**eREQUIREMENTS FOR SUPPLIERS FOR THE ABSENCE OF THE EXCLUSION GROUNDS, QUALIFICATIONS, QUALITY MANAGEMENT STANDARDS AND ENVIRONMENTAL MANAGEMENT STANDARDS**

1. The supplier must comply with the requirements, regarding the absence of grounds for exclusion, the qualification requirements (if any), and the requirements of the quality management system and/or the standards of the environmental system (if any). The supplier's qualifications must be acquired by the closing date for the submission of applications.
2. If the supplier is unable to provide the specified documents proving that the grounds for exclusion provided for in Article 46(1) and (3) and (6)(2) of the LoPP do not exist, either because such documents are not issued in the Member State or the country concerned, or because the documents issued in that country do not cover all of the matters covered by Article 46(1) and (3) and (6)(2), if any, then they may be replaced by:
   1. declaration on oath;
   2. official supplier’s declaration, if the country does not use the declaration on oath; The formal declaration shall be certified by a competent legal or administrative authority, a notary or a competent professional or trade body in the Member State or supplier’s country of origin, or country of supplier’s registration.
3. In particular, the KC shall require the type of certificates and forms of documentary evidence for which information is available on the European Commission's information repository for documents e-Certis“. The fourth column of the table sets out the documents to be provided by suppliers registered in the Republic of Lithuania. As regards the documents to be provided by foreign suppliers, the information shall be checked by the KC on e-Certis at <https://ec.europa.eu/tools/ecertis/>.
4. Absence of grounds for exclusion requirements apply to the supplier or all members of a group of suppliers individually and an economic entity on the capacities whereof the supplier relies.
5. KC excludes the supplier from the procurement procedure according to the specified exclusion grounds and in case it has convincing evidence (data) that the supplier is established or participates in the procurement on behalf of another person (supplier), in order to avoid the application of the specified grounds for exclusion.

| **No.** | **Grounds for exclusion** | **LoPP article, paragraph, point, part of the ESPD form to complete** | **Documentation proving the absence of grounds for exclusion** | **Name, date, and number (if any) of the document** being submitted, electronic file name and, if all documents are submitted in a single file, page number where the document can be found shall be also indicated.  (to be completed by the supplier) |
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| **The KC shall exclude a supplier from the procurement procedure if it is made known that:** | | | |
|  | The supplier or its responsible person indicated in Article 46(2)(2) of the PPL has been the subject of a conviction for the following criminal acts:  1) participation in a criminal association, its formation or being in charge thereof;  2) bribery, trading in influence, graft;  3) fraud, misappropriation of property, squandering of property, misleading declaration about the activities of a legal entity, use of a credit, loan or targeted support not in accordance with its purpose or the established procedure, credit fraud, provision of inaccurate data on income, profit or assets, failure to file a tax return or to submit a report or another document, fraudulent management of accounts or abuse, where these criminal acts affect the European Union’s financial interests within the meaning of Article 1 of the Convention on the protection of the European Communities’ financial interests;  4) criminal bankruptcy;  5) terrorist crime or crime linked to terrorist activities;  6) laundering of the proceeds from crime;  7) trafficking in human beings, purchase or sale of a child;  8) a crime committed by the supplier of another state, as defined in the legal acts of other states implementing the European Union legal acts listed in Article 57(1) of Directive 2014/24/EU.  The supplier or its responsible person shall be deemed to have been convicted of a criminal act referred to above where:  1) a judgment of conviction has been passed and become effective over the past five years against the supplier being a natural person and this person has an unspent or unexpunged conviction;  2) a judgement of conviction has not been passed and become effective over the past five years against the supplier being a natural person, or against the manager of the supplier being a legal entity, another organisation or a unit thereof, a member of another management or supervisory body or another/other person/persons authorised to represent or control the supplier, to take a decision or to enter into a transaction on behalf thereof another/other person/persons authorised to draw up and sign the supplier’s financial accounting documents, and this person has no unspent or unexpunged conviction;  3) a judgment of conviction has been passed and become effective over the past five years against the supplier being a legal person, another organisation or a unit thereof or, in the case of Article 46(3) of the PPL, an administrative decision having final effect, if such decision is made in accordance with the legal provisions of the country of the supplier. | Article 46 of LoPP  Part III, points A1-A6 of ESPD  Part III (D1) of ESPD | ● an extract from the court decision or  ● a copy of the document by issued by the Information Technology and Communications Department under the Ministry of the Interior or  ● by the state enterprise Centre of Registers in accordance with the procedure laid down by the Government of the Republic of Lithuania and attesting to the aggregate data processed by competent authorities, or  ● of the document issued by an appropriate authority of the foreign state\*  issued not earlier than 180 calendar days before the deadline for submission of applications. If a document has been issued earlier, but the period of validity specified therein is longer than the final deadline for the submission of the documents confirming the absence of grounds for exclusion in accordance with the ESPD, such document shall be acceptable during the period of its validity.  \* Where the supplier is unable to provide the documents as indicated because the Member State or the country in question does not issue such documents, or where the documents issued therein do not cover all the cases specified in this item, they may be replaced by:  1) a declaration on oath;  2) a solemn declaration made by the supplier, where in the country there is no provision for declarations on oath. The solemn declaration must be made before a competent judicial or administrative authority, a notary or a competent professional or trade body in the Member State or country of origin of the supplier or in the Member State or country where the supplier is registered. | To be filled in |
|  | The supplier is convicted of a breach of the obligations relating to the payment of taxes, including social security contributions, in accordance with the legal provisions of the country in which the supplier is established or of the country of KC, as defined in points 1 and 3 of Article 46(2) of the PPL or has other evidence of the breach of these obligations.  The supplier shall be deemed to have been convicted of a criminal act referred to above where:  1) a judgment of conviction has been passed and become effective over the past five years against the supplier being a natural person and this person has an unspent or unexpunged conviction;  2) a judgment of conviction has been passed and become effective over the past five years against the supplier being a legal person, another organisation or a unit thereof or, in the case of paragraph 3 of this Article, an administrative decision having final effect, if such decision is made in accordance with the legal provisions of the country of the supplier.  However, this provision shall not apply where:  1) The supplier has entered into a binding arrangement with a view to paying taxes, including social security contributions, and is therefore deemed to have fulfilled the obligations laid down in this part;  2) The amount of the debt does not exceed EUR 50 (fifty euros);  3) The supplier was informed of the exact amount due at such time that before the expiry of the deadline for the submission of requests for participation it did not have the possibility of paying taxes, including social insurance contributions, entering into a tax loan agreement or into any other similar binding arrangement relating to their payment or taking other measures to ensure compliance with the provisions of paragraph 1. The supplier shall not be excluded from the procurement procedure on this ground where, at KC’s request for the submission of relevant documents required pursuant to Article 50(6) of the PPL, it provides evidence to the effect that it is already deemed to have fulfilled the obligations relating to the payment of taxes, including social security contributions. | Article 46(3) of LoPP  Part III(B), points B1 and B2 of ESPD | 1) As regards the obligations relating to the payment of taxes it is requested to submit:  Extract from the judgment (if any), or a document issued by the State Tax Inspectorate under the Ministry of Finance of the Republic of Lithuania, or by the state enterprise Centre of Register in accordance with the procedure specified by the Government of the Republic of Lithuania and attesting to the aggregate data processed by competent authorities.  Where the supplier is registered in a foreign state – a document issued by an appropriate authority in such the foreign state not earlier than 120 calendar days before the deadline for submission of applications.  If a document has been issued earlier, but the period of validity specified therein is longer than the final deadline for the submission of the documents confirming the absence of grounds for exclusion in accordance with the ESPD, such document shall be acceptable during the period of its validity.  2) As regards the obligations relating to the payment of social insurance contributions it is requested to submit:  2.1) If the supplier is a legal entity registered in the Republic of Lithuania, it shall not be required to submit any documentation in evidence of this requirement. The Commission itself verifies the data in the national database at http://draudejai.sodra.lt/draudeju\_viesi\_duomenys/ at any time during evaluation of applications and tenders and on the last day of the period fixed for the submission of documents as evidence for the information specified in the ESPD.  Should the Commission be unable to verify the freely accessible data on the provider (a legal entity) due to technical problems of the information system of the State Social Insurance Fund Board (Sodra), it shall have the right to request the supplier (a legal entity) to submit extract from the judgment (if any), or a document issued in accordance with the established procedure and confirming the compliance with this requirement. The Supplier may also submit a document issued by the State Enterprise Centre of Registers in accordance with the procedure laid down by the Government of the Republic of Lithuania, confirming the joint data maintained by the competent authorities;  2.2) If the supplier is a natural person registered in the Republic of Lithuania, it submits extract from the judgment (if any), or a document issued by Sodra, or a document issued by the state enterprise Centre of Registers in accordance with the procedure established by the Government of the Republic of Lithuania and attesting to the aggregate data processed by competent authorities;  2.3) Where the supplier is registered in a foreign state, it submits a document issued by an appropriate authority in such the foreign state;  The documents specified in Sub-paragraph 2.2 or 2.3 shall be issued not earlier than 120 calendar days before the deadline for submission of applications. If a document has been issued earlier, but the period of validity specified therein is longer than the final deadline for the submission of the documents confirming the absence of grounds for exclusion in accordance with the ESPD, such document shall be acceptable during the period of its validity. |  |
