

TENDER

FOR THE PROCUREMENT OF (2020-GSC-53) PROFESIONAL LIABILITY INSURANCE

1. SUPPLIER INFORMATION

Supplier Name / Name of the Supplier Group Members	Argo Global SE
Joint Representative or Leading Member of the Supplier Group <i>(to be filled in if the Tender is submitted by a Supplier Group)</i>	

2. AGREEMENT TO THE TERMS OF PROCUREMENT

We note that by submitting our Tender, we agree to the subsequent Procurement Procedures set out in the Terms & Conditions of Procurement (as defined in the General Terms and Conditions of Procurement) and the terms of the future Contract (both general and specific parts).

We confirm that we have carefully read all the terms of the Terms & Conditions of Procurement, including the Technical Specifications, our Tender fully complies with them and we undertake to comply with them in the execution of the Contract. We also undertake to comply with other legal requirements applicable in the Republic of Lithuania and applicable to the object of the Tender and the Agreement. When preparing the Tender, we took into account the requirements for work safety and working conditions.

3. INFORMATION ON POSSIBLE SUBCONTRACTORS OR USE OF CAPACITIES OF OTHER ENTITIES

3.1. In fulfilling contractual obligations following Economic entity on whose capacities the Supplier relies shall be included:

No.	Name of the Economic entity on whose capacities the Supplier relies	Description of the qualification requirements to be met by using capacities of the Economic entity <i>(In accordance with the requirements of Declaration of Conformity to Minimum Qualification Requirements (DCMQR))</i>
1.		<i>For example: DCMQR, Paragraph 1 – the right to provide services</i>
2.		

Upon request of the Buyer, we will provide evidence that the capacities of the Economic Entities indicated in the table will be available to us in the course of the execution of the Contract.

3.2. In fulfilling contractual obligations following Sub-supplier shall be included:

No.	Name of the Sub-supplier ¹	Description of the subcontracted part of the contract object <i>(The Sub-supplier is entrusted with the performance of a part of the contractual obligations, which is not subject to qualification requirements)</i>
1.		<i>For example: The entrusted part – preparation of report</i>
2.		<i>For example: The entrusted part – landscaping</i>

In case the Supplier intends to rely on capacities of Third Parties, the Supplier shall indicate this in the free form document and submit it with the Tender. In the free form document the Supplier should indicate the name of Third Parties, which Third Parties' resources he is relying on and provide evidence that resources will be available to him during the Contract. The Buyer verifies such evidence before determining the Successful Tender. Unilateral approval by the Supplier shall not be considered as evidence.

4. TENDER VALUE

4.1. Tender value is in Euros.

¹ The specific name of the Subcontractor shall be specified if known at the time of Submission of the Tender. If the name of a planned subcontractor is yet unknown, it is marked as "Unknown".

4.2. Tender value is presented in table below:

No.	Object of Procurement	Tender Price, EUR without VAT ²
1.	Profesional liability insurance	13.500,00 EUR
	VAT	
	Tender price in EUR with VAT	13.500,00 EUR

5. TENDER VALIDITY PERIOD

5.1. Tender is valid before date set in Item 9.1. of GPT.

6. ANNEXES TO TENDER

- 6.1. Annex No 1 Supplier details and other information;
- 6.2. Annex No 2 Confidential information;
- 6.3. Annex No 3 Declaration of Conformity to Minimum Qualification Requirements (DCMQR);
- 6.4. Annex No 4 The declaration regarding the participation of a group of the Suppliers united for joint activities *(to be submitted if the Tender is submitted by a group of the Suppliers united for joint activities)*.
- 6.5. Annex No 5 The declaration regarding the engagement of Sub-suppliers in the procurement *(to be submitted if the Supplier indicates in the Tender his intents to engage Sub-suppliers)*.

***NOTE:** *It is not required to fill in Annex No 2 to submit it together with the Tender. The submission of the documents will be requested from the Tender who has possibly become the Successful Tenderer.*

By signing this Tender, I have confirmed the authenticity of all the documents submitted with the Tender.

CEO

(Position, full name and signature of the Supplier or his authorised person)³

² Tender price in EUR without VAT will be used to evaluate Tenders. Tender price in EUR without VAT must include all costs, all taxes except VAT due under current laws of the Republic of Lithuania, including billing costs through the "E-invoice" system.

