

## Clarification Note #2

GSA internal reference: 257245

**Procurement procedure: GSA/NP/22/19**

### **Public Regulated Service Radio Frequency Constellation Simulator - PRS RFCS**

**Question #1: We understand that a PRS Information Management Plan 'PIMP' is to be delivered as part of the Request to Participate. Considering that this document will be classified at the level RESTREINT UE/EU RESTRICTED once filled and will be delivered with the overall data pack, we understand that the full delivery package will have to be classified at the level RESTREINT UE/EU RESTRICTED and that delivery to GSA will have to follow the appropriate procedure. Please confirm our understanding.**

**Answer #1:** The PRS Information Management Plan (PIMP) shall be classified at the level RESTREINT UE/EU RESTRICTED. As required by [REQ.2.1] of Annex I.H 'Security Aspects Letter', any classified documentation must be handled in accordance with the EU GNSS PSI; according to section 2.6.6 of the EU GNSS PSI, the PRS Information Management Plan may be transmitted by a commercial courier or by a national courier service where required – double envelopes or wrappings are required, whereby the envelope or wrapping must be opaque and not reveal that the package contains RESTREINT UE/EU RESTRICTED information.

In case part of the proposal must be classified at the level RESTREINT UE/EU RESTRICTED, it is not necessary to classify the full Request to Participate at the same level. In such a case, separate packages must be organised by the Candidate: (a) one package containing the unclassified part of the Request to Participate which must be organised and sent as per the instructions in sections 4.5 and 4.7 of the Tender Specifications and (b) another separate package containing the classified part of the Request to Participate. Both packages must be submitted before the deadline for submission of Requests to Participate.

**Question #2: Would a Candidate (i.e. prime having a share of 80% of the total price) with a subcontractor (i.e. member of the core team having a share of 20% of the total price, thus over the 10% minimum threshold required in section 2.3.7.2 of the Tender Specifications) automatically satisfy the mandatory subcontracting requirement under section 2.3.7.2 of the Tender Specifications?**

**Answer #2:** Subcontractors selected by means of competitive tendering for the purpose of reaching the minimum share of 10% requested under section 2.3.7.2 of the Tender Specifications must be selected outside the Candidate's Group, as defined in Section 2.3.7.2, footnote 14. It follows that the Candidate's Group includes Consortium members and their affiliates, as defined in the said footnote. By contrast, this definition excludes subcontractors which are not affiliated to Consortium members.

**Question #3: In Annex I.D 'Template Letter of Intent' the subcontractor has to be described in terms of resources required, performance description and estimated proportionate value. Due to the lack**



**of detailed technical requirements in Phase I, this can only be a rough estimate. Is the information to be included in Annex I.D, including the estimated proportionate value, in any way binding?**

**Answer #3:** The information included in the Request to Participate is binding on the Candidate. However, as indicated in Annex I.D, the candidates are required to specify only the *estimated* proportionate value of contribution of the subcontractor to the total contract value. This estimation can be also done in the form of a range. Furthermore, the candidates invited to Phase II will have the possibility to indicate in their Initial Tender the breakdown of the distribution of work between entities (consortium members and/or subcontractors) and the estimate of the value percentage envisaged to be performed by each entity.

In case structural changes to the composition of the Core Team or consortium will be made in Phase II, these must be specifically authorised by the GSA (in that respect, please see also the answer to Question #2 in Clarification Note #1 [https://www.gsa.europa.eu/sites/default/files/procurement/gsa-np-22-19\\_rfcs\\_clarification\\_note\\_1.pdf](https://www.gsa.europa.eu/sites/default/files/procurement/gsa-np-22-19_rfcs_clarification_note_1.pdf)).

**Question #4: Following recent governmental measures related to the COVID-19 pandemic, we are required to work remotely. Considering that the answer to the Request to Participate requires (a) several files to be signed by an authorised representative (management level) and (b) signed authorisation by the Security Accreditation Board (while we are unable to get an answer when contacting our national authorities), is it possible to extend the deadline for submission of the Request to Participate by a minimum of two weeks, which is consistent also with the current European travel restrictions?**

**Answer #4:** Please note that given the exceptional situation surrounding the Coronavirus outbreak the GSA is currently considering this request. We invite you to monitor the GSA website on a daily basis for further updates in that respect.

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