

1. Economic Operator Details



1.1. Notes for Economic Operator

1.1.1. The Economic Operator must ensure: a) that all information, documentation and declarations submitted with their Application or in response to a Supplementary Request for Tender (sRFT) are correct and; b) that they are in a position to provide the requisite evidence of compliance with the declarations submitted herein within five working days when requested by the LGOPC and/or Contracting Authority. *

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

1.1.2. Without prejudice to such other legal remedies available to the LGOPC and/or the Contracting Authorities, where an Economic Operator: 1) is found to have furnished false, misleading or incorrect information, documentation or declarations with its application; or 2) is, for whatever reason, unable or unwilling to provide the requisite evidence of compliance with the submitted declarations within five working days when requested by the LGOPC and/or the Contracting Authorities; the LGOPC and/or the Contracting Authority may, at their discretion, exclude the Economic Operator from the Supplementary Request for Tender and/or the DPS. The Economic Operator must answer ALL questions in this form, must type the relevant information in ALL text boxes provided and must upload ALL required documents. *

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

1.1.3. The Economic Operator must comply with the instructions herein and a failure to do so may result in the application being deemed non-compliant. An Economic Operator that makes an application that is deemed non-compliant shall not be admitted to the DPS. Without prejudice to the foregoing, the LGOPC, at its discretion, may seek clarifications or further information (that does not materially alter an application) (or take such other legally permissible actions with reference to the principles of equal treatment, non-discrimination, transparency, proportionality and mutual recognition) from the Economic Operators via eTenders in respect of an application. *

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

1.1.4. An Economic Operator admitted to the DPS will be required to operate in compliance with all applicable statutory obligations during the period of validity of the DPS and the LGOPC and/or the Contracting Authorities may seek from the Economic Operator such information and documentary evidence as it deems reasonably necessary to demonstrate such compliance. The LGOPC may terminate a DPS Agreement with an Economic Operator found to be unable to demonstrate compliance with an applicable statutory obligation. Further details in relation to statutory obligations are found within the DPS Agreement published as part of the tender documents. *

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

1.2. Economic Operator Details

1.2.1. Select the relevant option below to indicate your trading status. *

- ☐ i) a Sole Trader
- ☐ ii) a Limited Company

☐ iii) a Designated Activity Company (DAC)

☐ iv) an Unlimited Company

☐ v) other

Select one option



1.2.2. If you ticked one of the options between ii) to v) in the question above, enter your company registration number as recorded on Companies Registration Office details www.cro.ie, or equivalent in your jurisdiction, in the box below. If not applicable, enter 'N/A' in the box below. *

Enter Text

Max 100 characters.



1.2.3. If you ticked 'other' please confirm the exact nature of your trading status in the box below. If not applicable, enter 'N/A' in the box below. *

Enter Text

Max 100 characters.



1.2.4. Enter the registered name of the Economic Operator in the box below. This name must be exactly as per your Companies Registration Office details (www.cro.ie) or equivalent in your jurisdiction; or For Sole Traders this name must be exactly as per your VAT/Tax Registration details. *

Enter Text

Max 100 characters.



1.2.5. Enter the Economic Operator's address in the box below. This address must be exactly as per your Companies Registration Office details (www.cro.ie) or equivalent in your jurisdiction; or For Sole Traders this address must be exactly as per your VAT/Tax Registration details. *

Enter Text

Max 100 characters.



1.2.6. Enter the Economic Operator's VAT/Tax Registration Number. *

Enter Text

Max 100 characters.



1.2.7. 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 obtain it directly by accessing a national database in any Member State that is available free of charge? *

☐ Yes

☐ No

Select one option



1.2.8. If the relevant documentation is available electronically, please indicate: *

Enter Text

Max 100 characters.



1.2.9. Please indicate the name(s) of the person(s) empowered to represent the economic operator for the purposes of this procurement procedure *

Enter Text

Max 100 characters.



1.2.10. Please indicate the address(es) of the person(s) empowered to represent the economic operator for the purposes of this procurement procedure *

Enter Text

Max 100 characters.