|  | The supplier has entered into agreements with other suppliers aimed at distorting competition in the procurement concerned, and KC has sufficiently plausible indications to conclude so. | Article 46(4)(1) of LoPP  Part III (C10) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient. | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |
|  | At the time of the procurement procedure the supplier is in a conflict of interest within the meaning of Article 21 of the PPL, and the relevant situation cannot be remedied.  It shall be deemed that a situation related to a conflict of interest cannot be remedied if the persons subject to the conflict of interest have conferred a decisive influence on the decisions of the Commission or KC and any modification of such decisions would be contrary to the provisions of the PPL. | Article 46(4)(2) of LoPP  Part III (C12) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient. | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |
|  | The competition has been distorted, as defined in Article 27(3) and (4) of the PPL, and the relevant situation cannot be remedied. | Article 46(4)(3) of LoPP  Part III (C13) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient. | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |
|  | The supplier, in the course of the procurement procedure, withheld information or misrepresented information on the fulfilment of the requirements laid down in Articles 46 and 47 of the PPL, and KC can demonstrate this by any appropriate means, or the supplier is unable to submit the supporting documents required pursuant to Article 50 of the PPL due to the misrepresentation of information.  The supplier shall be also excluded from the procurement procedure on this ground where, in the course of previous procurement procedures conducted in accordance with the procedure set out in the PPL, the Law on Public Procurement in the Field of Defence and Security or the Law on Procurement by Contracting Entities Operating in the Water, Energy, Transport and Postal Services Sectors or the Concessions Act, the supplier withheld information or misrepresented information on the requirements referred to in this paragraph, or the supplier was unable to submit the documents required pursuant to Article 50 of the PPL due to the misrepresentation of information, which resulted in its exclusion from procurement or concession conferment procedures.  The supplier shall be also excluded from the procurement procedure on this ground where in accordance with the legal acts of other states in the course of previous procedures the supplier withheld information or misrepresented information, or was unable to submit the supporting documents due to the misrepresentation of information, which resulted in its exclusion from the procurement procedures within the last one year or a judgement being passed and becoming effective or other comparable sanctions being introduced within the last one year or other similar sanctions. | Article 46(4)(4) of LoPP  Part III (C15) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient.  KC itself verifies the data in the national database at  [*Melagingą informaciją pateikusių tiekėjų sąrašas - Viešųjų pirkimų tarnyba (lrv.lt)*](https://vpt.lrv.lt/lt/nuorodos/kiti-duomenys/powerbi/melaginga-informacija-pateikusiu-tiekeju-sarasas-3/) | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |
|  | The supplier undertook at the time of procurement to unduly influence the decision-making process of KC, to obtain confidential information that would confer upon it undue advantages in the procurement procedure or provided misleading information which may have a material influence on decisions of KC concerning the exclusion of suppliers, evaluation of their qualifications, determination of the successful tenderer, and KC can demonstrate this by any appropriate means. | Article 46(4)(5) of LoPP  Part III(C15) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient. | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |
|  | The supplier has failed to perform a contract entered into in accordance with the PPL, the Law on Public Procurement in the Field of Defence and Security or the Law on Procurement by Contracting Entities Operating in the Water, Energy, Transport and Postal Services Sectors, or a concession contract or has improperly performed it, which has led to a material breach of the contract as stipulated in the Civil Code Article 6.217 (hereinafter: a ‘material breach of a contract’) resulting in termination of the contract within the last three years or passing and becoming effective, within the last three years, of a judgement satisfying the claim of the contracting authority, the contracting entity or the awarding authority for damages as a result of the supplier showing significant or persistent deficiencies in the performance of a substantive requirement under the contract, or within the past three years the contracting authority has decided that the supplier has showed significant or persistent deficiencies in the performance of a substantive requirement under the contract which led to the sanction as defined in the contract.  