procuring authority has conclusive evidence of this. | **Paragraph 4, 1 item of Article 46 of the PPL**  Section C10 of Part III of ESPD | No supporting documents are required. The EPSD provided is sufficient. |
| 4. | At the time of purchase, the supplier entered into a situation of conflict of interest, as defined in Article 21 of the PPL, and the relevant situation cannot be rectified.  It is considered that the relevant situation due to the conflict of interest cannot be corrected if the persons involved in the conflict of interest determined the decisions of the public procurement commission or the contracting organization and the change of these decisions would be contrary to the provisions of the Public Procurement Agency. | **Paragraph 4, 2 item of Article 46 of the PPL**  Section C12 of Part III of ESPD | No supporting documents are required. The EPSD provided is sufficient. |
| 5. | Competition has been damaged, as determined in paragraphs 3 and 4 of Article 27 of the PPL, and the corresponding situation cannot be corrected. | **Paragraph 4, 3 item of Article 46 of the PPL**  Section C13 of Part III of ESPD | No supporting documents are required. The EPSD provided is sufficient. |
| 6. | During the procurement procedures, the supplier has concealed information or provided false information about compliance with the requirements set out in Articles 46 and 47 of the LLP, and the procuring organization can prove this by any legal means, or the supplier cannot provide the supporting documents required under Article 50 of the LLP due to the false information provided.  On this basis, the supplier is also removed from the procurement procedure, when previous procedures carried out by the LLP, LLP in the Field of Defense and Security, the Law on Procurement by Procuring Entities in the Field of Water Management, Energy, Transport or Postal Services, or the Law on Concessions, concealed information or provided false information specified in this point, or the supplier was unable to provide supporting documents required under Article 50 of the PPL due to the provided false information, as a result of which he was excluded from procurement or concession granting procedures within the last one year.  On this basis, the supplier is also excluded from the procurement procedure when, in accordance with the legislation of other countries, during the previous procedures, he concealed information or provided false information, or was unable to provide supporting documents due to the provision of false information, which led to his exclusion from the procurement or concession within the last one year award procedures or other similar sanctions are applied. | **Paragraph 4, 4 item of Article 46 of the PPL**  Section C15 of Part III of ESPD | No supporting documents are required. The EPSD provided is sufficient.  **When making decisions on the exclusion of the supplier from the procurement procedure on the basics of exclusion specified in this point, among other things, the information published in accordance with Article 52 of the PPL may be taken into account:**  <https://vpt.lrv.lt/melaginga-informacija-pateikusiu-tiekeju-sarasas-3> |
| 7. | During the procurement, the supplier took illegal actions in order to influence the decisions of the procurement organization, obtain confidential information that would give him an illegal advantage in the procurement procedure, or provided misleading information that could significantly influence the decisions of the procurement organization regarding the exclusion of suppliers, evaluation of their qualifications, determination of the winner, and the procuring entity may prove it by any legal means. | **Paragraph 4, 5 item of Article 46 of the PPL**  Section C15 of Part III of ESPD | No supporting documents are required. The EPSD provided is sufficient. |
