

Landside Infrastructure

Selection Guidelines

Engineer & Construct

Landside Infrastructure

Schiphol

European Negotiated Tender Procedure

TenderNed no: 121035

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Structure

These are the Selection Guidelines of Schiphol Nederland B.V. (SNBV) regarding the selection of the General Contractor for the project 'Engineer and construct landside infrastructure', hereafter referred to as: the Project. These Selection Guidelines aim to inform interested parties about the nature and scope of the Contract and the rules of the tendering procedure. The ultimate goal of the tender is to select one party to award the Contract to for engineering and constructing the landside infrastructure at Schiphol Centre. Interested parties that wish to participate in this tendering procedure should read these Selection Guidelines carefully.

The structure of these Selection Guidelines is as follows:

- Chapter 1 - Introduction Capital Programme
This chapter provides an explanation of the Capital Programme as context for the Project.
- Chapter 2 - The Project
This chapter provides a global description of the nature and scope of the Contract and the Project.
- Chapter 3 - Tendering procedure
This chapter provides a general overview of the tendering procedure.
- Chapter 4 - Selection procedure
This chapter sets out the different procedural steps in the selection procedure.
- Chapter 5 - Grounds for Exclusion
This chapter sets out the Grounds for Exclusion that apply to this tendering procedure.
- Chapter 6 - (Minimum) Suitability Requirements
This chapter sets out the (Minimum) Suitability Requirements that Candidates must meet to participate in the tendering procedure.
- Chapter 7 - Selection
This chapter sets out the way in which the selection of suitable Candidates takes place.
- Chapter 8 - Application
This chapter sets out how an Application must be submitted.
- Chapter 9 - Evidence to be submitted
This chapter provides an overview of the evidence to be submitted with the Application and after provisional selection.
- Chapter 10 - Questions and Complaints
This chapter sets out the procedures for submitting questions about the tender and complaints.
- Chapter 11 - Other provisions
This chapter sets out other provisions.
- Annexes
This chapter provides an overview of the Annexes, which form part of these Selection Guidelines.

Definitions

The following definitions are used in these Selection Guidelines:

Alliance Partner	A company that participates in an Alliance (Combinant).
Alliance	An alliance of companies as referred to in the ARN2016 (Combinatie).
Ambitions Document	The document which broadly describes the Area A Project and which expresses SNBV's ambitions in writing and in images.
Annex	Annex to these Selection Guidelines.
Application	Application by the Candidate to participate in the tendering procedure for the Project on the basis of these Selection Guidelines.
ARN ²⁰¹⁶	Netherlands Procurement Regulations for the Utilities Sectors 2016 (Aanbestedingsreglement Nutssectoren 2016).
AW 2012	The Netherlands Public Procurement Act as in force from 1 July 2016. This Act will continue to be called the Public Procurement Act 2012 (Aanbestedingswet 2012).
Award	The award of the Contract to the Participant which, on the basis of the 'Best PQR' award criterion, is selected as the winner.
Best PQR	Best Price-Quality Ratio.
Candidate	A legal entity which submits an Application.
Certificate of Conduct	Certificate of Conduct under section 4.1 AW 2012.
Contract	The Contract to be signed by Client and Contractor upon the Award of the contract , and of which the draft forms part of the Request for Proposal.
Contracting Authority	Schiphol Nederland BV, also referred to as SNBV.
Contractor	The Participant to which SNBV has awarded the Contract and with whom the Contract is entered into.
Core Competence	Knowledge, experience and skill required for the execution of the Contract with regard to a critical component of the Contract.
Day	Calendar day.
Employer	Schiphol Nederland B.V., also referred to as SNBV.

Employer's Requirements	Package of requirements which the activities that are to be carried out by the Contractor within the framework of the Project must meet.
ESPD	European Single Procurement Document: the document for providing the self-declaration as referred to in s 3.64 in conjunction with 2.84 Netherlands Public Procurement Act 2012.
First Selection	Phase in the tendering procedure in which SNBV makes a selection based on the Applications submitted by the Candidates, with reference to the Grounds for Exclusion and the (Minimum) Suitability Requirements specified in these Selection Guidelines.
Further Selection	Phase in the tendering procedure during which SNBV carries out a further selection of the Candidates selected after the First Selection, with reference to the Selection Criteria specified in these Selection Guidelines.
Grounds for Exclusion	Criteria which result in exclusion as specified in these Selection Guidelines.
Information Notice	Document used by SNBV to provide information during the tendering procedure to interested parties, Candidates and Participants.
MEAP	Most Economically Advantageous Proposal. Under the new procurement rules, MEAP has been replaced by 'Best PQR'.
(Minimum) Suitability Requirements	(Minimum) Suitability Requirements as referred to in article 8 ARN2016 and further specified in these Selection Guidelines Requirements.
Participant	A Candidate selected by SNBV to participate in the award phase, also referred to as Tenderer.
Project	The project as described in these Selection Guidelines.
Proposal	A Proposal to be submitted by a Participant in the award phase of the tender.
Reference	A reference as referred to in s 2.92a AW 2012.
Request for Proposal	Invitation of SNBV to the selected Candidates to participate in the proposal and award phase and to submit a Proposal.
Scope	The nature and extent of the Project.
Selection Criteria	The criteria referred to in the Selection Guidelines for the purpose of the Further Selection of Candidates to which the Grounds for Exclusion do not apply and which meet the (Minimum) Suitability Requirements.
Selection Guidelines	This document, which contains, amongst other things, a description of the requested activities, the tendering procedure, the Grounds for Exclusion, the (Minimum) Suitability Requirements and the Selection Criteria.
TenderNed	Electronic platform used to manage this European tendering procedure.

1 Introduction

1.1 Perform today, create tomorrow

Schiphol needs more space to accommodate and facilitate the growth in passenger numbers and air transport movements. Schiphol is investing in the capacity and quality of Mainport Schiphol and strengthening its international competitiveness with the development of a new pier and terminal. The infrastructure of the access roads and car parks must undergo major changes to enable the construction of the pier and terminal. At the same time, Schiphol is working on improving accessibility through investments in the public transport hub, Schiphol Plaza and the Jan Dellaertplein. These infrastructural projects are managed by the investment programme 'Perform today, create tomorrow'.

The development of the new pier and terminal, and of the landside cluster, are part of a wide range of expansion projects which prepare us for the future. We have been working on increasing our capacity and quality at Schiphol from as early as 2013. For example, we switched to central security. Schiphol now uses five large central checkpoints. The 130 checkpoint lanes at the gates are now no longer necessary. We have fully renewed Lounge 2 and the new Hilton Schiphol Hotel has opened its doors. We wish to excel in comparison to our competitors, both in capacity and quality.

The Capital Programme and the development of Area A are part of a wide range of changes, renovations and improvements which will prepare Schiphol for the future. We are working together with our partners on an almost daily basis to optimise our operational processes.

1.2 Dynamic environment

Schiphol operates in a dynamic environment. More and more people can afford a plane ticket and competition in the sector is fierce, not only between airlines, but also between airports. Together with their home carriers, airports in the Middle East and Turkey are competitors we need to keep an eye on. They are also investing heavily in capacity expansion and quality improvement. Schiphol has specified in its strategy how it wishes to maintain and further develop the position of Mainport Schiphol as multi-modal hub and 'Europe's preferred airport'. The implementation of the strategy takes place along five themes: 'Top Connectivity' (connecting), 'Excellent Visit Value' (competitive), 'Competitive Marketplace' (attractive place to work, do business and stay), 'Development of the Group' (strengthen) and 'Sustainable and Safe Performance' (safe and future-proof).

