

Memorandum of Information European Tender 'Client offshore representatives at IJmuiden Ver Sites V & VI (Geophysical Investigations)'

Date: 13 December 2021

In this Memorandum of Information, the department inviting tenders provides answers to the questions asked and remarks posted in the context of the above-mentioned Tender Document. This Memorandum of Information forms an integral part of the Tender Document (with reference Geophysical Investigation for Ijmuiden Ver Sites V & VI)

No.	Concerning	Question	Answer
1.	Annex 8 SoW, clause 2.3	Work will onboard vessel. Could you please provide details of the vessels to be used (Name, Flag). If not known yet, will this information be made available upon selection of the Survey Contractor? And if so, when will this be expected?	These details are not known yet because the Survey Contractor has not been selected yet. The selection of the Survey Contractor will take place early February 2022, which is after the closing date of this Tender.
2.	Annex 8 SoW, clause 2.3	Will the work of the OCR be performed exclusively onboard the vessels? And as such, not (also partly) onshore?	The vast majority of the work will be performed onboard the vessels. Incidentally it is possible that the OCR is asked to perform onshore tasks (for example: prepare lessons learned meetings, review contractor documentation ahead of the start of survey, attend KOM).
3.	Annex 6 ARVODI, clause 8	Contractor may want to hire (subcontract with) independent contractors / consultants for the role of OCR. When supplying independent consultants (who are not employees of Contractor), will this be considered as Subcontracting for which Contracting Authority's consent is required?	Yes, hiring independent contractors is considered as subcontracting for which Contracting Authority's consent is required. In your offer you are requested to propose 8 possible OCRs. Proposing different OCRs during contract period is a reason to ask for Contracting Authority's consent.
4.	Annex 6 ARVODI, clause 14.2	Will the parties enter into a data sharing agreement? If so, when will the Contracting Authority provide a draft of said agreement for review by the tenderer?	No, clause 14 is not applicable to this assignment. In the agreement a clause will be included that will state that clause 14 and 19 of the ARVODI are not applicable.
5.	Annex 6 ARVODI, clause 19	Is this clause applicable to the contract?	No, clause 19 is not applicable to this assignment. In the agreement a clause will be included that will state that clause 14 and 19 of the ARVODI are not applicable.

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6.	Annex 6 ARVODI, clause 21.4	What type of property will be provided to the Contractor or the client representative by the Contracting Authority under this contract?	At the moment the Contracting Authority does not foresee any type of property to be provided to the OCR or the Contractor for use during the work. In the unlikely event this would be the case, however, the property to be provided could be a laptop or a hard disk.
7.	ESPD	Could you provide more information on how to fill in the ESPD when submitting a tender as one main contractor that relies on other entities/companies as subcontractors? Based on the instructions in section 7.3.17 (page 32) of the Tender Document, the last three paragraphs apply to such a structure. The doubt is that when it notes that "the subcontractor(s) in question must also complete and legally sign Part II C of the 'European Single Procurement Document.'" Should the subcontractor also complete Part II A and B, Part IV and Part V (it is referred in Part II C)?	Please note that the text of the ESPD takes precedence over the text of the Tender Document. In case Tenderer relies on the capacity of subcontractor(s) in order to demonstrate compliance with the applicable Suitability Requirements, then the Tenderer should reply 'yes' to the question under Part II C of the ESPD. The subcontractor(s) in question must also complete a separate 'European Single Procurement Document', filling in parts IIA, IIB, III (and if relevant part IV and V) and legally sign it. For the sake of completeness: If a Tender is submitted by a consortium, then every member of the consortium must fill in and legally sign a separate 'European Single Procurement Document', If a Tender is submitted by a principal contractor that does not rely upon the capacity of a subcontractor to meet the Suitability Requirements, but does rely on a subcontractor to fulfil part of the contract, then the principal contractor is required to fill in Part II D of the 'European Single Procurement Document'.