³ If the Tender for the Procurement is signed by a person authorised by the manager, the Tender shall be attached with a written power of attorney or another document granting the right to sign.

(name of the Group of Suppliers Engaged in a Joint Venture)

DECLARATION REGARDING PARTICIPATION IN THE PROCUREMENT AS A GROUP OF SUPPLIERS ENGAGED IN A JOINT VENTURE

(date, number)

(place)

We, the Group of Suppliers Engaged in a Joint Venture

_____,
(name of the Group of Suppliers Engaged in a Joint Venture)

consisting of _____,

[indicate the name of each Member as well as the name and surname of the CEO thereof or the authorised person thereof]

(name of the Member of the Group of Suppliers Engaged in a Joint Venture)

(name of the Member of the Group of Suppliers Engaged in a Joint Venture)

represented by _____,
(name and surname of the CEO of the Member of the Group of Suppliers Engaged in a Joint Venture or the authorised person thereof)

(hereinafter referred to as the Group of Suppliers Engaged in a Joint Venture), participating in Public Procurement of (2020-GSC-53) Professional liability insurance (hereinafter referred to as the Procurement) conducted by Ignitis Grupės Paslaugų Centras, UAB (hereinafter referred to as the Contracting Authority), do hereby answer the questions presented below and with the responses submitted by us we confirm accuracy of the data and the information provided by us:

- Are there any affiliated undertakings in the Group of Suppliers Engaged in a Joint Venture participating in the Procurement¹³?
 - Yes (there are affiliated undertakings in the Group of Suppliers Engaged in a Joint Venture)
 - No (none of the suppliers are affiliated, they operate on the market independently of each other and do not belong to the same group of affiliated undertakings)

If you answered "Yes", please specify the affiliated suppliers and provide clarifications and (or) certifications of their mutual relations, including: a portion of shares (votes assigned at the general shareholders' meeting in relation to them) of one affiliated supplier held in the other one directly or via other entities; natural and (or) legal entities through whom the suppliers are affiliated with (for example, shareholders holding 25 percent or more votes at the shareholders' meeting, persons holding positions as CEOs, members of the management and (or) supervisory authorities in the associated suppliers); belonging to the same group of undertakings and (or) other circumstances indicating associations of the suppliers:

¹³ Associated undertakings shall be defined as individual undertakings forming a single economic unit for the purpose of mutual management and control relations – they are associated through organizational, economic and other relations (for example, belong to the same shareholder(s) directly or through other legal entities, are shareholders of each other, they are under the management of the same person or family members, etc.), develop and implement a rather single market strategy, have an impact on each other's operations and make decisions regarding the direction of activities on the market jointly, including, for example, coordinated participation in public procurements.

2. Are there at least two suppliers within the Group of Suppliers Engaged in a Joint Venture engaged in analogous economic activities, for example, provision of analogous or similar services, sale or supply of analogous or similar goods?
- Yes
 - No

If you answered "Yes", please specify the suppliers engaged in analogous or similar activities as well as the activities they are engaged in:

3. Is the Group of Suppliers Engaged in a Joint Venture participating in the Procurement or any Member thereof individually involved in any prohibited agreements in violation of Article 5 of the Law on Competition of the Republic of Lithuania and (or) the principles established in Article 17 of the Law on Public Procurement of the Republic of Lithuania?
- Yes
 - No

If you answered "Yes", please provide clarifications and (or) certifications in relation to the answer to the question:

4. Has at least one Member of the Group of Suppliers Engaged in a Joint Venture submitted a tender, had been implementing or implemented a public procurement contract of a similar nature and (or) scope separately (individually) over the past 12 months?
- Yes
 - No

If you answered "Yes", please specify such suppliers and procurements, which they submitted such tenders for, who had been implementing or implemented procurement contracts (title of the object of the procurement, scope, share of the supplier's obligations in it), as well as other relevant clarifications and (or) certifications:

5. Has at least one Member of the Group of Suppliers Engaged in a Joint Venture capacities enabling to offer the object of this Procurement in full scope separately (individually) and submission of a separate tender for the Procurement?
- Yes
 - No

If you answered "Yes", please specify the suppliers capable of submission of a separate tender for the Procurement:

6. Did the suppliers decide to participate in this Procurement on the basis of Joint Venture in order to submit the most cost-effective tender?