1.3. General Data Protection Regulation (GDPR)

1.3.1. We confirm that all Data Subjects whose Personal Data is provided in our Tender response have consented to the processing of such Personal Data by us, the Central Purchasing Body and/or Contracting Authority, the Evaluation Team and Local Government Operational Procurement Centre (operating under the auspices of Kerry County Council and the supplier of the SupplyGov.ie website), for the purposes of our participation in this Competition or that we otherwise have a legal basis for providing such Personal Data to the LGOPC and/or Contracting Authority for the purposes of our participation in this Competition and that we will provide evidence of such consent and/or legal basis to the LGOPC and/or Contracting Authority upon request. *

☐ Yes

Select one option



1.4. Supplementary Request for Tenders

1.4.1. **www.supplygov.ie** is a procurement platform operated by the LGOPC facilitating Local Authorities and other state agencies in the public procurement of goods, works and services from Economic Operators. All Supplementary Request for Tenders in relation to this DPS will be conducted through **www.supplygov.ie** only.

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

1.4.2. If you are registered on **www.supplygov.ie**, enter your Supplygov Supplier ID in the box below. (Your **www.supplygov.ie** Supplier ID is a numerical entry found on the top left of the **www.supplygov.ie** Supplier homepage.) If you are not registered on **www.supplygov.ie**, please now register as a new supplier. Registration as a new supplier on **www.supplygov.ie** may take a number of working days. If you have not obtained a Supplygov Supplier ID prior to submitting your application, enter "Not Currently Registered" in the box below. Supplier registration on **www.supplygov.ie** is not mandatory at this stage and is not part of the selection criteria for this competition. *

Enter Text

Max 100 characters.



1.5. Region/Regions You Wish To Tender For

1.5.1. Select the region/regions (counties) that you wish to tender for. You must select at least one region. You will only receive Supplementary Request for Tenders notifications from Contracting Authorities in the region/regions you have selected. Please refer to the DPS Agreement for a full list of the Contracting Authorities. Note: Economic Operators admitted to the DPS can amend the regions they wish to receive sRFTs from at any stage during the period of validity of the DPS by contacting the Supplygov Helpdesk using the contact details available on www.supplygov.ie. *

- ☐ County Carlow
- ☐ County Cavan
- ☐ County Clare
- ☐ County Cork
- ☐ County Donegal
- ☐ County Dublin
- ☐ County Galway
- ☐ County Kerry
- ☐ County Kildare
- ☐ County Kilkenny
- ☐ County Laois
- ☐ County Leitrim
- ☐ County Limerick
- ☐ County Longford
- ☐ County Louth
- ☐ County Mayo
- ☐ County Meath
- ☐ County Monaghan
- ☐ County Offaly
- ☐ County Roscommon
- ☐ County Sligo
- ☐ County Tipperary
- ☐ County Waterford
- ☐ County Westmeath
- ☐ County Wexford
- ☐ County Wicklow

Select one or more options



1.6. EO participating in procurement procedure

1.6.1. Is the economic operator participating in the procurement procedure together with others? If you answer ' Yes' to this question - Please ensure that the others concerned provide a separate ESPD form by clicking on the folder icon to the right *

- ☐ Yes
- ☐ No

Select one option



1.6.2. a) Please indicate the role of the economic operator in the group (leader, responsible for specific tasks...). If this question does not apply to you, please type 'N/A' in the field below. *

Enter Text

Max 100 characters.



1.6.3. b) Please identify the other economic operators participating in the procurement procedure together. If this question does not apply to you, please type 'N/A' in the field below. *

Enter Text

Max 100 characters.



1.6.4. c) Where applicable, name of the participating group. If this question does not apply to you, please type 'N/A' in the field below. *

Enter Text

Max 100 characters.



1.7. Information about reliance on the capacities of other entities

1.7.1. EO relies capacities: Does the Economic Operator rely on the capacities of other entities in order to meet any elements of the selection criteria for this procurement procedure? *

☐ Yes

☐ No

Select one option



1.7.2. If you answered 'Yes' to the question above, (1) list the other entities and the specific selection criteria for which you are relying on them to meet in the text field below, and (2) upload a separate ESPD form, by clicking on the folder icon to the right, setting out the information required for each of the other entities concerned, duly filled in and signed by the other entities concerned. If you answered 'No' to the question above, insert 'N/A' in the text field below. *

Max 5000 characters.



1.7.3. Note - Insofar as it is relevant for the specific capacity or capacities on which the Economic Operator relies, please include the information required under the relevant selection criteria, for each of the other entities concerned.

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

2. Financial And Economic Standing



2.1. Insurance

2.1.1. The Economic Operator must provide, prior to the award of any contract and in a manner and form satisfactory to the relevant Contracting Authority, evidence of the minimum levels of insurance as indicated below.