| 8. | The supplier has failed to fulfill the contract concluded in accordance with the PPL, the PPL in the Field of Defense and Security, or the Law on Procurement by Procuring Entities in the Field of Water Management, Energy, Transport or Postal Services, or the Concession Agreement, or has improperly fulfilled it and this was essential to the contract a violation, as defined in Article 6.217 of the Civil Code (hereinafter referred to as a fundamental breach of contract), which resulted in the termination of the contract within the last 3 years or a court decision that has been adopted and entered into force within the last 3 years, satisfying the claim of the procuring organization, the procuring entity or the awarding authority for damages , suffered due to the fact that the supplier performed the essential condition of the contract established in the contract with major or permanent deficiencies, or in the last 3 years, a decision of the procurement organization was made that the supplier performed the essential condition of the contract established in the contract with major or permanent deficiencies and as a result, the provisions of the contract were applied sanction.  On this basis, the supplier is also removed from the procurement procedure when, in accordance with the legislation of other countries, it has been established in the past 3 years that, during the performance of a previous contract, a previous contract with a contracting entity or a previous concession contract, he fulfilled the essential requirement set out in the contract with large or permanent defects and as a result that previous contract was terminated earlier than the term of its validity set in that contract, damages were demanded or other similar sanctions were applied. | **Paragraph 4, 6 item of Article 46 of the PPL**  Section C14 of Part III of ESPD | No supporting documents are required. The EPSD provided is sufficient.  **When making decisions on the exclusion of the supplier from the procurement procedure on the grounds of exclusion specified in this point, the information published in accordance with Article 91 of the PPL may be taken into account**  <https://vpt.lrv.lt/lt/pasalinimo-pagrindai-1/nepatikimi-tiekejai-1>  <https://vpt.lrv.lt/lt/pasalinimo-pagrindai-1/nepatikimu-koncesininku-sarasas-1/nepatikimu-koncesininku-sarasas> |
| 9. | The supplier has committed a serious professional violation, due to which the procuring organization doubts the supplier's honesty, when he has committed a violation of financial reporting and auditing legislation and less than one year has passed since the date of its commission. | **Paragraph 4, 7 item of Article 46 of the PPL**  Section C11 of Part III of ESPD | No supporting documents are required. The EPSD provided is sufficient.  When making decisions on the exclusion of a supplier from the procurement procedure on the grounds of exclusion specified in this point, among other things, the national database at: <https://www.registrucentras.lt/jar/p/index.php>  published information, as well as to the information provided in this information notice: <https://vpt.lrv.lt/lt/naujienos/finansiniu-ataskaitu-nepateikimas-gali-tapti-kliutimi-dalyvauti-viesuosiuose-pirkimuose> |
| 10. | he supplier has committed a serious professional violation, due to which the procuring organization doubts the integrity of the supplier, when he (supplier) does not meet the minimum criteria of a reliable tax payer, established in paragraph 1 of Article 401 of the Tax Administration Law of the Republic of Lithuania. | **Paragraph 4, 7 item b of Article 46 of the PPL**  Section C11 of Part III of ESPD | No supporting documents are required. The EPSD provided is sufficient.  When making decisions on the exclusion of the supplier from the procurement procedure on the grounds of exclusion specified in this point, among other things, the national database at <https://www.vmi.lt/evmi/mokesciu-moketoju-informacija> published information |
| 11. | The supplier has committed a serious professional violation, due to which the procuring organization doubts the supplier's integrity, when he has committed a violation of the prohibition of entering into prohibited agreements, enshrined in the Competition Law of the Republic of Lithuania or a similar legal act of another state, and less than 3 years have passed since the date of its commission. | **Paragraph 4, 7 item c of Article 46 of the PPL**  Section C11 of Part III of ESPD | No supporting documents are required. The EPSD provided is sufficient.  **When making decisions on the exclusion of a supplier from the procurement procedure on the grounds of exclusion specified in this point, among other things, the national database at:**  <https://kt.gov.lt/lt/atviri-duomenys/diskvalifikavimas-is-viesuju-pirkimu> skelbiamą informaciją. |