The supplier shall be also excluded from the procurement procedure on this ground where in accordance with the legal acts of other states it is established within the last three years that the supplier, under a prior contract, a prior contract with the contracting entity or a prior concession contract, has shown significant or persistent deficiencies in the performance of a substantive requirement under the contract which led to early termination of that prior contract, damages or other comparable sanctions. | Article 46(4)(6) of LoPP  Part III(C14) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient  KC itself verifies the data in the national database at  [*Nepatikimi tiekėjai - Viešųjų pirkimų tarnyba (lrv.lt)*](https://vpt.lrv.lt/lt/nuorodos/kiti-duomenys/powerbi/nepatikimi-tiekejai-1/)  KC itself verifies the data in the national database at  [*https://vpt.lrv.lt/lt/pasalinimo-pagrindai-1/nepatikimu-koncesininku-sarasas-1/nepatikimu-koncesininku-sarasas*](https://vpt.lrv.lt/lt/pasalinimo-pagrindai-1/nepatikimu-koncesininku-sarasas-1/nepatikimu-koncesininku-sarasas) | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |
|  | The supplier has committed a serious professional misconduct which leads the KC to doubt the supplier's integrity, where the supplier has committed an infringement of the legislation on financial reporting and auditing, and where the infringement has been committed less than one year ago | Article 46(4)(7a) of LoPP  Part III(C11) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient.  When making decisions on the exclusion of a supplier from the procurement procedure on the grounds of exclusion specified in this point, among other things, the national database at:  The information published at [*https://www.registrucentras.lt/jar/p/index.php*](https://www.registrucentras.lt/jar/p/index.php) , as well as the information provided in this information notice: [*Finansinių ataskaitų nepateikimas gali tapti kliūtimi dalyvauti viešuosiuose pirkimuose - Viešųjų pirkimų tarnyba (lrv.lt)*](https://vpt.lrv.lt/lt/naujienos-3/finansiniu-ataskaitu-nepateikimas-gali-tapti-kliutimi-dalyvauti-viesuosiuose-pirkimuose/) | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, the KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |
|  | The supplier has committed a serious professional misconduct which leads the KC to doubt the supplier's integrity, where the supplier does not meet the minimum criteria for a reliable taxpayer set out in Article 401(1) of the Law on Tax Administration of the Republic of Lithuania. | Article 46(4)(7b) of LoPP  Part III(C11) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient.  Decisions to exclude a supplier from the procurement procedure on the grounds of exclusion referred to in this point shall take account, inter alia, of the information published in the national database at https://www.vmi.lt/evmi/mokesciu-moketoju-informacija. | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, the KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |
|  | The supplier has committed a serious professional misconduct which leads the KC to doubt the supplier's integrity, where the supplier has committed a breach of the prohibition on the conclusion of prohibited agreements laid down in the Law on Competition of the Republic of Lithuania or in a similar legislation of another country, and where the breach has been committed within a period of less than 3 years. | Article 46(4)(7c) of LoPP  Part III(C11) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient.  Decisions to exclude a supplier from the procurement procedure on the grounds of exclusion referred to in this point shall take account, inter alia, of the information published in the national database at:  https://kt.gov.lt/lt/atviri-duomenys/diskvalifikavimas-is-viesuju-pirkimu. | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, the KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |
|  | The supplier has not complied with the punitive measure imposed on him in the form of a ban on the participation of a legal entity in public procurement. | Article 46(21) of LoPP  Part III(D2) of ESPD | No supporting documents are required from entities established in Lithuania. The ESPD is sufficient. | To fill in if an entity is not established in Lithuania.  If an entity is not established in Lithuania, the KC requests to present such type of certificates and forms of documentary proof for which information is available on the European Commission’s online repository of certificates e-Certis; where such information is not entered in e-Certis, the submitted ESPD is sufficient. |

**Qualification Requirements for Suppliers**

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| **No.** | **Requirement** | **Documents proving compliance with the requirement** | **Entity to meet the requirement** |
| **1. ECONOMIC AND FINANCIAL SITUATION** | | | |
| 1.1. | The Supplier's average annual revenue from all its activities over the last 3 (three) financial years, or, if the economic entity was registered later or commenced operations later, since the date of registration or commencement of operations, shall be at least **EUR 4,000,000.00 (four million) Eur.** | A set of the economic entity’s financial statements for the last three financial years, together with the auditor’s report (where an audit has been carried out), or an extract thereof, if the law of the country in which the supplier is established requires the publication of an annual set of financial statements. **If the financial statements have not yet been published in the Register of Legal Entities, a set of financial statements signed by the head of the economic entity and the entity’s chief accountant (accountant), or by any other person authorised to keep the economic entity’s accounts in accordance with the legislation, or an extract thereof, or a certificate of the annual revenue from the entire activity shall be submitted.**  If a supplier is unable, for objective and justifiable reasons, to provide the documents required by the KC to prove its financial and economic capacity, it shall be entitled to provide other documents acceptable to the KC. | The supplier, the members of a group of suppliers jointly (or a single member of a group of suppliers), , and/or the economic entity on whose capacity the supplier relies, where that economic entity is jointly and severally liable for performance of the contract. |
