



Prague, **24-03-2019**  
GSA/2019/OED/LEG/ 249217

### INVITATION TO TENDER

**Subject: GSA/OP/09/18 "HIGH ACCURACY DATA GENERATOR (HADG)"**

Reference to contract notice in the Official Journal: 07/15/S63-145395-2019

Dear Sir/Madam,

1. The documentation package European GNSS Agency (hereinafter named as the GSA) is planning to award the public contract referred to above.
2. The attention of the economic operators is drawn to the procedure for accessing the full tender as listed here:

**ANNEX I - Tender specifications with the following annexes to it:**

Annex 1.1 Statement of Work

Annex 1.2 Template identification sheet of the tenderer

Annex 1.3 Template legal identification form

Annex 1.4 Template financial identification form

Annex 1.5 Template declaration of honour relating to exclusion stage

Annex 1.6 Template financial statements relating to the selection stage

Annex 1.7 Template financial offer

Annex 1.8 Cost Elements Data

Annex 1.9 Security Aspects Letter (SAL)

Annex 1.10 Template subcontractor letter of intent

Annex 1.11 Template NDU

Annex 1.12 Commercial Service Demonstrator relevant documentation



**ANNEX II — Draft Contract with the following annexes to it:**

Annex I Statements of Compliance to the SoW and its annexes

Annex II Tender Specifications No GSA/OP/09/18 and its annexes, as appropriate

Annex III Contractor's tender of [date]

Annex IV Template of financial guarantee

Annex V Template of deliverable/supply acceptance sheet

Annex VI Applicable requirements and laws concerning health and safety

Annex VII Declaration of background IPRs

Annex VIII Declaration foreground IPRs

Annex IX Declaration on confidentiality and absence of conflict of interests

The annexes to the Tender Specification (Annex I to the Invitation to tender), draft contract (Annex II to the Invitation to tender) and the applicable and reference documents listed in the Index in section 7 of the Tender Specifications contain **Proprietary Information** — unclassified and classified - and shall be made available to the tenderers subject to entering into a non-disclosure undertaking (NDU) in the form provided in Annex I.11.

The GSA shall endeavor to make available the **Proprietary Information** to any economic operator demonstrating compliance with the requirement of section 2.5.1.1(a) of the Tender Specifications within 7 (seven) working days of the GSA having received a request by email to [tenders@gsa.europa.eu](mailto:tenders@gsa.europa.eu) including a scan of a duly signed Non-Disclosure Undertaking according to template provided in Annex I.11 (the original to follow by mail) with attached to it:

- a) filled and signed Legal Entity Form in the form provided in Annex I.3 and the attachments requested therein (annex A to the NDA), and
- b) proof of Local Security Officer appointment, the latter needed for accessing the Classified part of the Proprietary Information (annex B to the NDA).

**Important note:**

In case the interested economic operators have not completed the procedure of the appointment of a Local Security Officer at the time of the tender launch, they may not submit with their request annex B to the NDA (proof for a Local Security Officer appointment) and shall be therefore granted access only to the unclassified part of the Proprietary Information. In any case, they shall have the procedure of Local Security Officer appointment completed and annex B to the NDA submitted by the deadline for tender submission defined in section 1.3 of the Tender Specification in order to be eligible for participation in the tender

3. Economic operators interested in this contract are hereby invited to submit a tender duly



signed by their authorised representative, satisfying all the conditions of submission and presentation of tender described in detail in section 4 of the Tender Specifications.

4. Submission of tenders must respect the deadline specified in section 1.3 of the Tender Specifications.
5. Submission of a tender implies **acceptance of all the terms and conditions set out in this Invitation to Tender, in the Tender Specifications and in the Draft Contract** and, where appropriate, waiver of the tenderer's own general or specific terms and conditions. Submission of a tender is binding on the tenderer to whom the contract is awarded for the duration of the contract.
6. The period of validity of the tender, during which tenderers may not modify the terms of their tenders in any respect, is nine (9) months from the final date for submission.
7. Contacts between the contracting authority and tenderers are prohibited throughout the procedure save in exceptional circumstances and under the conditions described in section 4.9 of the Tender Specifications.
8. This Invitation to Tender is in no way binding on the GSA. The GSA's contractual relationship commences only upon signature of the contract with the successful tenderer. Up to the point of signature, the contracting authority may either abandon the procurement or cancel the award procedure, without candidates or tenderers being entitled to claim any compensation.

Yours faithfully,

*AP*  
**Carlo des Dorides**  
**Executive Director**

Enclosures:

Annex I Tender Specifications with its annexes:

Annex I.3 Template Legal Identification Form

Annex I.11 Template Non-Disclosure Undertaking