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## Procurement conditions Annex 4 „Supplier qualification requirements“

QUALIFICATION REQUIREMENTS FOR SUPPLIERS

PROCURING ORGANIZATION REQUIRES SUPPLIERS TO correspond THESE Qualification requirements QUALIFICATION REQUIREMENTS

|  |  |  |
| --- | --- | --- |
| **Qualification requirements** | **Qualification documents to be submitted** | **The entity that must meet the requirement** |
| 1. The supplier must have a specialist qualified to produce mattress manufacturing solutions.  *Siūlytinas reikalavimas*  *The specialist proposed by the supplier must:*  *1) at least 3 (three) years of installation/installation experience in mattress manufacturing solutions.*  *2) installed and installed at least one production line automation solution in at least one of the following areas: robotics, innovative mattress production solutions.* | Information on contracts in which the specialist participated (list of completed projects (contracts)) is provided:  - contract name (system description);  - the role of a specialist;  - contract execution date (period);  - the period of the specialist's participation in the execution of the contract (in months);  - the client, the client's representative and their contact details. | The supplier, all members of the supplier group, if the offer is submitted by a group of economic entities (capacity is added up), and other economic entities relied on by the supplier, together.  The supplier may rely on the capacities of other economic entities only when those entities whose capacities were relied upon will themselves perform the work that requires their capacities. |
| 1. During the last 3 years or during the period from the date of the Supplier's registration (if the Supplier has been in business for less than 3 (three) years) until the end of the offer submission deadline, the Supplier has implemented at least one production line automation solution on its own under one or more contracts, at least in one of the following fields: robotics, innovative mattress manufacturing solutions. | Provided:  1) List of solutions implemented by the Supplier during the last 3 (three) years or during the period from the date of the Supplier's registration (if the Supplier has been operating for less than 3 (three) years).  2) As proof of the proper performance of the contract (part thereof), the supplier provides copies of the customer's certificate or the transfer-acceptance act signed by the parties to the contract or other equivalent documents.  The procuring organization, in order to make sure or to verify the information provided, may, in a separate request, request to submit copies of completed or ongoing contracts or documents describing the object of the contract and the contract (e.g., technical assignment) or to contact the representative of the customer specified by the supplier without prior notice. | The supplier, all members of the supplier group, if the offer is submitted by a group of economic entities (capacity is added up), and other economic entities relied on by the supplier, together.  The supplier may rely on the capacities of other economic entities only when those entities whose capacities were relied upon will themselves perform the work that requires their capacities. The supplier is not prohibited from relying on a contract that the supplier performed not alone, but together with other economic entities. However, in such a case, it is precisely the works performed by a specific business entity participating in public procurement, their volume, value, and not the entire object of the performed contract that must be assessed. |
| 1. During the last 3 years or during the period from the date of the Supplier's registration (if the Supplier has been operating for less than 3 (three) years) until the end of the offer submission deadline, the Supplier has implemented at least 1 innovative solution in the field of industry related to the subject of the European Green Course: Saving resources, rejecting plastic up to 10%; storage optimization up to 30%; increase in work productivity by at least 25%. | Provided:  1) List of projects implemented by the Supplier in the last 3 (three) years or during the period from the date of the Supplier's registration (if the Supplier has been operating for less than 3 (three) years).  2) As proof of the proper performance of the contract (part thereof), the supplier provides copies of the customer's certificate or the transfer-acceptance act signed by the parties to the contract or other equivalent documents.  The procuring organization, in order to make sure or to verify the information provided, may, in a separate request, request to submit copies of completed or ongoing contracts or documents describing the object of the contract and the contract (e.g., technical assignment) or to contact the representative of the customer specified by the supplier without prior notice. | The supplier, all members of the supplier group, if the offer is submitted by a group of economic entities (capacity is added up), and other economic entities relied on by the supplier, together.  The supplier may rely on the capacities of other economic entities only when those entities whose capacities were relied upon will themselves perform the work that requires their capacities. The supplier is not prohibited from relying on a contract that the supplier performed not alone, but together with other economic entities. However, in such a case, it is precisely the works performed by a specific business entity participating in public procurement, their volume, value, and not the entire object of the performed contract that must be assessed. |
| 1. The supplier must have sufficient equipment and tools necessary for the execution of the purchase contract, used to ensure quality and produce an innovative solution. | Provided:  1) a detailed description of the equipment and tools and how they ensure quality and the production of an innovative solution (a description of the equipment, tools, their quantity, performance and other descriptive technical criteria or a certificate from a competent official institution stating that the technical capabilities of the suppliers will allow the fulfillment of the obligations accepted in the purchase contract) .  2) documents justifying the description and availability of the equipment and tools used to ensure quality and to produce an innovative solution are submitted (copies of lease agreements, preliminary contracts or other documents confirming the possibility of rent, use, acquisition) and certificates issued by independent bodies are submitted, confirming that the suppliers comply certain quality management systems or standards that would prove that the supplier will comply with the required measures used to ensure quality during the execution of the purchase contract. | The supplier, all members of the supplier group, if the offer is submitted by a group of economic entities (capacity is added up), and other economic entities relied on by the supplier, together. |