| 1.2. | The value of the supplier’s current liquidity ratio according to the financial statements for the last financial year must not be less than 1. If the company’s liabilities are equal to 0, it is considered that the supplier meets the current liquidity requirement. (Current Liquidity Ratio = Current Assets / Current Liabilities). | A declaration (certificate) signed by the head of the economic entity and the chief accountant (accountant) of the economic entity or another person capable of managing the accounting of the economic entity according to legal acts, about the calculation of the current coefficient value and the set of financial statements of the supplier for the last financial year with the auditor’s opinion (in cases where an audit has been performed) or its extract, if the laws of the country where the supplier is registered require the publication of the annual set of financial statements. If the financial statements have not yet been approved and/or published in the Register of Legal Entities, submitted a set of financial statements or an extract from them must be signed by the entity's manager and the entity's chief accountant (accountant), or another person authorised to keep the entity's accounts in accordance with the legislation.  If a supplier is unable, for objective and justifiable reasons, to provide the documents required by the KC to prove its financial and economic capacity, it shall be entitled to provide other documents acceptable to the KC. | The supplier, at least one member of the group of suppliers or an economic entity on whose capacity the supplier relies, if this economic entity assumes joint responsibility for the performance of the Procurement Contract. |
| **2. TECHNICAL AND PROFESSIONAL ABILITY – EXECUTED CONTRACTS** | | | |
| 2.1. | The supplier, within the last 15 (fifteen) years or within the period between the date of registration of the supplier (if the supplier has been in business for less than 15 (fifteen) years) and the date of submission of application under one or more contracts, has duly implemented\* the services for the preparation of the master design and/or the master-detailed technical design, and/or master and detailed technical designs of the same object for the reconstruction and/or the new construction of a special structure, and/or performed the design supervision services of a special structure belonging to a group of special structures:   * Transport communications: Railway tracks, * Transport communications: Other transport structures (bridges and/or viaducts and/or overpasses and/or tunnels), * Transport communications: Roads and/or Streets   with a total value of at least **EUR 4 000 000,00 (four million ) Eur excluding VAT.**  *\*Services are considered duly implemented when it is a master design and/or master-detailed technical design, and/or master and detailed technical designs of the same object of a special structure, for which the Client’s confirmation of the completed services or a construction permit or another equivalent document (design activity) has been obtained and/or the Client’s confirmation of the completed services or a construction completion document or another equivalent document (design execution supervision) has been obtained. Therefore, the Supplier may refer to contracts which are still in progress, but for which the services referred to in point 2.1 have already been duly implemented.* | 1. Completed list of services provided (Annex No. VIII to the QAS tender).  2. Certificates, acceptance-transfer acts or other equivalent documents from customers (both public and private) proving that the services have been duly performed.  The supplier is not prohibited from relying on a contract that the supplier executed not alone, but together with other economic entities. However, in such a case, the services provided by the specific supplier participating in the public procurement, their scope, and value must be evaluated, rather than the entire subject-matter of the executed contract. | The supplier, the members of a group of suppliers jointly (or a single member of a group of suppliers) and/or the economic entity on whose capacity the supplier relies, where that economic entity is jointly and severally liable for performance of the contract.  The supplier may rely on the capacities of other economic entities only if those entities themselves perform the part of the procurement contract for which their capacities are required. |
| **3. TECHNICAL AND PROFESSIONAL CAPACITY - SPECIALISTS** | | | |
| 3.1. | The supplier must propose at least one specialist, **project manager** who, in the event of winning, will execute the contract, meeting the following requirements:   1. the proposed specialist must have the right to act as **project** manager for the special structures project and as design implementation supervisor for the special structures’ construction project. Groups of structures: transport communications (railway track, other transport structures (bridge and/or viaducts and/or overpass and/or tunnel), road, street) or all structures. 2. the proposed specialist must have at least 36 (thirty-six) months’ experience as a **project** manager for a special structures project within the last 15 (fifteen) years in the field of design and/or design supervision of transport communications, by the date of submission of the application.   