The landside cluster is the most important physical development within the strategy; it enables Schiphol to take a significant step towards expanding capacity and increasing quality.

Starting with this mission and strategy, Schiphol has formulated four specific project ambitions for the development of the new pier and terminal, namely passenger centric, excellent process, future-proof and sustainable. With these ambitions and the complementing architectural ambitions, Schiphol is anticipating further growth and will also be able to facilitate travellers and airlines in the future with a premium quality product. These project ambitions are detailed further in the Ambitions Documents (see Annex A) and are an important component of both the tender(s) as well as the way in which the Project is executed.

1.3 Scope new pier and terminal

Broadly, the development of the new pier and terminal comprises the construction of:

- A terminal, including operational spaces, commercial spaces and systems;
- A pier and aprons for several wide-body and narrow-body aircraft on both the south and north side of the pier;
- A connector between the terminal and pier;
- A baggage hall with baggage system.

1.4 Scope landside cluster

The landside cluster includes:

- Landside access roads for the new terminal, including creating extra landside traffic capacity and installing / rerouting the necessary underground utilities;
- Reconfiguration of the multimodal hub Schiphol on the Jan Dellaertplein;
- Additional parking capacity for the growing passenger numbers and replacement parking capacity to compensate for the part of car park P2 that will be removed.

For the drafting of the contract specifications, the method of Systems Engineering has been used to promote innovation, knowledge development and optimisation in plan development and construction.

2 The Project

2.1 Objectives of the Project

As a subproject of the Capital Programme, this Project consists of the construction of landside access roads for the new terminal, including installing and rerouting all necessary utilities. All this must ensure the future proof processing of traffic at Amsterdam Airport Schiphol.

This Project has three main objectives. These objectives are both of a substantive as well as a procedural nature. The objectives are to:

- Achieve the project result in the most predictable way in terms of time, money and quality. It is important that the construction area of the project for the new terminal is function-free and site-prepared before 1 July 2019;
- Carry out the construction work in the most predictable way, so that disruption of (daily) operations of the airport, in terms of unexpected closures and/or unannounced unavailability of infrastructure, is limited as much as possible; and
- Limit, as much as possible, the hinderance resulting from construction work. Users of the airport (including road users, hotel guests and office workers) should experience as little hinderance as possible from dust, noise and vibrations.

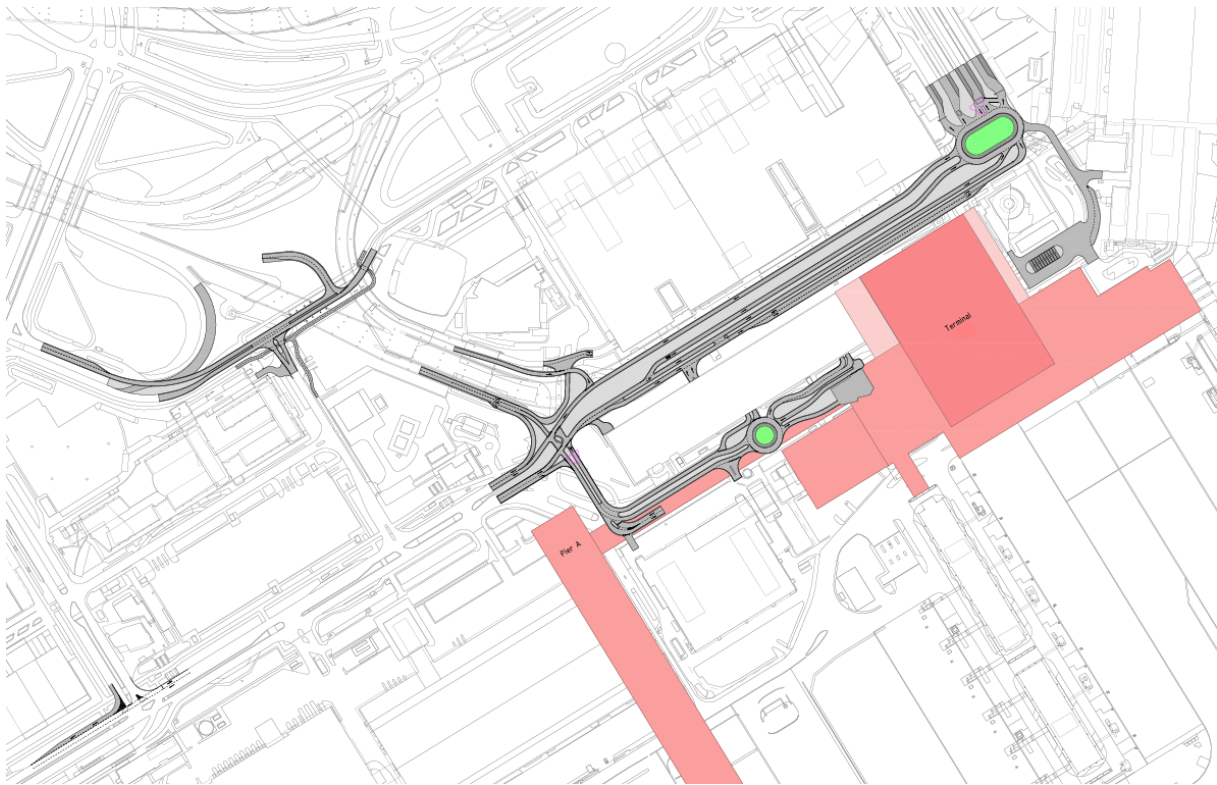
Therefore, SNBV is looking for a general contractor that has both the capability and experience to prepare and conduct the construction works in a partnership with SNBV, in order to meet the project objectives in the best possible way.

2.2 Contract description

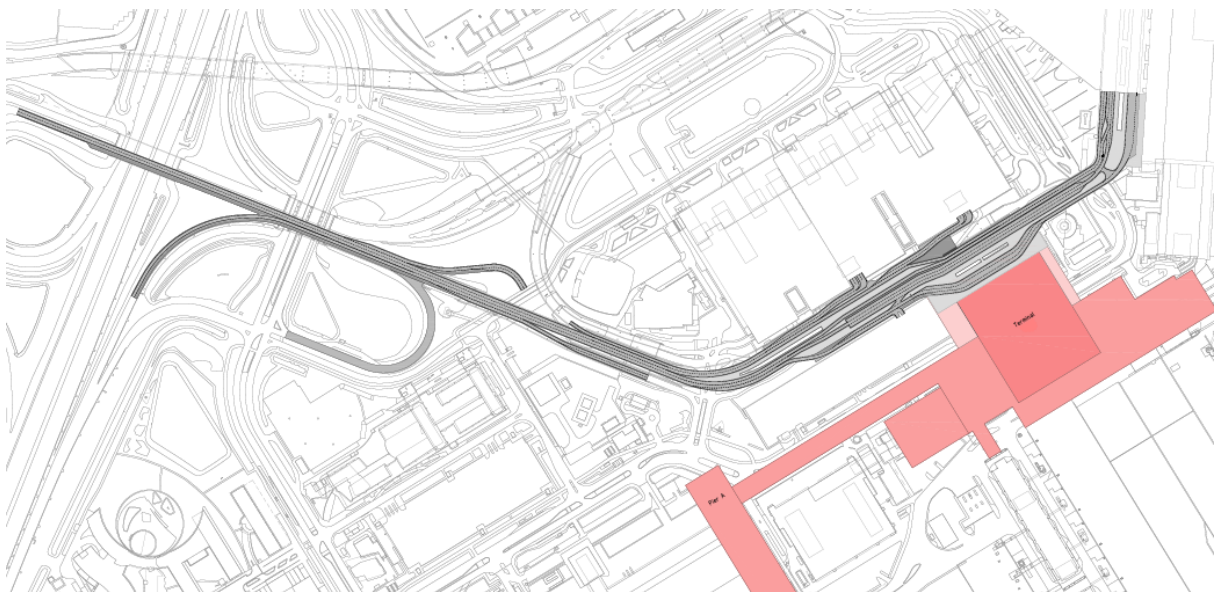
Broadly, the Scope of the Project comprises, amongst other things, the modification and/or construction of:

- Permanent and elements of the temporary infrastructure for the Capital Programme;
- Access roads for traffic (at ground level and by expanding the elevated road system), including pick up/drop off locations for cars, group transport and public transport;
- Underground utilities;
- Foot paths;
- Bicycle paths; and
- Landscaping.

The main working area for the construction and/or modification of the landside infrastructure is shown in figure 1. The main infrastructure to be adjusted is indicated in grey. It could however very well be that apart from the indicated main working area additional infrastructure must be constructed, for example: extra roads. The full and exact scope of work will be disclosed in the Request for Proposal.



Level 0



Level +1

Figure 1: Scope working area landside infrastructure

The main scope of the Works for this Project consists of all design and construction activities that have to be performed for the construction and operational delivery ('ready for operations') of landside infrastructure, and related activities in connection with the redevelopment of the area as indicated in grey. A functional requirements specification, including a design detailed at the level of final design have been established by SNBV. These documents will be provided in the award phase and form the basis for the scope of work.

The main elements of the Contract comprise the following activities and responsibilities:

- Based on the provided final design; developing the detailed design and specifications into an integrated and construction-ready design
- Construction of elements of site facilities for the projects within the Capital Programme;
- Construction roads for the Capital Programme;
- (New) constructions and modification of civil engineering structures;
- Demolition of existing infrastructure (amongst other things, paving, including foundation);
- Obtaining (work) permits and any other necessary consents;
- Construction of road infrastructure with associated facilities, such as traffic signal systems and public lighting;
- The construction of road infrastructure for the development of parking facilities;
- Installation, rerouting and/or removal of underground utilities;
- Providing and safeguarding the proper conditions for construction, removing any contaminations or unexploded ordnance;
- All additional and related activities; and
- Bringing the works in operation.

The Works must be carried out and completed on an operational airport. As such, the Candidate has an obligation to coordinate its activities with ancillary agreements and activities of and/or by third parties.

The main works for the landside infrastructure must be completed by the end of 2019 and the construction site for the new terminal must be function-free and site-prepared no later than 1 July 2019.

The Project takes place within the Capital Programme, which uses English as working language. This means that at (project) management level, the Contractor must communicate in English with the Employer.

2.3 Lots

The Contract is tendered in one lot. As Contracting Authority, SNBV has elected to tender in one lot, in order to ensure integrality during the execution of the Contract. The Contract has many elements which are very closely and, in some cases, inextricably linked to each other. The Project will take place in an 24/7 operational airport environment, which has many stakeholders. As a result, optimal coordination between the different components is required. Without optimal coordination, the risks associated with carrying out the Works, both in the existing operation as well as from a financial perspective, become unmanageable for SNBV.

2.4 Contract terms

Contract of the work shall be based on the FIDIC Conditions of Contract for Plant and Design-Build (Yellow Book) First Edition 1999, which will be made available with the Request for Proposal. SNBV wishes to emphasize that it strives for a balanced allocation of risks between Client and Contractor.

The Contract is a project-specific design and build Contract. The Contract will be entered into with the Contractor for the duration of the Project. SNBV reserves the right under the Contract to instruct the Contractor to perform additional and related Works, and to coordinate these Works, within the framework of the Contract.

SNBV is considering entering into a reserve contractor agreement with the Participant that is ranked second in the Award phase. This agreement gives SNBV the right to continue the Contract with the reserve contractor in case the Contract is terminated prematurely with the original Contractor.

3 Tendering procedure

3.1 Introduction

These Selection Guidelines and all documents with regard to this tendering procedure are published on TenderNed at <http://www.tenderned.nl>, TenderNed number: 121035. All provisions specified in this publication remain in full force and may be requested via Tenders Electronic Daily (TED) and TenderNed.

The Netherlands Procurement Regulations for the Utilities Sectors 2016 (ARN²⁰¹⁶) apply to this tendering procedure. The ARN²⁰¹⁶ can be downloaded at: <http://www.schiphol.nl/aanbestedingen>, section: *Documenten en Voorwaarden*.

The information included in paragraphs 2.1 to 2.4 of these Selection Guidelines with regard to the Scope and duration of the Contract, and the schedule for the tendering procedure, are indicative; no rights may be derived from it.

3.2 Tendering procedure

This European tender will be held in accordance with the European negotiated procedure.

In this tendering procedure, potentially suitable Participants are selected (Selection Phase) on the basis of the Applications submitted by the Candidates.

The selected Candidates are invited to submit a Proposal based on a functional requirements specification, including a definitive design. During the Proposal and Award phases, Candidates are given the opportunity to receive individual information on aspects where commercial interests are at stake.

In addition, the Contracting Authority will hold general information meeting(s) in which the context of Schiphol and the Contract are explained in more detail. The (se) general information meeting(s) will include a visit to the intended working area.

The Participant with the Most Economically Advantageous Proposal will be awarded the Contract in accordance with s 2.114(1) and (2)(a) AW 2012. This means that, in addition to price, quality criteria are also taken into account when choosing a Contractor.

In the selection phase, the Contracting Authority strives to select a maximum of five (5) Candidates who may submit a Proposal.

These Selection Guidelines describe the way in which the selection will take place and set out the Selection Criteria that are applied to assess the Candidates.

3.3 Selection phase

In the selection phase, an assessment of the Applications of Candidates takes place on the basis of the Grounds for Exclusion, (Minimum) Suitability Requirements and, if necessary, Selection Criteria, with the objective of selecting Candidates who will be invited to take part in the Proposal phase.

The selection procedure, which includes the Grounds for Exclusion, (Minimum) Suitability Requirements and Selection Criteria to be applied, is described in the following chapter of these Selection Guidelines.

3.4 Tendering schedule

The indicative tendering schedule is as follows:

Table 1. Tendering schedule

Tendering schedule			
	Activity	Actor	Day Date Time (time zone CEST)
Selection phase	Announcement on TenderNed	Contracting Authority	11 January 2017
	Sending "Announcement of utility sector Contract" to Commission (Office for Official Publications)	Contracting Authority	11 January 2017
	Deadline for submitting questions via TenderNed	Interested parties	31 January 2017, 12:00
	Publication of Information Notice on TenderNed	Contracting Authority	10 February 2017
	Deadline for submitting Applications (requests for participation)	Interested parties	24 February 2017, 12:00
	Assessment of Applications	Contracting Authority	24 February - 17 March 2017
	Announcement of intended selection decision	Contracting Authority	20 March 2017
	Objection period in accordance with ARN ²⁰¹⁶	Candidate(s)	5 calendar days
	Deadline for submission of documentary evidence for verification ESPD	Selected Candidate(s)	10 calendar days
	Announcement final selection decision	Contracting Authority	5 April 2017
Award phase	After the final selection result has been announced, the schedule for the Proposal and Award phase will be communicated to the selected Candidates.		