## Procurement conditions Annex 5 „ESPD“ (XML format)

**European Single Procurement Document**

„European Single Procurement Document (ESPD)“ provided in .xml format.

\_\_\_\_\_\_\_\_\_\_

Procurement conditions Annex 6 „Proposal form“

Herb or trademark

*name of the supplier*

*Legal form of the legal entity, registered office, contact information, name of the register where data about the supplier is collected and stored, legal entity code, value added tax payer code, if the legal entity is a value added tax payer*

JSC „Ausnė“

**PROPOSAL**

**ON THE PUBLIC PROCUREMENT OF THE SMART MATTRESS PRODUCTION LINE**

*Indicate the date*No. *\_\_\_\_*

*indicate the place of compilation*

|  |  |
| --- | --- |
| Name(s) of supplier or group of economic entities participants, legal entity code(s) *(if the offer is submitted by a individual person – business or individual activity certificate No. or similar*), address(es) |  |
| Participant of the group of economic entities, representing or managing the group of economic entities *(filled in if the offer is submitted by a group of suppliers)* |  |
| Contact information of the person authorized to communicate with the contracting organization (name, surname, phone, fax, e-mail, address) |  |

1. **PROPOSAL PRICE**

1.1. When calculating the price, the entire scope and requirements of the procurement object specified in the procurement documents, components of the price, etc., must be taken into account. VAT is indicated separately. If the supplier is a non-VAT payer, he must indicate this in the offer, specifying the legal basis. The supplier must assess whether he will not become a VAT payer during the performance of the contract. If the supplier becomes a VAT payer during the performance of the contract, the price including VAT must be indicated in the offer. Proposal prices will be evaluated and compared with all taxes including VAT. In the event that the procuring organization itself has to pay VAT to the state budget for the purchased object in accordance with the procedure established by the laws regulating taxes and their implementing legislation, this tax is included in the price of the offer (if the supplier did not include it when submitting the proposal, it is included by the procuring organization itself for comparison purposes). The price of the proposal must include all taxes and all other direct and indirect costs and taxes incurred and/or likely to be incurred by the Supplier (including for payments by means of the information system "E. account") related to the supply of Goods.

**1.2. Price of goods:**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **No.** | **Good name** | **1 unit price**  **Eur without PVM** | **Max. quantity, unit** | **Price**  **Eur without PVM** |
| *1* | *2* | *4* | *5* | *6=(4x5)* |
| 1. |  |  |  |  |
| 2. |  |  |  |  |
| 3. |  |  |  |  |
| **Proposal price Eur wothout VAT** | | | |  |
| **VAT *(filled if applicable)\*\**** | | | |  |
| **Total proposal price Eur with VAT** | | | |  |

*\*\*in cases where the Supplier does not have to pay VAT according to the applicable legislation, the Supplier does not fill in the relevant sections and indicates the reasons for not paying VAT: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*

*The total price of the Goods (EUR with VAT) must include all costs, all taxes, including VAT, payable in accordance with the applicable laws of the Republic of Lithuania, including the costs of submitting invoices through the "E.invoice" system.*

