

European Single Procurement Document (ESPD)

Part I: Information concerning the procurement procedure and the contracting authority or contracting entity

Information about publication

Notice number in the OJS:

6712/S 782-025__

National Official Journal

Official Journal of the EU

Identity of the procurer

Official name:

LSMUL Kauno klinikos (Lithuanian University of Health Sciences Hospital Kauno Clinics)

Country:

Lithuania

Information about the procurement procedure

Type of procedure

Open procedure

Title:

Medicinal Prescription Information System

Short description:

Medicinal Prescription Information System

File reference number attributed by the contracting authority or contracting entity (if applicable):

1002/2531/1815926

Part II: Information concerning the economic operator

A: Information about the economic operator

Name:

Better d.o.o.

Street and number:

Štukljeva cesta 48

Postcode:

1000

City:

Ljubljana

Country:

Slovenia

Internet address (web address) (if applicable):

<https://www.better.care>

E-mail:

info@better.care

Telephone:

+386 1 470 33 00

Contact person or persons:

Petar Abadžić

VAT number, if applicable:

SI 66063345

If no VAT number is applicable, please indicate another national identification number, if required and applicable

-

Is the economic operator a Micro, a Small or a Medium-Sized Enterprise?

Yes

No

Only in case the procurement is reserved: is the economic operator a sheltered workshop, a 'social business' or will it provide for the performance of the contract in the context of sheltered employment programmes?

Yes

No

If applicable, is the economic operator registered on an official list of approved economic operators or does it have an equivalent certificate (e.g. under a national (pre)qualification system)?

Yes

No

- In addition, please complete the missing information in Part IV, Sections A, B, C or D as the case may be ONLY if this is required in the relevant notice or procurement documents

e) Will the economic operator be able to provide a certificate with regard to the payment of social security contributions and taxes or provide information enabling the contracting authority or contracting entity to obtaining it directly by accessing a national database in any Member State that is available free of charge?

Yes

No

If the relevant documentation is available electronically, please indicate:

-

Is the economic operator participating in the procurement procedure together with others?

Yes

No

Where applicable, indication of the lot(s) for which the economic operator wishes to tender:

-

B: Information about representatives of the economic operator #1

- Where applicable, please indicate the name(s) and address(es) of the person(s) empowered to represent the economic operator for the purposes of this procurement procedure:

First name

Roland

Last name

Petek

Date of birth



Place of birth



Street and number:

[REDACTED]
Postcode:

1230

City:

Domzale

Country:

Slovenia

E-mail:

info@better.care

Telephone:

[REDACTED]
Position/Acting in the capacity of:

COO

If needed, please provide detailed information on the representation (its forms, extent, purpose ...):

EMŠO:1910972500321

B: Information about representatives of the economic operator #2

First name

Tomaž

Last name

Gornik

Date of birth

[REDACTED]
Place of birth

[REDACTED]
Street and number:

[REDACTED]
Postcode:

4274

City:

Žirovnica

Country:

Slovenia

E-mail:

info@better.care

Telephone:

Position/Acting in the capacity of:

CEO

If needed, please provide detailed information on the representation (its forms, extent, purpose ...):

EMŠO: 0209965500363

C: Information about reliance on the capacities of other entities

Does the economic operator rely on the capacities of other entities in order to meet the selection criteria set out under Part IV and the criteria and rules (if any) set out under Part V below?

Yes

No

D: Information concerning subcontractors on whose capacity the economic operator does not rely

- (Section to be filled-in only if this information is explicitly required by the contracting authority or contracting entity.)

Does the economic operator intend to subcontract any share of the contract to third parties?

Yes

No

- If the contracting authority or contracting entity explicitly requests this information in addition to the information under Part I, please provide the information required under Sections A and B of this Part and Part III for each of the (categories of) subcontractors concerned.

Part III: Exclusion grounds

A: Grounds relating to criminal convictions

Article 57(1) of Directive 2014/24/EU sets out the following reasons for exclusion

Participation in a criminal organisation

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for participation in a criminal organisation, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Article 2 of Council Framework Decision 2008/841/JHA of 24 October 2008 on the fight against organised crime (OJ L 300, 11.11.2008, p. 42).