The 'deadline for submitting questions' and 'deadline for submitting Applications' are strict deadlines. Questions that have not been submitted in time will not be considered. Applications received after the deadline will not be assessed. The other time periods are indicative and do not bind the Contracting Authority.

With the exception of the date for receiving the Applications, all dates are subject to change; no rights may be derived from these by the Candidates.

3.5 Working language

The working language during the entire tendering procedure and after the Contract has been awarded, including all verbal and written communication, is the English language.

3.6 Intellectual property

The intellectual property of the information provided by the Contracting Authority is at all times owned by the Contracting Authority. Without prior approval in writing from the Contracting Authority, nothing from these Selection Guidelines may be multiplied (other than for the purpose of submitting an Application) by means of printing, photocopying, scan, microfilm or otherwise.

Any infringement of this provision may lead to immediate exclusion from the tendering procedure and may be considered to be a circumstance referred to under article 22.2 ARN²⁰¹⁶. These provisions do not affect SNBV's right to damages.

3.7 Applicable conditions

No other delivery, payment and/or other conditions than the (contractual) conditions specified by the Contracting Authority in the Selection Guidelines, Request for Proposal and Contract shall apply to this tendering procedure or (any) assignment arising from it.

An Application or Proposal under (deviating) conditions is deemed not to have been made. The applicability of any general conditions of the Candidate or Participant, respectively, is explicitly excluded by the Contracting Authority.

3.8 Statement of acceptance from Candidates

By participating in this tender, the Candidates unconditionally accept the letter and spirit of these Selection Guidelines. By submitting an Application, the Candidate accepts everything that the Contracting Authority has stated and/or prescribed in the tender documents.

3.9 Exclusion of Candidates

The Contracting Authority hereby notifies the Candidates that if they act contrary to the requirements specified in the tender documents, this may result in invalidity of the Application or Proposal, or at any rate in exclusion from (further) participation in this tender.

3.10 Costs

Any costs made by Candidates to draft or submit the Application do not in any way qualify for compensation by the Contracting Authority.

4 Selection procedure

4.1 Introduction

The selection process is divided in three sequential phases, namely:

- First Selection;
- Further Selection;
- Verification ESPD.

Insofar as there are enough Candidates, a maximum of five (5) Candidates will be selected on the basis of the criteria in this chapter, to participate in the next phase, the Proposal phase.

First Selection

The objective of the First Selection is to select those Candidates whose Applications meet the (Minimum) Suitability Requirements as described in chapter 6 and to whom the Grounds for Exclusion do not apply.

Further Selection

If more than five (5) Candidates remain after the First Selection, a Further Selection will take place on the basis of Selection Criteria specified in chapter 7 of these Selection Guidelines, in order to arrive at a maximum of five (5) Candidates who will be requested to submit a Proposal.

Verification ESPD

Subsequently, documentary evidence is requested and the information in the ESPD of the provisionally selected Candidates on the shortlist will be checked, as set out in chapter 9 of these Selection Guidelines.

4.2 First Selection

The selection will take place on the basis of an assessment of the Applications on completeness, applicability of Grounds for Exclusion and whether the (Minimum) Suitability Requirements are met.

The assessment of the Applications follows the steps below:

Steps in the selection procedure
Timely/Complete receipt of Applications
Grounds for Exclusion
(Minimum) Suitability Requirements
Selection Criteria
Intended selection
Check of documentary evidence
Final selection

Explanatory note:

1. Firstly, the Application is assessed on timeliness and completeness. Declarations or documents missing after the application deadline has passed, may result in exclusion.
2. Secondly, it is assessed whether any Grounds for Exclusion apply. If Grounds for Exclusion apply, this may result in exclusion.

3. Thirdly, it is assessed whether the (Minimum) Suitability Requirements have been met. If (Minimum) Suitability Requirements are not met, this may result in exclusion.
4. If, after the assessment of the (Minimum) Suitability Requirements, more than five (5) Candidates remain, the number will be reduced to five (5) by means of an assessment on the Selection Criteria as described in chapter 7. The assessment will be carried out by a multidisciplinary assessment committee.
5. The provisional result of the assessment is notified to all Candidates who have submitted an Application. At the same time, the selected Candidates will be requested to provide the required documentary evidence within ten (10) days.
6. If, from an assessment of the documentary evidence, it appears that one (or more) of the selected Candidates does/do not meet the specified criteria, or if documentary evidence is received too late, the Candidate in question may be excluded from further participation in the tendering procedure and its place may be taken by the Candidate eligible for this on the basis of the ranking.
7. In accordance with article 13.4 of the applicable ARN²⁰¹⁶, an objection period of five days will after notification of the selection decision. Within five (5) days after the date of the selection decision, rejected Candidates shall notify the Contracting Authority of any objection in writing and with reasons. The Contracting Authority will inform the objecting Candidate if it stands by its selection decision (opinion). After notification of the opinion, a period of ten (10) days will start for filing any preliminary relief proceedings with the civil court, in accordance with article 13.5 in conjunction with art. 21.1 of the ARN²⁰¹⁶. The selection decision becomes final if no objections are filed within these time limits.

5 Grounds for Exclusion

This chapter sets out the Grounds for Exclusion from participation in this tender.

5.1 Section 2.86 of the Netherlands Public Procurement Act 2012 (AW 2012)

All of the Grounds for Exclusion referred to in s 2.86 of the AW 2012 apply. In order to demonstrate that a Candidate is not in one of the circumstances referred to in s 2.86 AW 2012, the Contracting must receive from each Candidate an ESPD on the basis of which may be assumed that the Grounds for Exclusion do not apply to the Candidate.

5.2 Section 2.87 of the Netherlands Public Procurement Act 2012 (AW 2012)

All of the Grounds for Exclusion referred to in s 2.87 of the AW 2012 apply. To demonstrate that a Candidate is not in one of the circumstances referred to in s 2.87 AW 2012, the Contracting Authority must receive from each Candidate an ESPD on the basis of which may be assumed that the Grounds for Exclusion do not apply to the Candidate.

5.3 Documentary evidence Grounds for Exclusion

5.3.1 Certificate of conduct for procurement

Candidates (independent or Alliance), as well as the third parties they rely upon for the purpose of the Application, must provide the evidence as referred to in s 4.1 AW 2012 within ten (10) days of the first request of the Contracting Authority.

5.3.2 Certificate of Tax and Customs Administration

Candidates (independent or Alliance) must provide the certificate of the Tax and Customs Administration (exclusion criterion s 2.86(4) AW 2012) within ten (10) days of the first request of the Contracting Authority.

5.3.3 Extract from the Commercial Register

A Candidate or (on Application in Alliance) each Partner of the Alliance must be registered in the Professional or Commercial Register in accordance with the provisions of the member state where it has its registered office.

Candidates (independent or Alliance) must be able to provide an extract from the Commercial Register which, at the time the Application is submitted, is no older than six (6) months, and which includes a description of the legal form, ownership and management of the enterprise. If the Candidate or Alliance forms part of a concern, an overview of the concern(s) in question must be provided with the Application. As a further explanation of these details, the Contracting Authority reserves the right to request supplementary information regarding the management situation and division of ownership.