Experience is calculated by summing the duration of implemented\* projects for the preparation and/or design supervision of a master design or master-detailed technical design for a special structure, in which the proposed specialist has acted as project manager and/or design supervisor of the execution of the project.  The duration of parallel projects is not cumulative, i.e. if a specialist has worked on one project from 1 September 2020 to 1 November 2020 and on another project from 1 September 2020 to 1 December 2020, his/her experience is considered to be 91 days.  ***\**** *A project is considered implemented when it is a master design or master-detailed technical design of a special structure, for which the Client’s confirmation of the completed services or a construction permit or another equivalent document (design activity) has been obtained and/or the Client’s confirmation of the completed services or a construction completion document or another equivalent document (design execution supervision) has been obtained.* | 1. Completed “List of specialists” (Annex No. IX of the QAS tender). 2. Completed resumes of the Supplier’s key specialists (Annex No. XII of the QAS tender). 3. Certificates, attestations and other documents confirming compliance with the established qualification requirements\*:  - a supplier from Lithuania is not required to provide qualification certificates and/or right recognition documents (RRD) issued in accordance with the procedure established by the Ministry of Environment of the Republic of Lithuania, which confirm the qualifications of specialists in the relevant group of structures, however, the Supplier must indicate the names of the proposed specialists and the number of qualification certificates or recognition documents proving the right of those specialists to hold the relevant positions in the list of key specialists, and KC will verify the data in the relevant registers of qualification certificates and/or recognition documents of construction specialists of the Public Enterprise Construction Sector Development Agency (www. ssva.lt).  If, due to technical problems with the information system of the Public Enterprise Construction Sector Development Agency, KC is unable to verify the freely accessible data about the supplier, it will have the right to request the supplier to provide a document issued in the prescribed manner, confirming compliance with this requirement. - foreign specialists must obtain a document of recognition of rights issued in accordance with the procedure established by the Law on Construction of the Republic of Lithuania before signing the contract. 4. Certificates from clients, an order appointing a specialist to the relevant position, or other documents proving that the specialist actually held the specified position according to the contracts listed and proving that the specialist prepared the specified technical or technical (work) projects and/or provided project execution supervision services. Certificates, testimonials or other documents from clients proving that the projects were implemented.   *\* The Supplier shall be deemed to have acquired the qualification in time (by the date of submission of application), if, together with the application or at the request of KC, the Supplier submits documents proving that the specialist engaged by the Supplier has, by the deadline for the submission of application, submitted an application to the competent authority for certification and the documents necessary for the recognition of the right to be certified, and, by the date of the conclusion of the Procurement Contract, has submitted the RRD authorising him to carry out the activities concerned in the Republic of Lithuania.* | The supplier,  the members of the group of suppliers collectively (or a single member of the group of suppliers), taking into account the commitments they make for the performance of the procurement contract  and/or the economic entity on whose capacity the supplier relies, where that economic entity is jointly and severally liable for performance of the contract. |
| 3.2. | The supplier must propose at least one specialist, **the design part manager** of the transport communications **(railway tracks)**, who will perform the contract in the case of winning, who meets all the following requirements:   1. the proposed specialist must have the right to be the design part manager of a special structure and the design part supervision manager of a special structure. Structures: transport communications (railway track). Design part: transport. 2. the proposed specialist must have at least 12 (twelve) months’ experience as a design part manager within the last 15 (fifteen) years in the field of design and/or design supervision of transport communications railway track, by the date of submission of the application.   Experience is calculated by summing the duration of implemented\* projects for the preparation and/or design supervision of a master design or master-detailed technical design for a special structure, in which the proposed specialist has acted as project manager and/or design supervisor of the execution of the project.  The duration of parallel projects is not cumulative, i.e. if a specialist has worked on one project from 1 September 2020 to 1 November 2020 and on another project from 1 September 2020 to 1 December 2020, his/her experience is considered to be 91 days.  ***\**** *A project is considered implemented when it is a master design or master-detailed technical design of a special structure, for which the Client’s confirmation of the completed services or a construction permit or another equivalent document (design activity) has been obtained and/or the Client’s confirmation of the completed services or a construction completion document or another equivalent document (design execution supervision) has been obtained.* |