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Corruption

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for corruption, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Article 3 of the Convention on the fight against corruption involving officials of the European Communities or officials of Member States of the European Union, OJ C 195, 25.6.1997, p. 1, and in Article 2(1) of Council Framework Decision 2003/568/JHA of 22 July 2003 on combating corruption in the private sector (OJ L 192, 31.7.2003, p. 54). This exclusion ground also includes corruption as defined in the national law of the contracting authority (contracting entity) or the economic operator. "

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Fraud

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for fraud, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? Within the meaning of Article 1 of the Convention on the protection of the European Communities' financial interests (OJ C 316, 27.11.1995, p. 48).

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Terrorist offences or offences linked to terrorist activities

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for terrorist offences or offences linked to terrorist activities, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Articles 1 and 3 of Council Framework Decision of 13 June 2002 on combating terrorism (OJ L 164, 22.6.2002, p. 3). This exclusion ground also includes inciting or aiding or abetting or attempting to commit an offence, as referred to in Article 4 of that Framework Decision.

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Money laundering or terrorist financing

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for money laundering or terrorist financing, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Article 1 of Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing (OJ L 309, 25.11.2005, p. 15).

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Child labour and other forms of trafficking in human beings

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision or control therein been the subject of a conviction by final judgment for child labour and other forms of trafficking in human beings, by a conviction rendered at the most five years ago or in which an exclusion period set out directly in the conviction continues to be applicable? As defined in Article 2 of Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, and replacing Council Framework Decision 2002/629/JHA (OJ L 101, 15.4.2011, p. 1).

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

B: Grounds relating to the payment of taxes or social security contributions

Article 57(2) of Directive 2014/24/EU sets out the following reasons for exclusion

Payment of taxes

Has the economic operator breached its obligations relating to the payment of taxes, both in the country in which it is established and in Member State of the contracting authority or contracting entity if other than the country of establishment?

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Payment of social security

Has the economic operator breached its obligations relating to the payment social security contributions, both in the country in which it is established and in Member State of the contracting authority or contracting entity if other than the country of establishment?

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

C: Grounds relating to insolvency, conflicts of interests or professional misconduct

Article 57(4) of Directive 2014/24/EU sets out the following reasons for exclusion

Breaching of obligations in the field of environmental law

Has the economic operator, to its knowledge, breached its obligations in the field of environmental law? As referred to for the purposes of this procurement in national law, in the relevant notice or the procurement documents or in Article 18(2) of Directive 2014/24/EU.

Your answer?

Yes

No

Breaching of obligations in the field of social law

Has the economic operator, to its knowledge, breached its obligations in the field of social law? As referred to for the purposes of this procurement in national law, in the relevant notice or the procurement documents or in Article 18(2) of Directive 2014/24/EU.

Your answer?

Yes

No

Breaching of obligations in the fields of labour law

Has the economic operator, to its knowledge, breached its obligations in the field of labour law? As referred to for the purposes of this procurement in national law, in the relevant notice or the procurement documents or in Article 18(2) of Directive 2014/24/EU.

Your answer?

Yes

No

Bankruptcy

Is the economic operator bankrupt? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Insolvency

Is the economic operator the subject of insolvency or winding-up? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Arrangement with creditors

Is the economic operator in arrangement with creditors? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Analogous situation like bankruptcy under national law

Is the economic operator in in any analogous situation like bankruptcy arising from a similar procedure under national laws and regulations? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Assets being administered by liquidator

Are the assets of the economic operator being administered by a liquidator or by the court? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Business activities are suspended

Are the business activities of the economic operator suspended? This information needs not be given if exclusion of economic operators in this case has been made mandatory under the applicable national law without any possibility of derogation where the economic operator is nevertheless able to perform the contract.

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Agreements with other economic operators aimed at distorting competition

Has the economic operator entered into agreements with other economic operators aimed at distorting competition?

Your answer?

Yes

No

Guilty of grave professional misconduct

Is the economic operator guilty of grave professional misconduct? Where applicable, see definitions in national law, the relevant notice or the procurement documents.

Your answer?

Yes

No

Conflict of interest due to its participation in the procurement procedure

Is the economic operator aware of any conflict of interest, as indicated in national law, the relevant notice or the procurement documents due to its participation in the procurement procedure?