5.4 Contact regarding the Contract

Furthermore, each enterprise will be excluded which is or is to become guilty of having contact of any nature whatsoever, directly and indirectly through third parties, for example, with (potential) Candidates/Participants regarding the Contract to be tendered and the contents of the Application or Proposal, respectively. In particular, regarding the price to be offered or the mutual division of activities, save for necessary communications regarding the forming of an Alliance, if properly justified.

In the case of an Application as Alliance, the Alliance will be excluded if one or more of the Alliance Partners has/have placed itself in one or more of the circumstances referred to above.

6 (Minimum) Suitability Requirements

This chapter sets out the (Minimum) Suitability Requirements that Candidates must meet to participate in this tendering procedure.

6.1 Financial and economic capacity

The following (minimum) suitability requirement applies with regard to financial and economic capacity.

6.1.1 Banker's reference

Within ten (10) days after notification of the provisional selection result, the Candidate must provide a copy (not an original, originals will not be retained and/or returned!) of a reference from a bank which is reputable in one of the member states of the EU, and which has an office in the Netherlands, which copy evidences that (i) 'the company is considered to be financially capable of properly carrying out the Works (work / services / delivery) as stated in the notification', and a letter of intent from this bank that it will (ii) 'issue a bank guarantee ON DEMAND of 5% of the contract price during the full duration of the Project (including the defects liability period)'.

6.2 Technical and professional competence

The Candidate must be technically and organisationally capable of executing the Contract within the preconditions specified by the Contracting Authority with regard to time, quality and costs. The following (Minimum) Suitability Requirements apply.

6.2.1 Requirements with regard to quality assurance | NEN ISO 9001:2008 or equivalent

The Contracting Authority requires that the Candidate takes adequate measures to assure the quality of that which is specified and requested in this document. To this end, the Candidate must have a quality assurance system in place as referred to in s 3.70 AW 2012 that has been certified by an official certification authority on the basis of the NEN-ISO:9000 series or equivalent. The certificate must be valid on the date of Award and must pertain to the nature of the Works.

By signing the ESPD for this tender, the Candidate certifies that it is in possession of this certificate and that this documentary evidence will be provided upon notification that the Candidate has been (provisionally) selected, within the period specified by the Contracting Authority of ten (10) days from the notification of the (intended) selection result.

If an Application by a Candidate consists of an Alliance, only the Alliance Member which in the performance of the Contract carries out the work for which the quality control scheme is required, will have to meet the specified requirement.

6.2.2 Requirements with regard to an environmental management system | NEN ISO 14001:2000 or equivalent

The Contracting Authority requires that the Candidate has taken adequate measures to consider the environment. To this end, the Candidate must have an environmental management system in place as referred to in s 3.70 AW 2012 that has been certified by an official certification authority on the basis of NEN-ISO:14001 or equivalent. The certificate must be valid on the date of Award and must pertain to the nature of the Works.

By signing the ESPD for this tender, the Candidate certifies that it is in possession of this certificate and that this documentary evidence will be provided upon notification that the Candidate has been (provisionally) selected, within the period specified by the Contracting Authority of ten (10) days from the notification of the (intended) selection result.

If an Application by a Candidate consists of an Alliance, only the Alliance Member which in the performance of the Contract carries out the work for which the environmental management system is required, will have to meet the specified requirement.

6.2.3 Safety assurance system| VCA**-certificate or equivalent

The Candidate must be in possession of a safety assurance system based on a VCA**-certificate or equivalent. The certificate, issued by an accredited certification authority, must be valid on the date of Award and must pertain to the nature of the Works. Any subcontractors must also be in possession of a valid certificate and must be able to produce it.

By signing the ESPD for this tender, the Candidate certifies that it is in possession of this certificate and that this documentary evidence will be provided upon notification that the Candidate has been (provisionally) selected, within the period specified by the Contracting Authority of ten (10) days from the notification of the (intended) selection result.

6.2.4 Requirements with regard to language

Along with the Application, the Candidate must provide a declaration in which the Candidate declares that the responsible and managerial personnel, charged with the performance of the Contract, has command of the English and Dutch language both verbally and in writing. This requirement is met by signing the ESPD.

6.2.5 Core competences / References

The Candidate must possess sufficient technical competence to be able to perform the Works in a skilful and proper manner. To this end, the Candidate must possess the following core competences:

1. Construction of underground utility corridors;
2. Construction of civil concrete structures;
3. Project and project surroundings management on the basis of a design and construction contract.

The required competence must be demonstrated by way of one Reference per core competence, as referred to in s 2.92a AW 2012. Per core competence, a maximum of one reference project or reference contract may be submitted; one reference project / contract may be used to demonstrate several core competences. This must be done by filling in the form as included in Annex C with the Application.

The References submitted must, to the satisfaction of the client in question, have been executed in a skilful and proper manner. Per reference project, this must be demonstrated by way of a statement from the client in question. This client's statement must form part of and be included with the Application and accompanying documents. References listed in Annex C, which at the time of the Application are not accompanied by a client's statement, or which statement was made by a company belonging to the same concern as the Candidate, do not qualify as a Reference.

The reference projects to be submitted must at least meet the following the (Minimum) Suitability Requirements:

- The Candidate (independent or Alliance Member) has **demonstrably** performed the subject-matter of the core competence **independently** or has relied on a third party which has **demonstrably** performed the subject-matter of this core competence **independently**;
- The reference project is completed in the period **five (5) years** prior to the deadline for submitting the Application;
- The reference project must be accompanied by a **testimonial** from the client in question and this testimonial must be **verifiable**;
- The description consists of a maximum of **one A4 page and/or 650 words**. In addition, (optionally) one A4 page of supporting visual material of the reference project in question may be added.

Core competence 1: 'Construction of underground utility corridors'

Supplementary to the (Minimum) Suitability Requirements, the reference project must meet the following criteria:

- a) Process-oriented and technical planning of (re)routing and connecting of underground utility corridors for gas, water and electricity;
- b) Carrying out the works referred to under a) for the underground utility corridors in question;
- c) The works must have been carried out in an urban centre environment or multi-modal public transport hub;
- d) The contract price or invoiced amount of the works referred to under a) and b) is equal to or greater than EUR 4,000,000.-, excluding VAT.

Core competence 2: 'Construction of civil concrete structures'

In addition to the (Minimum) Suitability Requirements, the reference project must meet the following criteria:

- a) The construction of, expansion of and/or addition to a civil concrete structure;
- b) The contract price or invoiced amount of the works referred to under a) is equal to or greater than EUR 12,000,000.-, excluding VAT.

Core competence 3: 'Project and project surroundings management on the basis of a design and construction contract'

In addition to the (Minimum) Suitability Requirements, the reference project must meet the following criteria:

- Carrying out the project and project surroundings management in both the design as well as the construction phase on the basis of a design and construction contract (FIDIC, UAV-GC or equivalent);
- The reference project concerns a civil and hydraulic engineering work in an urban centre environment or multi-modal public transport hub;
- The works performed must at a minimum include the following components:
 - i. Overall planning and supervision of the project;
 - ii. Coordination of subcontractors;
 - iii. Applying for and obtaining permits;
 - iv. Traffic management including determining and establishing logistical construction routes whilst retaining operational traffic flows;
 - v. Safety management;
 - vi. Meeting and collaborating with stakeholders relevant to the works.
- The contract price or invoiced amount for the civil and hydraulic engineering work is equal to or greater than EUR 20,000,000.-, excluding VAT.