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

2.1.2. Minimum Selection Criteria (Pass/Fail). I declare, as an Economic Operator interested in being assessed for suitability, that prior to the award of any contract our organisation will (where necessary) provide evidence of the following minimum levels of insurance cover indicated below:- a) Employer's Liability Insurance = €13,000,000 b) Public/Products Liability Insurance = €6,500,000 Note: Minimum standards in relation to insurance requirements are set out in 'Schedule 1 Economic Operators Obligations' of the Supplementary Request for Tenders Contract. *

☐ Yes

☐ No

Select one option



2.2. Financial Confirmatory Note

2.2.1. Minimum Selection Criteria (Pass/Fail). The Economic Operator must upload the completed 'Financial Confirmatory Note', by clicking on the folder icon to the right. A template for the Financial Confirmatory Note is available for download via the 'Show DPS Menu' dropdown at 'DPS Documents/Contract Documents' within this Call for Tender on www.etenders.gov.ie *

Please choose files pressing the button at the right.



2.2.2. I confirm I have uploaded the completed 'Financial Confirmatory Note'. *

☐ Yes

Select one option



2.3. Pay and Conditions of Employment

2.3.1. Minimum Selection Criteria (Pass/Fail). I declare, as an Economic Operator interested in being assessed for suitability, that the rates of pay and the conditions of employment, including pension contributions paid to all personnel in our organisation comply with all applicable law and that those rates and conditions are at least as favourable as those for the relevant category of worker in any sectoral employment orders, employment regulation orders or registered employment agreements implemented under the Industrial Relations Acts 1946 to 2015 (including any such agreements registered prior to the Industrial Relations (Amendment) Act 2015, which have not otherwise been superseded). *

☐ Yes

☐ No

Select one option



3. Technical and Professional Ability



3.1. Health and Safety Compliance Declaration

3.1.1. Minimum Selection Criteria (Pass/Fail). I declare, as an Economic Operator interested in being assessed for suitability, that our organisation complies with, and is competent and adequately resourced to fulfil its obligations under, the Safety, Health and Welfare at Work Act, 2005 and all Regulations, Codes of Practice and Guidelines arising thereunder, including but not limited to the Safety, Health and Welfare at Work (Construction) Regulations 2013 and the Safety, Health and Welfare at Work (General Application) Regulations 2007 - 2016. *

☐ Yes

☐ No

Select one option



3.2. Safety Statement Compliance Declaration

3.2.1. Minimum Selection Criteria (Pass/Fail). I declare, as an Economic Operator interested in being assessed for suitability, that our organisation has a Safety Statement prepared in accordance with the Safety, Health and Welfare Act, 2005 (No. 10 of 2005). *

☐ Yes

☐ No

Select one option



3.3. Technicians or Technical Bodies responsible for Quality Control

3.3.1. Minimum Selection Criteria (Pass/Fail). I declare, as an Economic Operator interested in being assessed for suitability, that I meet the minimum standards set out in the Tender Documents in regard to Technicians or Technical Bodies responsible for Quality Control. Note: Minimum standards in relation to Technicians or Technical Bodies responsible for Quality Control may be sought in accordance Section 3.2 of the DPS Agreement. *

☐ Yes

☐ No

Select one option



3.4. Previous experience in supply of goods

3.4.1. Note 1 - Minimum Selection Criteria (Pass/Fail). Economic Operators interested in being assessed for suitability must submit three (3) examples of where they have supplied Lot 1 product sub-categories to Contracting Authorities/Private Entities during the past three (3) years. The goods supplied for each example must fall within the following product sub-category list: 1. Bituminous Bound Materials, 2. Cold Mix Bitumen Bound Materials, 3. Cold Mix Delay Set Bituminous Macadam, 4. Fill Material and Unbound Material, 5. Sand, Gravels and Topsoil, 6. Stone, 7. Surface Dressing Chips, 8. All-in aggregate for concrete. *

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

3.4.2. Note 2 - The technical standards, legislation, guidelines and codes of practice relating to the product sub-categories detailed above are set out in 'Schedule 1 Economic Operators Obligations' of the Supplementary Request for Tenders Contract. *

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

3.4.3. Note 3 - The Economic Operator must upload in the relevant questions below, a completed Project Verification Form for each of the three (3) examples. The Project Verification Form is available for download via the 'Show DPS Menu' dropdown at 'DPS Documents/Contract Documents' within this Call for Tender on www.etenders.gov.ie. *

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

3.4.4. Note 4 - For each of the three (3) examples, details provided in Section 1 of the Project Verification Form must demonstrate that the Economic Operator meets the Selection Criteria as set out in Note 1 above. Section 1 of the Project Verification Form must be completed by the Economic Operator. Section 2 of the Project Verification Form must be completed by a representative of the Contracting Authority or Private Entity, for whom the goods were supplied to. Section 2 of the Project Verification Form must not be completed by the Economic Operator. *

Enter Text

Max 1 characters.