- Yes
 No

Please provide clarifications and (or) certifications in regards to the reasons having determined the decision to participate in the Procurement on the basis of the Joint Venture (for example, financial, technical capacities, human resources, specific knowledge, know-how, other relevant circumstances limiting the supplier's capacities for submission of tenders independently or a possibility to submit a better tender as compared to those submitted separately):

7. In case of this Procurement, is the number of the Members of the Group of Suppliers Engaged in a Joint Venture optimum and sufficient for proper implementation of the Procurement Contract in the event that the tender for the Procurement is successful?

- Yes
 No

We, the Members of the Group of Suppliers Engaged in a Joint Venture, do hereby confirm that we made the decision to participate in this Procurement on the basis of the Joint Venture without having any intentions to limit competition and having evaluated the requirements of the Law on Competition of the Republic of Lithuania and other legislations.

We, the Members of the Group of Suppliers Engaged in a Joint Venture, are aware and understand that the Contracting Authority, having evaluated the data presented in this Declaration, shall reserve the right to contact the Group of Suppliers Engaged in a Joint Venture or individual Members thereof and to request submission of documents, proofs and additional clarifications proving the data provided in the Declaration within the course of the Procurement procedures (during any Phase of the Procurement).

We, the Members of the Group of Suppliers Engaged in a Joint Venture, are aware and understand that, in the event that the information provided in the Declaration submitted by us (all or a part of the data indicated in the Declaration) is false, liability could be imposed under the procedure established by legislations, and in case of the supplier, who has made agreements with other suppliers seeking to limit or which do limit or could limit competition in the Procurement, provided that the Contracting Authority has convincing data regarding this, such supplier could be eliminated from the Procurement procedure on the grounds of Item 1 of Paragraph 4 of Article 46 of the Law on Public Procurement of the Republic of Lithuania.

(name of the Member of the Group of Suppliers Engaged in a Joint Venture, job title of the person representing it and submitting the Declaration)

(signature)

(name, surname)

(name of the Member of the Group of Suppliers Engaged in a Joint Venture,

(signature)

(name, surname)

job title of the person representing it
and submitting the Declaration)

Confidential

DECLARATION REGARDING HIRING OF SUB-SUPPLIERS FOR THE PROCUREMENT

(date, number)

(place)

I, _____ the _____ Supplier

(name of the Supplier)

represented by _____,

(name and surname of the CEO of the Supplier or the authorised person thereof)

(hereinafter referred to as the Supplier), participating in Public Procurement of _____

(2020-GSC-53) Professional liability insurance (hereinafter referred to as the Procurement)

conducted by Ignitis Grupės Paslaugų Centras, UAB (hereinafter referred to as the Contracting

Authority), would hire the Sub-Supplier(s) [indicate name(s) of the Sub-Suppliers] (hereinafter each

of them individually shall be referred to as the Sub-Supplier and collectively they shall hereinafter be

referred to as the Sub-Suppliers), with whom I agreed on supply of the goods, provision of the

services, or carrying out of the work for the purpose of economic benefits in the event that the Tender

for the Procurement is successful, do hereby answer the questions presented below and with the

responses submitted by us we confirm accuracy of the data and the information provided by us:

8. Are there any affiliated¹⁴ undertakings among the Supplier and the Sub-Suppliers hired by the former participating in the Procurement?

Yes (there are affiliated undertakings among the Supplier and the Sub-Suppliers hired by the former)

No (the Supplier and the Sub-Suppliers are not affiliated, they operate on the market independently of each other and do not belong to the same group of affiliated undertakings)

If you answered "Yes", please specify the affiliated Supplier and (or) the Sub-Suppliers, provide clarifications and (or) certifications of their mutual relations, including: a portion of shares (votes assigned at the general shareholders' meeting in relation to them) of one affiliated Supplier and (or) the Sub-Supplier held in the other one directly or via other entities; natural and (or) legal entities through whom the Supplier and (or) the Sub-Suppliers are affiliated with (for example, shareholders holding 25 percent or more votes at the shareholders' meeting, persons holding positions as CEOs, members of the management and (or) supervisory authorities in the associated suppliers); belonging to the same group of undertakings and (or) other circumstances indicating associations of the Supplier and (or) the Sub-Suppliers:

¹⁴ The definition of affiliated undertakings is established in the Part 18 of the Paragraph 3 of the Law on Competition of the Republic of Lithuania and should be interpreted systematically including, but not limited together with the Parts 8, 10 and 11 of the Paragraph of the same law.