7 Selection

7.1 Further Selection

If, on the basis of the assessment of the Grounds for Exclusion and (Minimum) Suitability Requirements, more than five (5) Candidates are found to be suitable, Further Selection will take place based on the Selection Criteria stated in this chapter.

On the basis of the ranking in the Further Selection, the first five (5) Candidates will be provisionally selected for participation in the Proposal and Award phase.

7.2 Selection Criteria

In the Further Selection, the technical and organisational competence of the Candidates will be further assessed based on a maximum of three (3) reference projects.

The References submitted must, to the satisfaction of the client in question, have been executed in a skilful and proper manner. Per reference project, this must be demonstrated by way of a statement from the client in question. This client's statement must form part of and be included with the Application and accompanying documents. Reference projects as submitted in accordance with Annex D, which at the time of the Application are not accompanied by a client's statement, or which statement was made by a company belonging to the same concern as the Candidate, do not qualify as a Reference.

The reference project(s) to be submitted must meet the following (Minimum) Suitability Requirements:

- The Candidate (independent or Alliance Member) has **demonstrably** performed the subject-matter of the selection criterion **independently** or has relied on a third party which has **demonstrably** performed the subject-matter of this selection criterion **independently**;
- The reference project is completed in the period **five (5) years** prior to the deadline for submitting the Application;
- The reference project must be accompanied by a **testimonial** from the client in question and this testimonial must be **verifiable**;
- The criteria as required for **core competence 3**, paragraph 6.2.5.
- The description consists of a maximum of **one A4 page and/or 650 words**. In addition, (optionally) one A4 page of supporting visual material of the reference project in question may be added.

For the Further Selection, Candidates can use the reference projects submitted during the First Selection (see paragraph 6.2.5). However, Candidates are also permitted to provide other reference projects.

Each of the submitted reference projects will be assessed by the Selection Criteria as described in table 2. If a Selection Criterion forms part of the submitted reference project(s), the according number of points is awarded as stated in paragraph 7.3.

Table 2 Selection Criteria Further Selection.

Nr.	Selection Criteria	Definition
1	Construction of underground utility corridors	a. Process-oriented and technical preparation of (re)routing and connecting of underground utility corridors for gas, water and electricity; b. Carrying out the works referred to under a) for the underground utility corridors in question; c. The contract price or invoiced amount of the works referred to under a) and b) is equal to or greater than EUR 4,000,000.-, excluding VAT.
2	Construction of civil concrete structures	a. The construction of, expansion of and/or addition to a civil concrete structure; b. The contract price or invoiced amount of the works referred to under a) is equal to or greater than EUR 12,000,000.-, excluding VAT.
3	Working in the proximity of an operational heavy railway	The construction of roads and/or civil structures in the proximity of an operational, electrified heavy railway. The proximity is defined as 'kernzone' ('core zone') and can be found in the document "Handleiding vergunningaanvraag/01-10-2016/versie 10/definitief" of ProRail.
4	Programme experience	The Reference project is part of a programme. A programme is defined as a group of related projects, managed in a coordinated manner to obtain benefits and control NOT available by managing them individually.

7.3 Assessment methodology

The submitted Reference project is assessed by determining if (yes/no) the Selection Criteria (1-4) are part of or are applicable to the submitted Reference project(s).

If the Selection Criterion forms part of the Reference projects (A-C), the corresponding number of points is awarded. The maximum total score is 12.

Table 3 Scores Further Selection

Selection criterion	Points per Reference project			Score per criterion
	A	B	C	
1	0 - 1	0 - 1	0 - 1	0 - 3
2	0 - 1	0 - 1	0 - 1	0 - 3
3	0 - 1	0 - 1	0 - 1	0 - 3
4	0 - 1	0 - 1	0 - 1	0 - 3
Total score = 0 - 12				

7.4 Ranking

The ranking of the Candidates is determined on the basis of the total score. The Candidate with the highest number of total points will be ranked as number one (1), the Candidate with the next highest score will be ranked as number two (2), etc. The Candidates ranked in positions one to five (1 - 5) will be invited for the Proposal and Award phase.

If multiple Candidates achieve a score that ranks them in position five (5), the final ranking of these Candidates will be decided by drawing lots. On the basis of this ranking, the first five Candidates will be provisionally selected for participation in the Proposal and Award phase. The lots will be drawn by a civil-law notary appointed by the Contracting Authority. The civil-law notary will record the drawing of these lots.

8 Application procedure

8.1 Application via TenderNed

The Application must be submitted via www.TenderNed.nl. To ensure the confidentiality of the Applications, these may not be submitted by mail or e-mail. The final deadline is specified in the paragraph 'Tendering schedule'. Both the date and time should be considered strict deadlines. It is recommended that Candidates submit their Application well in advance. Any malfunction during uploading is at risk of the Candidate. The Contracting Authority is not able to open the virtual safe on TenderNed any sooner than the strict deadline.

The Application may be submitted as Word- [.doc or .docx], Excel- [.xls or .xlsx] or PDF-file. Other extensions will not function and cannot be read.

The ESPD should be annexed to the Application.

Chapter 9 of these Selection Guidelines contains an overview of the documents to be submitted.

Applications which are received after the deadline will not be considered. Candidates remain responsible at all times for submitting the Application correctly and in time.

By submitting an Application, the Candidate agrees to both the provisions in these Selection Guidelines and the other provisions applicable to the tendering procedure. If, according to the Candidate, the Selection Guidelines contain errors, the Candidate must notify this in writing before the application period closes. If the Candidate fails to do so, it cannot make a claim on the basis of any error if it is subsequently awarded the Contract.

8.2 Conditions of Application

The following conditions apply to the submission of an Application:

8.2.1 ESPD must be original

Only the original of the ESPD as annexed to the Selection Guidelines may be submitted with the Application. The text of the ESPD may not be typed over, added to or amended. Any amendment of the ESPD, irrespective of the extent to which it may have been amended, may lead to exclusion of participation in the remainder of the tendering procedure.

8.2.2 ESPD to be submitted digitally

The ESPD must be filled in either digitally or manually. A digitally filled in ESPD must be printed and signed. The scanned ESPD (.pdf) must be submitted with the Application.

8.2.3 ESPD must be duly signed

The ESPD must be signed and the Annexes must be initialled by a duly authorised representative of the Candidate. The legal validity of the authorisation must be demonstrated with a copy of the registration in the Commercial Register.

If it concerns an Alliance, each of the Alliance Partners must demonstrate that the signatory of the ESPD is a duly authorised representative.

8.2.4 Number of applications

Companies, either as a single company or in an Alliance with other companies, may only submit one Application. If several companies within one concern are interested, participation in the tendering procedure will only be possible if they apply as one Candidate, whether or not as an Alliance with third parties.

8.2.5 Enterprise

If a Candidate, or (in the case of an Alliance) an Alliance Partner, is part of an enterprise, the parent company must certify that none of the other parts of the enterprise have applied for the Contract.