The criterion will be filled by the evaluator.

3.5. Example 1 Details: Minimum Selection Criteria (Pass/Fail)

3.5.1. The Economic Operator must upload a completed ‘Lot 1 Project Verification Form’ for Example 1, by clicking on the folder icon to the right. The ‘Lot 1 Project Verification Form’ is available for download via the 'Show DPS Menu' dropdown at ‘DPS Documents/Contract Documents’ within this Call for Tender on www.etenders.gov.ie. *

Please choose files pressing the button at the right.



3.5.2. I confirm I have uploaded the completed ‘Lot 1 Project Verification Form’ for Example 1. *

☐ Yes

Select one option



3.5.3. I declare, as an Economic Operator interested in being assessed for suitability: 1) that all information in the 'Lot 1 Project Verification Form' is true and accurate; 2) that Section 2 of the 'Lot 1 Project Verification Form' was completed by a representative of the Contracting Authority or Private Entity, for whom the goods were supplied to; and, 3) that consent is given for the accuracy of the information in the 'Lot 1 Project Verification Form' to be checked by the LGOPC with the representative of the Contracting Authority or Private Entity without further notice. *

☐ Yes

☐ No

Select one option



3.6. Example 2 Details: Minimum Selection Criteria (Pass/Fail)

3.6.1. The Economic Operator must upload a completed ‘Lot 1 Project Verification Form’ for Example 2, by clicking on the folder icon to the right. The ‘Lot 1 Project Verification Form’ is available for download via the 'Show DPS Menu' dropdown at ‘DPS Documents/Contract Documents’ within this Call for Tender on www.etenders.gov.ie. *

Please choose files pressing the button at the right.



3.6.2. I confirm I have uploaded the completed ‘Lot 1 Project Verification Form’ for Example 2. *

☐ Yes

Select one option



3.6.3. I declare, as an Economic Operator interested in being assessed for suitability: 1) that all information in the 'Lot 1 Project Verification Form' is true and accurate; 2) that Section 2 of the 'Lot 1 Project Verification Form' was completed by a representative of the Contracting Authority or Private Entity, for whom the goods were supplied to; and, 3) that consent is given for the accuracy of the information in the 'Lot 1 Project Verification Form' to be checked by the LGOPC with the representative of the Contracting Authority or Private Entity without further notice. *

☐ Yes

☐ No

Select one option



3.7. Example 3 Details: Minimum Selection Criteria (Pass/Fail)

3.7.1. The Economic Operator must upload a completed ‘Lot 1 Project Verification Form’ for Example 3, by clicking on the folder icon to the right. The ‘Lot 1 Project Verification Form’ is available for download via the 'Show DPS Menu' dropdown at ‘DPS Documents/Contract Documents’ within this Call for Tender on www.etenders.gov.ie. *

Please choose files pressing the button at the right.



3.7.2. I confirm I have uploaded the completed ‘Lot 1 Project Verification Form’ for Example 3. *

☐ Yes

Select one option



3.7.3. I declare, as an Economic Operator interested in being assessed for suitability: 1) that all information in the 'Lot 1 Project Verification Form' is true and accurate; 2) that Section 2 of the 'Lot 1 Project Verification Form' was completed by a representative of the Contracting Authority or Private Entity, for whom the goods were supplied to; and, 3) that consent is given for the accuracy of the information in the 'Lot 1 Project Verification Form' to be checked by the LGOPC with the representative of the Contracting Authority or Private Entity without further notice. *

☐ Yes

☐ No

Select one option



4. Declaration



4.1. I acknowledge and understand: (a) that where my submission includes an answer and/or response to a minimum selection criteria (“pass/fail criteria”) question and/or declaration, which denotes that I fail to meet that minimum selection criteria for admittance to the DPS, I shall be deemed to have submitted a compliant submission but shall be adjudged to have failed to meet the minimum selection criteria necessary for entry on to the DPS and, accordingly, I shall not be admitted to the DPS; (b) that where I have failed to: (i) answer and/or respond (fully or at all) to a question and/or declaration or; (ii) submit the necessary supporting documents where appropriate, the LGOPC shall deem my submission non-compliant for the purpose of my application for admittance to the DPS and, accordingly, I shall not be admitted to the DPS; *