| 3.3 | The supplier must propose at least one specialist, **the design part manager** of the transport communications **(other transport structures)**, who will perform the contract in the case of winning, who meets all the following requirements:   1. the proposed specialist must have the right to be the design part manager of a special structure and the design part supervision manager of a special structure. Structures: transport communications (other transport structures (bridge and/or viaduct and/or overpass and/or tunnel)). Design part: constructions. 2. the proposed specialist must have at least 12 (twelve) months’ experience as a design part manager within the last 15 (fifteen) years in the field of design and/or design supervision of transport communications (other transport structures (bridge and/or viaduct and/or overpass and/or tunnel), by the date of submission of the application.   Experience is calculated by summing the duration of implemented\* projects for the preparation and/or design supervision of a master design or master-detailed technical design for a special structure, in which the proposed specialist has acted as project manager and/or design supervisor of the execution of the project.  The duration of parallel projects is not cumulative, i.e. if a specialist has worked on one project from 1 September 2020 to 1 November 2020 and on another project from 1 September 2020 to 1 December 2020, his/her experience is considered to be 91 days.  ***\**** *A project is considered implemented when it is a master design or master-detailed technical design of a special structure, for which the Client’s confirmation of the completed services or a construction permit or another equivalent document (design activity) has been obtained and/or the Client’s confirmation of the completed services or a construction completion document or another equivalent document (design execution supervision) has been obtained.*  Experience is calculated by summing the duration of implemented\* projects for the preparation and/or design supervision of a master design or master-detailed technical design for a special structure, in which the proposed specialist has acted as project manager and/or design supervisor of the execution of the project.  The duration of parallel projects is not cumulative, i.e. if a specialist has worked on one project from 1 September 2020 to 1 November 2020 and on another project from 1 September 2020 to 1 December 2020, his/her experience is considered to be 91 days.  ***\**** *A project is considered implemented when it is a master design or master-detailed technical design of a special structure, for which the Client’s confirmation of the completed services or a construction permit or another equivalent document (design activity) has been obtained and/or the Client’s confirmation of the completed services or a construction completion document or another equivalent document (design execution supervision) has been obtained.* |
| 3.4 | **BIM (manager, coordinator)** with at least 24 (twenty-four) months of experience in the last 10 (ten) years up to the application submission deadline in implementing projects based on Building Information Modeling (BIM).  *\* A project is considered implemented when it is a master design or master-detailed technical design of a special structure, for which the Client’s confirmation of the completed services or a construction permit or another equivalent document (design activity) has been obtained and/or the Client’s confirmation of the completed services or a construction completion document or another equivalent document (design execution supervision) has been obtained.* |  |  |
| **4. TECHNICAL AND PROFESSIONAL CAPACITY – NATIONAL SECURITY** | | | |
| 4.1. | The supplier, its subcontractors or economic entities on whose capacities it relies, or the persons controlling them must not have a conflict of interest that could negatively affect the performance of the procurement contract and interests that could pose a threat to national security.  A supplier shall be deemed to have a conflict of interest that may adversely affect the performance of the procurement contract when the Government of the Republic of Lithuania has adopted a decision confirming that the intended or concluded transaction does not meet the interests of national security in accordance with the Law on the Protection of Objects Important for National Security. | In the event of a verification of compliance with national security interests during the procurement, the Supplier will be required to provide the documentation necessary for such verification. | The supplier, each joint venture partner, any subcontractor(s) used by the supplier, and the economic entity(ies) whose capacity is relied upon, or persons controlling them. |

The supplier submitting the application must meet the requirements for the following standards:

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| **No** | **Requirement** | **Documents Proving Compliance with the Requirement** | **Entity to Meet the Requirement** |

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| **5. MANAGEMENT SYSTEM STANDARDS** | | | |
| 5.1. | The supplier complies with a quality management system **for design and/or engineering services** in accordance with LST EN ISO 9001:2015 (or equivalent standard) or other (equivalent) approved quality management system measures. | A digital copy of a valid certificate issued by an independent body certifying that the supplier complies with the LST EN ISO 9001:2015 quality management standard (or equivalent) in the required field.  KC recognises equivalent valid certificates issued by independent bodies established in other Member States.  Equivalent evidence is accepted only if the supplier is unable, for objective reasons beyond its control, to produce valid certificates by the set deadline. | Subject to the commitments made for the performance of the procurement contract:  The supplier, members of a group of suppliers jointly (or one member of the group of suppliers). |