8.2.6 Several Candidates within one enterprise

If several companies within one enterprise have applied for the Contract as several Candidates, the parent company must determine which company within the enterprise should withdraw as Candidate. If the parent company fails to do so within seven (7) calendar days after a request to do so by the Contracting Authority, the Contracting Authority will proceed to make its choice by drawing lots.

8.3 Application by Alliance and/or engagement of third parties (main and subcontracting)

If a Candidate consists of an Alliance of companies, the following shall also apply:

8.3.1 Alliance: ESPD

The Alliance must submit one completely filled in ESPD. The ESPD must be signed by the duly authorised representative of each of the Alliance Partners.

Note: the Alliance Partners must each individually submit the ESPD as well.

8.3.2 Alliance: Declaration of Alliance

The Alliance must submit a Declaration of Alliance with the Application. Annex B of these Selection Guidelines contains the model.

8.3.3 Alliance agreement upon request

Upon request, the Alliance must submit an Alliance agreement within ten (10) days in accordance with article 10.2 ARN²⁰¹⁶.

8.3.4 Alliance: joint and several liability

Upon award of the Contract, each of the Alliance Partners must declare, in accordance with article 10.4 ARN²⁰¹⁶, that it will accept joint and several liability for the performance of the entire Works.

8.3.5 Alliance: changes not permitted

After the Application has been submitted, it is not permitted to make changes to the Alliance without prior approval in writing from the Contracting Authority. This approval will only be given in extraordinary circumstances (for example, in the event of mergers or acquisitions of Candidates or Alliance Partners. In such a case, the Contracting Authority may impose conditions in this regard. In any event, an Alliance must continue to meet the requirements specified in these Selection Guidelines.

8.3.6 Alliance: legal entity

If the Contractor consists of an Alliance, the Alliance must, upon being awarded the Contract, establish a legal entity for the purpose of the performance of the Contract.

8.3.7 Engagement of third parties

For both Candidates as well as for an Alliance, it is possible that although they may independently meet the (Minimum) Suitability Requirements specified for this tendering procedure, they may wish to engage third parties for the performance of the Contract. In principle, Candidates must perform the Contract entirely by themselves. The engagement of third parties is only permitted if the Candidate has explicitly indicated in its Proposal which third parties it wishes to engage in the following phase of the tendering procedure and for which parts of the Contract it intends to do this.

- Moreover, the Candidate guarantees that the third party in question meets all requirements which have been specified in this tendering procedure for the activities to be assigned to this third party.
- SNBV reserves the right to assess the correctness of this guarantee.
- The Candidate is fully responsible for the third parties engaged by it.
- If in the current stage a Candidate already intends to engage third parties in the performance of the Contract it must provide the details of these third parties in the ESPD.

9 Evidence to be submitted

In the first instance, the assessment involves assessing the answers to the questions in the ESPD and the relevant documentary evidence submitted.

Upon submission, Candidates warrant that these declarations accord with the actual situation of the Candidate at the time.

9.1 Evidence to be submitted with Application

The Application to participate must include the evidence set out below in table 9.1 'Evidence to be submitted with Application'.

Table 9.1 Evidence to be submitted with Application

Evidence to be submitted with Application			
File	Description of question / evidence requested	Format	Explanation
1	ESPD (scanned version) <i>Filled in completely and duly signed</i>	See TenderNed	Chapter 8.2
2	Declaration of Alliance <i>With a comprehensive explanation of 'Reasons for forming an Alliance' (if applicable)</i>	Annex B	Chapter 8.3
3	Submission of reference projects <i>Including testimonials of the clients</i>	Annex C and D	Chapter 6.2.5
4	Evidence of registration in national Professional/Commercial Register (KvK) <i>Including for each Alliance Partner or third party to be engaged in the performance of the Contract (if applicable)</i>	None	Chapter 5.3.3
5	Organisational chart <i>Including a description of the legal form, ownership and management of the enterprise</i>	None	Chapter N/A

9.2 Evidence to be submitted upon request

Upon the request in writing from the Contracting Authority, the Candidate must within ten (10) calendar days submit the documentary evidence set out in table 9.2. In the case of an Alliance, this documentary evidence must be submitted by each of the Alliance Partners, unless indicated otherwise. For the submission of the documentary evidence, E-Certis may be used: <https://www.tenderned.nl/ecertis>.

Table 9.2 Evidence to be submitted upon request

Evidence to be submitted upon request				
	Description of question / evidence requested	Format	Explanation	Part
1	Certificate of Conduct for Procurement (Gedragsverklaring Aanbesteding) <i>For exclusion criterion s 4.1 AW 2012, for each Alliance Partner or third party to be engaged in the execution of the Contract (if applicable)</i>	None	Chapter 5.3	Grounds for Exclusion
2	Certificate of Tax and Customs Administration <i>For exclusion criterion s 2.86(4) AW 2012 (for each Alliance Partner, if applicable)</i>	None	Chapter 5.3	Grounds for Exclusion
3	Alliance Agreement <i>With organisational chart art. 10.2 ARN²⁰¹⁶ (if applicable)</i>	None	Chapter 8.3	Application by Alliance
4	Statement of liability and availability -Statement of joint and several liability of Alliance Partners in accordance with art. 10.4 ARN ²⁰¹⁶ (if applicable); or -Statement of availability of the resources of third partners and joint and several liability in accordance with art. 11 ARN ²⁰¹⁶ (if applicable)	None	Chapter 8.3	Application by Alliance
5	Statement of parent company of the Candidate <i>'None of the other parts of the enterprise have applied for the Contract'</i>	None	Chapter 8.2	Conditions on Application
6	Banker's reference	None	Chapter 6.1	(Minimum) Suitability Requirements financial and economic capacity
7	Certificate of quality assurance	None	Chapter 6.2	(Minimum) Suitability Requirements technical and professional competence
8	Certificate of environmental management system	None	Chapter 6.2	(Minimum) Suitability Requirements technical and professional competence
9	Certificate of safety assurance system	None	Chapter 6.2	(Minimum) Suitability Requirements technical and professional competence

9.3 Verification ESPD

If the information provided in the ESPD, upon verification within the period referred to above, conflicts with the truth, or cannot be verified within the specified period due to missing documentary evidence, this may be considered to be a false statement under s 2.87(1)(h) AW 2012. This may still result in exclusion, such that the Candidate in question loses its place on the shortlist and is excluded from further participation in the tendering procedure.

10 Questions and complaints

10.1 Questions

Any questions with regard to the tender or the documents provided, may only be submitted via TenderNed.nl.

See: <https://www.tenderned.nl/tenderned-english>

The screenshot shows the TenderNed website. At the top, there's a navigation bar with links like 'Wit/Zwart', 'English', and 'Sitemap'. Below that, the 'TenderNed' logo is visible, along with links for 'Inloggen' and 'Registreren'. A search bar with a 'Zoek' button is also present. The main content area is titled 'TenderNed (English)' and describes the platform as the Dutch government's online tendering system. It lists benefits such as a full digital tender process, frequently used data only needing to be entered once, reduction of procedural errors, and being free, independent, and secure. A sidebar on the left contains links for 'TenderNed', 'Benefits', 'Context', and 'Training and consulting firms'. At the bottom, there are social media links for Twitter, LinkedIn, and RSS, as well as a checkbox for the newsletter.

Questions must be submitted in the English language.

The answers to questions submitted in time will be published in an Information Notice on TenderNed (www.TenderNed.nl).