☐ Yes

Select one option



4.2. I acknowledge and understand: (c) that where I have been found to have furnished false, misleading or incorrect information, documentation or declarations with, or at any stage of, my application or I have, for whatever reason, been unable or unwilling to provide the requisite evidence of compliance with the declarations submitted herein when requested by the LGOPC or Contracting Authority, then the LGOPC or Contracting Authority, may impose such sanctions as it deems appropriate up to and including immediate exclusion of the Economic Operator from the DPS. I declare that the information and documentation I have provided are true and accurate. *

☐ Yes

Select one option



4.3. I confirm that the Economic Operator consents to the LGOPC or Contracting Authority, gaining access to documents supporting the information, which has been provided in the ESPD or in any other part of this application for the purposes of participating in the DPS. *

☐ Yes

☐ No

Select one option



5. Exclusion Criteria TestCo1234



5.1. A: Grounds relating to criminal convictions

5.1.1. 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).

5.1.1.1. Participation in a criminal organisation



5.1.1.1.1. Your answer?

☐ Yes

☒ No

Select one option

5.1.1.2. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.1.2. 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.

5.1.2.1. Corruption



5.1.2.1.1. Your answer?

☐ Yes

☒ No

Select one option

5.1.2.2. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.1.3. 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).

5.1.3.1. Fraud



5.1.3.1.1. Your answer?

☐ Yes

☒ No

Select one option

5.1.3.2. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.1.4. 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.

5.1.4.1. Terrorist offences or offences linked to terrorist activities



5.1.4.1.1. Your answer?

☐ Yes

☒ No

Select one option

5.1.4.2. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.1.5. 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).

5.1.5.1. Money laundering or terrorist financing



5.1.5.1.1. Your answer?

- ☐ Yes
- ☒ No

Select one option

5.1.5.2. Is this information available electronically?

- ☐ Yes
- ☒ No

Select one option

5.1.6. 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).

5.1.6.1. Child labour and other forms of trafficking in human beings



5.1.6.1.1. Your answer?

- ☐ Yes
- ☒ No

Select one option

5.1.6.2. Is this information available electronically?

- ☐ Yes
- ☒ No

Select one option

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

5.2.1. 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?

☐ My replies are in accordance with the specific requirements

Threshold: 0 EUR

Additional Information: N/A

5.2.1.3. Your answer?

☐ Yes

☒ No

Select one option

5.2.1.10. If this breach of obligations was established through a judicial or administrative decision, was this decision final and binding?

☐ Yes

☒ No

Select one option

5.2.1.13. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.2.2. 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?

☐ My replies are in accordance with the specific requirements

Threshold: 0 EUR

Additional Information: N/A

5.2.2.3. Your answer?

☐ Yes

☒ No

Select one option

5.2.2.10. If this breach of obligations was established through a judicial or administrative decision, was this decision final and binding?

☐ Yes

☒ No

Select one option

5.2.2.13. Is this information available electronically?

☐ Yes

☒ No

Select one option

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

5.3.1. Breaching of obligations in the field of environmental law

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

5.3.1.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.1.5. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.2. Breaching of obligations in the field of social law

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

5.3.2.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.2.5. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.3. Breaching of obligations in the fields of labour law

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

5.3.3.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.3.5. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.4. 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.

5.3.4.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.4.4. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.5. 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.

5.3.5.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.5.4. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.6. 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.

5.3.6.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.6.4. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.7. Analogous situation like bankruptcy under national law

Is the economic operator 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.

5.3.7.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.7.4. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.8. 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.

5.3.8.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.8.4. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.9. 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.

5.3.9.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.9.4. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.10. Agreements with other economic operators aimed at distorting competition

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

5.3.10.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.10.5. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.11. 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 in the ESPD, the relevant notice or due to its participation in the procurement procedure?

5.3.11.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.11.3. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.12. 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?

5.3.12.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.12.3. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.13. 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?

5.3.13.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.13.5. Is this information available electronically?

☐ Yes

☒ No

Select one option

5.3.14. 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?

5.3.14.1. Your answer?

☐ Yes

☒ No

Select one option

5.3.14.2. Is this information available electronically?

☐ Yes

☒ No

Select one option