***1.3. The procuring organization has planned the amount of funds, which in the supplier's Proposal cannot be higher than - 397,790.00 EUR without VAT.***

**We confirm that the proposed intelligent mattress production line complies with the technical requirements specified in Annex 2 „Technical specification“ and their characteristics are as follows:**

**Table 1**

|  |  |  |
| --- | --- | --- |
| **Indicator** | **Required value** | **Suggested value**  **(to be completed by the supplier and attach technical descriptions or equivalent documents confirming the indicator)** |
| Automatic Mattress Wrap, Compress, Fold and Roll Pack Machine | |  |
| Wrapping system | Auto wrapping system |  |
| Possibility of mattress adjustment | Self-adjustment of mattresses of various sizes |  |
| Hydraulic adjustable pressure mechanism | no less than 60 tones Hydraulic adjustable pressure mechanism |  |
| Ability to use as mattress wrapping only without fully compression and rolling | Applicable |  |
| Ability to adjust heating, cooling time for different thickness of film | Applicable |  |
| Automatic side film cutting system | Applicable |  |
| Adjustment range of the hydraulic roller pack system | Ability to adjust the exit diameter within the range of 25-50 cm(material dependent) |  |
| Ability to roll bigger mattresses into smaller exit diameter thanks hydraulic exit system | Applicable |  |
| Multidirectional cross conveyor at the exit of the wrap-compress unit | Ability to send the mattresses to roll-pack unit  or exit as wrapped only |  |
| Ability to pack pocket spring, foam and latex mattresses | Applicable |  |
| Equipment capacity | 25-35 seconds/per roll |  |
| Heavy Duty Folding Mechanism | Applicable |  |
| Possibilities of using the equipment | Ability to use the machine as pack-only, pack-compress, pack-compress-roll, pack-compress-fold-roll, Roll-only |  |
| Automatinis sukimasis ties sulankstoma dalimi | Applicable |  |
| Plotas daugiafunkciniam darbui | Daug mažesnis plotas daugiafunkciam darbui (nereikia papildomų besisukančių ir 90o konvejerių) |  |
| Automatic mattress rotating at the folding section | Applicable |  |
| Mattress size | not more than 215 cm x 210 cm  no less than 180 cm x 75 cm |  |
| Stretch Film Width for Roll Pack Machine: | not more than 220 cm (moving right and left according to the size of the mattress) |  |
| Automatiškai judanti tamprios plėvelės ritinėlių sistema įvairių dydžių čiužiniams | Applicable |  |
| Auto moving stretch film roll system for different mattress sizes | Stretch plėvelė arba PE plėvelė |  |
| High Precision Sealing System | Applicable |  |
| Mattress height | not more than 50 cm (material compressibility dependent)  no less 5 cm |  |
| Lifelong FESTO pneumatics with low air consumption | Applicable |  |
| Voltage | 380V, 3 Phase (3P + Neutral + Ground) |  |
| Compressed Air | 6-7 bars |  |
| Weight | not more than 18500 kg |  |
| Automatic Hotmelt Gluing System | |  |
| Automatic Center and Perimeter Gluing System | Applicable |  |
| Heads | no less than 2 Heads for perimeter gluing  not more than 9 heads for center gluing |  |
| Fully equipped with servo motor conveyors and perimeter gluing system for precise positioning | Applicable |  |
| Automatic size recognition for height, length and width | Applicable |  |
| Automatic Exit Ramp Conveyor to send the later to second floor or first floor | Applicable |  |
| Automatic height adjustment | Applicable |  |
| Ability to set the offsets from the edge of the layer to be glued regardless of the dimension of the layer | Applicable |  |
| Fully equipped with laser sensors to avoid gluing mistakes | Applicable |  |
| Ability to synchronize with existing systems | Applicable |  |
| Conveyor speed: | no less than 60 m/min |  |
| Layer size | no less than 220 cm x 220 cm |  |
| Double offset system for quilt panel gluing, clinched springs, round corners, etc. | Applicable |  |
| Zigzag gluing modes for the center gluing heads, uniform bonding ability with less glue consumption | Applicable |  |
| Smart solutions | 3 pcs of start pedal for different gluing application  Ability to define gluing modes for specific start button  Defining glue consumption for each pedal  Defining perimeter, center, perimeter + center gluing modes for each pedal  Defining different offsets for different pedals  Defining first or second offset, zigzag modes for each pedal  Activating / deactivating specific heads for each start mode  No touch to the screen to change the modes  Ability to define series of working modes with a single pedal |  |
| Silicon conveyor parameters | Two pieces of silicon conveyor |  |
| Independently servo motorized in-feed and exit conveyors | Applicable |  |
| Touchscreen hot-melt tank interface with information pages. | Applicable |  |
| Gluing cycle speed | not more than 7-12 Seconds for Each Gluing Cycle (depends on the size and glue pattern) |  |
| Hot gluing system | Applicable |  |
| Automated Telescopic Layer Assembly System | Being at least at the patent-pending stage |  |
| Tank | No less than 30 l tank with high-powered piston pumps |  |
| Other requirements for a smart mattress production line | |  |
| An innovative solution to achieve | - 100% recyclable packaging;  - packaging in a 50% smaller package;  - digitization of the production process up to 90%;  - Saving resources, rejecting plastic up to 30%;  - warehouse optimization up to 60%;  - increase in work productivity by at least 54.7%. |  |
| Warranty | For mechanical parts at least 24 months, for electronic (digital) parts at least 12 months. |  |