| 5.2. | The supplier complies with (applies) the requirements of the European Union’s Eco-Management and Audit Scheme (EMAS) or the requirements of an environmental management system in accordance with the standard LST EN ISO 14001 “Environmental management systems — Requirements with guidance for use” (LST EN ISO 14001) or other environmental management systems recognised in accordance with Article 45 of Regulation (EC) No 1221/2009 of the European Parliament and of the Council of 25 November 2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS), repealing Regulation (EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC (OJ 2009 L 342, p. 1), or other environmental management standards based on relevant European or international standards and approved by certification bodies complying with European Union legislation or relevant European or international certification standards **in the field of design and/or engineering services**. | 1. A digital copy of a valid certificate issued by an independent body certifying that the supplier complies with the standards of the required environmental management system.  The contracting entity KC recognises equivalent valid certificates issued by independent bodies established in other Member States.  Equivalent evidence is accepted only if the supplier is unable, for objective reasons beyond its control, to produce valid certificates by the set deadline. Equivalent evidence of environmental management measures may take the form of a description by the supplier of the environmental management measures in place which satisfy all of the following requirements:  1. A defined environmental policy approved by the management of the company or body and compliance with environmental requirements in the provision of services and performance of works;  2. Identified most significant environmental aspects that are, or may be, affected by the activities of the company or body and the legislation governing those environmental aspects;  3. Set environmental objectives and targets and the means to achieve them;  4. Monitoring of the implementation of the environmental objectives: the persons responsible, their responsibilities, duties and deadlines for the implementation of the measures;  5. A ready environmental and emergency management plan;  6. Monitoring of environmental improvement activities (e.g., annual reports are prepared and presented to the company’s management).  If the supplier itself fulfils this requirement, but uses subcontractors for the provision of the specified service(s) to which this requirement applies, the following shall be provided: an internal document of the supplier (e.g, (e.g. the supplier's approved environmental policy or other documents) or an agreement signed with the subcontractor or other document describing the subcontractor's compliance with the supplier's environmental management standard insofar as it is applicable to the subcontractor's obligations for the contract, and setting out the supplier's responsibility for monitoring the subcontractor's compliance with the supplier's existing environmental management standard. | Subject to the commitments made for the performance of the procurement contract:  The supplier, members of a group of suppliers jointly (or one member of the group of suppliers). |

**Notes:**

* A supplier may propose (by clearly indicating this) the same professional for more than one post, provided that the proposed professional meets all the qualification requirements for the post in question (if the qualification requirement is stated in physical volumes, such experience **is not aggregated**). A supplier may not rely on the qualifications of two or more persons to meet the qualification requirements for an individual professional, unless otherwise specified for a particular qualification.
* Proper performance of an obligation means that it must be performed on time, in accordance with legal requirements, contract requirements, and civil law, and in the absence of defects in performance.
* The experience of the proposed professional is calculated by aggregating the periods of time during which the proposed professional has fulfilled the relevant functions in the projects indicated. The duration of concurrent functions is not cumulative, i.e. if the professional worked on one project from 1 September 2016 to 1 November 2016 and on another project from 1 September 2016 to 1 December 2016, their experience is considered to be 91 days.
* In cases where, for a specific procurement to be carried out under this QAS, regulatory legislation may require the supplier or the supplier’s professionals to have specific qualifications (for example, the right to provide services related to buildings located in the territory of a cultural heritage object, its protection zone, a cultural heritage site, etc.), the supplier remains obliged to engage, for the proper performance of the specific services, additional suppliers, professionals with the qualifications required for the relevant activity, which were not tested in this QAS.
* In cases where the procurement documents do not stipulate that the supplier’s qualification for the right to engage in the relevant activity is verified or not fully checked in accordance with the qualification requirements set in the procurement documents, but the regulatory legal acts provide for certain requirements for the right to engage in such activities, the supplier undertakes to the Contracting Authority that the contract will be performed only by persons entitled to do so. Before the performance of the relevant activities the supplier will have to provide the relevant documents proving that the procurement contract will be performed only by persons entitled to do so.

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