Your answer?

Yes

No

Direct or indirect involvement in the preparation of this procurement procedure

Has the economic operator or an undertaking related to it advised the contracting authority or contracting entity or otherwise been involved in the preparation of the procurement procedure?

Your answer?

Yes

No

Early termination, damages or other comparable sanctions

Has the economic operator experienced that a prior public contract, a prior contract with a contracting entity or a prior concession contract was terminated early, or that damages or other comparable sanctions were imposed in connection with that prior contract?

Your answer?

Yes

No

Guilty of misinterpretation, withheld information, unable to provide required documents and obtained confidential information of this procedure

Can the economic operator confirm that:

- a) It has been guilty of serious misrepresentation in supplying the information required for the verification of the absence of grounds for exclusion or the fulfilment of the selection criteria,
- b) It has withheld such information,
- c) It has not been able, without delay, to submit the supporting documents required by a contracting authority or contracting entity, and
- d) It has undertaken to unduly influence the decision making process of the contracting authority or contracting entity, to obtain confidential information that may confer upon it undue advantages in the procurement procedure or to negligently provide misleading information that may have a material influence on decisions concerning exclusion, selection or award?

Your answer?

Yes

No

D: Purely national exclusion grounds

Do the purely national grounds of exclusion, which are specified in the relevant notice or in the procurement documents, apply?

D1. Purely national ground for exclusion due to criminal bankruptcy (Article 46(1)(4) of the Law on Public Procurement).

For procurements commenced on or after 2022-01-01:

Has the economic operator itself or any person who is a member of its administrative, management, or supervisory body, or who has the power to represent, make decisions, or exercise control over the economic operator, been **convicted by a final court judgment for criminal bankruptcy**, and was the judgment issued no more than five years ago or does the exclusion period explicitly set out in the judgment still apply?

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

D2. Purely national ground for exclusion due to an imposed criminal penalty (Article 46(2)(1) of the Law on Public Procurement).

For procurements commenced on or after 2025-02-01:

Is the economic operator subject to the condition that it has not fulfilled the criminal penalty imposed on it – the prohibition to participate in public procurements as a legal entity?

For procurements commenced before 2022-01-01:

Is the economic operator involved in one of the following cases:

a) it **does not meet the minimum criteria for a reliable taxpayer** set out in Article 40¹(1) of the Lithuanian Republic Tax Administration Act and is therefore considered to have committed a serious professional violation.

b) the economic operator itself or any person who is a member of its administrative, management, or supervisory body, or who has the power to represent, make decisions, or exercise control over the economic operator, been **convicted by a final court judgment for criminal bankruptcy**, and was the judgment issued no more than five years ago or does the exclusion period explicitly set out in the judgment still apply?

Your answer?

Yes

No

Is this information available at no cost to the authorities from an EU Member State database?

Yes

No

Part IV: Selection criteria

α: Global indication for all selection criteria

Concerning the selection criteria the economic operator declares that It satisfies all the required selection criteria

Your answer?

Yes

No

Finish

Part VI: Concluding statements

The economic operator formally declares that the information stated under Parts II - V above is accurate and correct and that it has been set out in full awareness of the consequences of serious misrepresentation.

The economic operator formally declares to be able, upon request and without delay, to provide the certificates and other forms of documentary evidence referred to, except where:

- a) The contracting authority or contracting entity has the possibility of obtaining the supporting documentation concerned directly by accessing a national database in any Member State that is available free of charge (on condition that the economic operator has provided the necessary information (web address, issuing authority or body, precise reference of the documentation) allowing the contracting authority or contracting entity to do so. Where required, this must be accompanied by the relevant consent to such access), or
- b) As of 18 October 2018 at the latest (depending on the national implementation of the second subparagraph of Article 59(5) of Directive 2014/24/EU), the contracting authority or contracting entity already possesses the documentation concerned.

The economic operator formally consents to the contracting authority or contracting entity as set out in Part I, gaining access to documents supporting the information, which has been provided in Part III and Part IV of this European Single Procurement Document for the purposes of the procurement procedure as set out in Part I.

Date, place and, where required or necessary, signature(s):

Date

06-11-2025

Place

Ljubljana

Signature

