

Tender no: PS/SRV/PIU/010/2024

Framework Contract for supporting Georgia, the Republic of Moldova, and Ukraine in carrying out policy and regulatory reforms in line with the priorities established in the Transport Community Treaty

Clarification no. 1

No.	Clarification request	Contracting authority's answer
1.	<p>Question 1:</p> <p>As per Instructions to Tenderers, the weighting of Financial Proposal is 50%. Could you please kindly clarify the reason for such high percentage, given to Financial Proposal? As per our experience, it is very unusual and high percentage on these types of projects.</p>	<p>The principle that the weighting applied to price in relation to other award criteria must not result in the neutralisation of price is firmly established under EU procurement and financial management rules.</p> <p>This principle is explicitly stated in Article 21.2 of Annex 1 of Regulation (EU, Euratom) 2024/2509 of the European Parliament and of the Council of 23 September 2024 on the financial rules applicable to the general budget of the Union literally stating the following:</p> <p><i>„The contracting authority shall specify in the procurement documents the relative weighting which it gives to each of the criteria chosen to determine the most economically advantageous tender except when using the lowest price method. Those weightings may</i></p>

		<p><i>be expressed as a range with an appropriate maximum spread. The weighting applied to price or cost in relation to the other criteria shall not result in the neutralisation of price or cost.</i></p> <p>In this context, the Contracting Authority considers that assigning a 50% weighting to price achieves a balanced and appropriate approach in the current procurement procedure. This ensures full compliance with the above-mentioned regulation while also allocating a significant and proportional emphasis on the technical aspects of the offer.</p>
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