9. Are there at least two undertakings among the Supplier and (or) the Sub-Suppliers hired by the former participating in the Procurement engaged in analogous or similar economic activities, for example, provision of analogous or similar services, sale or supply of analogous or similar goods¹⁵?
- Yes
 No

If you answered "Yes", please specify the entities engaged in analogous or similar activities as well as the activities thereof:

10. Is the Supplier and (or) the Sub-Suppliers hired by the former participating in the Procurement jointly or individually involved in any prohibited agreements in violation of Article 5 of the Law on Competition of the Republic of Lithuania and (or) the principles established in Article 17 of the Law on Public Procurement of the Republic of Lithuania?
- Yes
 No

If you answered "Yes", please provide clarifications and (or) certifications in relation to the answer to the question:

11. Has the Supplier submitted a tender, had been implementing or implemented a public procurement contract of a similar nature and (or) scope independently (without hiring Sub-Suppliers) over the past 12 months¹⁶?
- Yes
 No

If you answered "Yes", please specify the procurements, which the Supplier submitted such tenders for, who had been implementing or implemented procurement contracts (title of the object of the procurement), as well as other relevant clarifications and (or) certifications:

12. Has the Supplier capacities enabling to offer the object of this Procurement in full scope, participation, and submission of a separate tender for the Procurement independently (without hiring Sub-Suppliers)?
- Yes
 No

¹⁵ It must be assessed whether the Supplier and at least one of Sub-Suppliers hired by the former or at least two Sub-Suppliers hired by the former participating in the Procurement, this is to say the Supplier and Sub-Suppliers hired by the former (for example, the Supplier or few Sub-Suppliers hired by the former or with each other Sub-Suppliers hired by the former) are engaged in analogous or similar economic activities, for example provide analogous or similar services, supply analogous or similar goods, carry out analogous or similar works. By answering above specified question, the Supplier should evaluate activities of its own as well as Sub-Suppliers', similarities of economic activities and indicate which entities' activities and what activities are similar or identical.

¹⁶ The contract of a similar nature shall be considered the contract which object shall be of similar nature (for example, identical or similar works, their scope, technical specification) and the Supplier, as well, should take into consideration the values of similar implemented contracts (whether a contract of similar value was implemented).

If you answered "Yes", please provide clarifications and (or) certifications as to why the Supplier decided to hire the Sub-Suppliers (objective reasons limiting the Supplier's capacities to submit an independent tender, for example, limited financial, technical capacities, human resources, need for specific knowledge, know-how, etc., other causes hindering the Supplier to eliminate such limitations, for example, to increase capacities, resources):

13. Did the Supplier decide to hire the Sub-Suppliers in order to submit the most economically advantageous tender?
- Yes
 No

Please provide clarifications and (or) certifications in regards to the reasons having determined the Supplier's decision to hire the Sub-Suppliers (for example, limited capacities for submission of a tender independently or a possibility to submit a better tender by hiring the Sub-Suppliers in comparison to submission of the tender independently):

14. Is the number of the Supplier and the Sub-Suppliers optimum and sufficient for proper implementation of the Procurement Contract in the event that the tender for the Procurement is successful?
- Yes
 No

I, the Supplier, do hereby confirm that I made the decision to participate in this Procurement by hiring the Sub-Suppliers without having any intentions to limit competition and having evaluated the requirements of the Law on Competition of the Republic of Lithuania and other legislations.

I, the Supplier, am aware and understand that the Contracting Authority, having evaluated the data presented in this Declaration, shall reserve the right to contact the Supplier or the Sub-Suppliers hired by the former and to request submission of documents, proofs and additional clarifications proving the data provided in the Declaration within the course of the Procurement procedures (during any phase of the Procurement).

I, the Supplier, am aware and understand that, in the event that the information provided in the Declaration submitted by me (all or a part of the data indicated in the Declaration) is false, liability could be imposed under the procedure established by legislations, and in case of the Supplier, who has made agreements with other suppliers seeking to limit or which do limit or could limit competition in the Procurement, provided that the Contracting Authority has convincing data regarding this, such supplier could be eliminated from the Procurement procedure on the grounds of Item 1 of Paragraph 4 of Article 46 of the Law on Public Procurement of the Republic of Lithuania.

(job title of the person representing
the Supplier and submitting the
Declaration)

(signature)

(name, surname)