The Candidate is responsible for the timely and correct submission of questions. If a question is not received by the Contracting Authority, the burden of proof with regard to the timely submission of the question shall at all times lie with the Candidate. Please note the deadline specified in the paragraph 'Tendering schedule' in these Selection Guidelines.

Any inconsistencies and/or contradictions in and/or objections to the contents of the Selection Guidelines with Annexes and/or selection procedure must be submitted in this round of questions. In the absence thereof, the Contracting Authority may assume that Candidates have no objections to the contents of the Selection Guidelines with Annexes and/or the tendering procedure, as a result of which any right to commence an action thereafter on this basis lapses.

10.2 Complaints procedure / Complaints desk SNBV

SNBV has set up a complaints desk where parties interested in tendering procedures of SNBV may submit a complaint regarding alleged inconsistencies and irregularities in a tendering procedure. However, a complaint may only be submitted after the alleged inconsistencies and irregularities have been put to SNBV in the round of questions and SNBV has responded to these in an Information Notice. Only if the Candidate / Participant still disagrees after SNBV has responded in the Information Notice, may a complaint be submitted with the complaints desk. In such an event, the subsequent complaints procedure is as follows:

1. Complaints must be submitted in writing and with reasons via an e-mail to the secretary of the complaints desk of SNBV. The e-mail address is: Tender_klacht@schiphol.nl. This written complaint must describe, with reasons, what is complained about and on the basis of which (legal) grounds, and should propose a suggested solution. In addition, the written complaint should also

include the date, name and address of the complainant and the title/reference of the tendering procedure that is the subject of the complaint.

2. The secretary of the complaints desk shall confirm receipt of the complaint as soon as possible.
3. Subsequently, the complaints desk shall promptly investigate whether the complaint is justified, whilst taking into account, as much as possible, the schedule and lead time of the tendering procedure. Note: a complaint does not halt the tendering procedure.
4. If, after the investigation by the complaints desk, SNBV concludes that the complaint is (partly) justified and that SNBV will take correcting measures, SNBV will notify this in writing as soon as possible. Depending on the phase of the tendering procedure, it may occur that the measures are communicated by SNBV to all Candidates / Participants in the tender at the same time the complainant receives the notification. This to prevent any unfair advantage.
5. If, after the investigation by the complaints desk, SNBV concludes that there is no ground for the complaint, no measures will be taken and SNBV will notify the complainant of this in writing.

11 Other provisions

11.1 Provisions for halting procedure

The Contracting Authority is not obligated in this tendering procedure to arrive at an award decision, or to enter into a Contract with a Participant. If the Contracting Authority:

- a. does not make an award decision;
- b. does not follow up on any award decision;
- c. does not enter into the Contract;
- d. suspends and/or postpones and/or stipulates further conditions for the award decision; or
- e. suspends and/or cancels the tendering procedure at any moment;

(potential) Candidates / Participants, including any legal successors and / or affiliated (legal) persons, cannot in any of these cases, or in any other cases, claim any compensation from SNBV, for damages and/or costs, however named and on whatever ground, and by participating in this tendering procedure they expressly and unconditionally accept the abovementioned and other provisos of the Contracting Authority.

11.2 Choice of law and forum

The laws of the Netherlands apply to this tendering procedure. Any disputes will be put to the Court at Amsterdam.

11.3 Confidentiality

The Contracting Authority shall treat the information supplied by the Candidates as confidential and will not disclose it to third parties, unless legal action is brought against the Contracting Authority and insofar as the Contracting Authority does not need the information to motivate its selection decision. This last point is at the sole discretion of the Contracting Authority.

11.4 Preventing conflicts of interest

The Candidate shall:

1. within the context of the tendering procedure, refrain from any contact with personnel of the Contracting Authority or (other) consultants or (auxiliary) persons working for the Contracting Authority regarding the tendering procedure and the Project, unless these persons have been expressly authorised for this purpose by the Contracting Authority and these contacts are in accordance with the principle of free and fair competition and are not contrary to procurement law;
2. refrain from any contact with other Candidates, their personnel, consultants or other (auxiliary) persons engaged by these other Candidates in the tendering procedure and the Project;
3. save in cases where prior written approval has been requested in writing and obtained from the Contracting Authority, not maintain or enter into any direct or indirect or (other) financial economic relationships with other Candidates, their personnel, consultants or other (auxiliary) persons engaged by these Candidates, unless it concerns the forming of an Alliance in the context of other projects;
4. save in cases where prior written approval has been requested in writing and obtained from the Contracting Authority, not use the services of (former) personnel, consultant(s) or other (auxiliary) persons whose services the Contracting Authority uses or has made use of in the context of (the preparation for) the tendering procedure;

5. refrain from any behaviour that is or can be damaging to free and fair competition in the tendering procedure.

11.5 Inconsistencies and forfeiture of rights

If the Candidate encounters inadequacies and/or inconsistencies in these Selection Guidelines or other tender documents, or has objections in relation to these, the Candidate must inform the Contracting Authority of this in writing in the Information Notice(s), and no later than four (4) weeks prior to the date of application referred to in these Selection Guidelines. If the Candidate does not make use of this opportunity, both the Contracting Authority as well as the other Candidates may assume that the Candidate has no objections to the procedure for this tender, the contents of the announcement and these Selection Guidelines with accompanying documents.

In the event of mutual inconsistencies between the announcement and these Selection Guidelines, the Selection Guidelines shall prevail.

With regard to digital files, a provided pdf-file shall prevail over a file in any other automated readable format.

11.6 Order of priority of documents

In the event of inconsistencies between the Information Notices and the Selection Guidelines, that which has been determined in the Information Notice shall prevail. If there is more than one Information Notice, that which has been determined in the most recent Information Notice shall prevail.

11.7 No return of documents provided

All documents provided in the context of this tendering procedure become the property of the Contracting Authority. As such, requests to return any documents will not be honoured.

11.8 Change in operations of Candidate

If changes occur or threaten to occur in the operations of the Candidate and/or enterprises involved in the Application of the Candidate which could impact the progress and processing of this tender, the Candidate must notify the Contracting Authority in writing as soon as possible.

11.9 Supplement to and/or explanation of submitted particulars, responsibility for correctness of particulars and verification of particulars

The Contracting Authority may require that the Candidate, within a strict deadline to be determined, supplements or further explains submitted particulars. The Candidate may not derive any rights from this provision. Nor may any duty of the Contracting Authority be derived from it which requires it to supplement incorrect or incomplete particulars or declarations, or to require a further explanation thereof.

Those who provide the particulars are responsible for the accuracy thereof.

The Contracting Authority has the right to verify the accuracy of submitted particulars.

The Candidate must cooperate fully and unconditionally with the verification of particulars submitted by it. If the Candidate insufficiently cooperates with the verification by the Contracting Authority, the particulars shall be considered to be contrary to the truth, with the aim of misleading the Contracting Authority.

11.10 Requirements to be satisfied at all times

If, at any moment during the course of the tendering procedure, these Selection Guidelines are no longer met, this may lead to exclusion from the tendering procedure of the Candidate in question. In such a case, the Contracting Authority is entitled, in accordance with the regulations applicable to the tendering procedure, to admit another successive, suitable Candidate to the tendering procedure.

Annexes

This chapter contains the documents and forms you need for your Application. These documents have been published as separate Annexes.

Annex A	Ambitions document
Annex B	Declaration of Alliance
Annex C	Model document technical and professional core competences
Annex D	Model document Further Selection