1. **ATTACHED DOCUMENTS AND INFORMATION REGARDING CONFIDENTIALITY**

Unless otherwise stated, all documents are submitted with the proposal by email.

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **No.** | **Document** | **Number of pages** | **Does the document contain confidential information? (Yes / No)** | **An explanation of what specific information in the document is confidential and why** |
| *1* | *2* | *3* | *4* | *5* |
|  | *A copy of the joint activity agreement (if the offer is submitted by a group of economic entities)* |  |  |  |
|  | *A copy of the power of attorney or other document giving the right to submit and/or sign the offer and other documents (if the offer is submitted and the documents are signed by a manager other than the supplier, participants in the group of economic entities, economic entities whose capabilities the supplier relies on)* |  |  |  |
|  | *EBVPD (parengtas pagal specialiųjų pirkimo sąlygų 5 priedą „EBVPD“ (XML formatu).*  *\*Atskirą EBVPD pildo:*   1. *tiekėjas;* 2. *kiekvienas tiekėjų grupės narys (jeigu pasiūlymą teikia tiekėjų grupė);* 3. *ūkio subjektas, kurio pajėgumais remiamasi*   *EBVPD (prepared according to Annex 5 of the Special Purchase Conditions "EBVPD" (in XML format).*  *[[4]](#footnote-5)A separate EBVPD is completed by:*  *1) supplier;*  *2) each member of the supplier group (if the offer is submitted by a supplier group);*  *3) an economic entity whose capabilities are relied upon* |  |  |  |
|  | *Declaration of Conformity (Annnex 8 of the Special procurement conditions "Declaration of Conformity")* |  |  |  |
|  | *Other documents specified by the supplier* |  |  |  |

**By signing this proposal, I affirm that:**

• I am familiar with the procurement documents, as well as with the valid laws of the Republic of Lithuania, by-laws that regulate the procedure for conducting public procurements and may affect any relationship between the contracting organization and the supplier arising from this procurement and/or related to this procurement purchase;

• I agree with the conditions and procedures set out in the procurement documents,

• the data and information provided in the bid documents are correct and include everything necessary for the proper execution of the contract;

• the offer is valid for the period specified in the relevant point in Annex 1 "Terms" of the special purchase conditions

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| *Title of position of the supplier or his authorized person* |  | *(signature)* |  | *(name, surname)* |

\_\_\_\_\_\_\_\_\_\_

## Procurement conditions Annex 7 „Agreement project“

The draft of agreement is presented as a separate Annex to the procurment conditions no. 7

## Procurement conditions Annex 8 „Declaration of Conformity“

Herb or trademark

*name of the supplier*

*Legal form of the legal entity, registered office, contact information, name of the register where data about the supplier is collected and stored, legal entity code, value added tax payer code, if the legal entity is a value added tax payer*

**SUPPLIER'S DECLARATION**

\_\_\_\_\_\_\_\_\_\_\_\_\_No.\_\_\_\_\_\_

*(Date)*

\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Place)*

I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_­­­­\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ,

*(position, name and surname of the supplier's manager or his authorized person)*

confirm that under my management (represented by

a))\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ,

*(name of the supplier)*

participating\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Procuring organization name)*

performing \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(procuremenr object name, procurement number)*

Anoounced \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ,

*(announcement date)*

is not influenced by Russia, as specified in **Council Regulation (EU) 2022/576 of 2022 April 8 amending Regulation (EU) No. 833/2014 on restrictive measures in view of Russia's actions destabilizing the situation in Ukraine within the limitations set out** in Article 5k. First of all, I declare that:

(a) the company I represent (and none of the companies that are members of our consortium) is established in Russia;

(b) the company I represent (and none of the companies that are members of our consortium) is not a legal person, entity or institution in which more than 50% of the ownership rights belong directly or indirectly to the entity specified in point a) of this declaration;

(c) neither I nor the company I represent is a natural or legal person, entity or organization acting on behalf of or at the direction of the entity specified in points a) or b) of this declaration;

d) the contract will not be assigned to a subcontractor(s) or other entity(ies) relying on the capabilities of the entities referred to in points a) or b) or c) of this declaration.

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| *Title of position of the supplier or his authorized person* |  | *(signature)* |  | *(name, surname)* |

1. *If the supplier is unable to submit the specified documents proving that there are no basics for exclusion, provided for in paragraphs 1 and 3 of Article 46 of the PPL, because such documents are not issued in a member state or the relevant country, or the documents issued in that country do not cover all the issues raised in paragraphs 1 and 3 of Article 46, they can be replaced by:*

   *affidavit;*

   *official declaration of the supplier, if sworn declaration is not used in the country. The official declaration must be certified by the competent legal or administrative authority, notary or competent professional or trade organization of the Member State or supplier's country of origin or country of registration.* [↑](#footnote-ref-2)
2. *If the supplier is unable to submit the specified documents proving that there are no basics for exclusion, provided for in paragraphs 1 and 3 of Article 46 of the PPL, because such documents are not issued in a member state or the relevant country, or the documents issued in that country do not cover all the issues raised in paragraphs 1 and 3 of Article 46, they can be replaced by:*

   *affidavit;*

   *official declaration of the supplier, if sworn declaration is not used in the country. The official declaration must be certified by the competent legal or administrative authority, notary or competent professional or trade organization of the Member State or supplier's country of origin or country of registration.* [↑](#footnote-ref-3)
3. *If the supplier is unable to submit the specified documents proving that there are no basics for exclusion, provided for in paragraphs 1 and 3 of Article 46 of the PPL, because such documents are not issued in a member state or the relevant country, or the documents issued in that country do not cover all the issues raised in paragraphs 1 and 3 of Article 46, they can be replaced by:*

   *affidavit;*

   *official declaration of the supplier, if sworn declaration is not used in the country. The official declaration must be certified by the competent legal or administrative authority, notary or competent professional or trade organization of the Member State or supplier's country of origin or country of registration.* [↑](#footnote-ref-4)
4. In cases where the procurement documents state that the entire offer is signed with a secure electronic signature, it is not necessary to sign this document separately. [↑](#footnote-ref-5)