

Helsinki, **02 -06- 2009**
JM D(2009) 1886

**Subject: ECHA/2009/40: Multiple framework contracts with reopening of competition for the provision of IT consulting services
Open procurement procedure – invitation to tender**

1. The European Chemicals Agency (ECHA, the Agency) launches a call for tender for the award of the above-mentioned contract.
2. The specifications, listing all the documents that must be produced in order to tender, including supporting evidence of economic, financial, technical and professional capacity and containing the technical documentation and the draft contract, are attached.
3. The deadline for submission of tenders and related requirements are:

Tenders must be:

- a) either sent by registered mail, posted no later than 14/08/2009, (date as postmark); to the following address:

*European Chemicals Agency (ECHA)
Invitation to tender No: ECHA/2009/40-LOT No []
Finance Unit R1
PO Box 400
Annankatu 18
FI-00121 Helsinki
Finland*

- b) or sent by courier services, no later than 14/08/2009 (date of deposit slip), to the following address:

*European Chemicals Agency (ECHA)
Invitation to tender No: ECHA/2009/40-LOT No []
Finance Unit R1
Annankatu 18
FI-00121 Helsinki
Finland*

- c) or delivered by hand, in person or by an authorised representative no later than 16:00 hours Helsinki time on 14/08/2009, (date of acknowledgement of receipt by the Agency) to the address mentioned above.

Tenders shall observe precisely the above indications in order that tenders reach their specified destination in due time.

Evidence of timely submission by post or courier service will be constituted by the date of the postmark or the date of the deposit slip. In the case of hand-delivery, the signed and dated receipt will serve as evidence.

Late submission will lead to the exclusion of the tender from the award procedure for this Contract. Offers sent by e-mail or by fax will also be non admissible. Envelopes found open at the opening session will also lead to non admissibility of the tender. Consequently, tenderers must ensure that their bids are packed in such a way as to prevent any accidental opening during its mailing.

4. A tender has to be submitted separately for each lot.

The tender must be submitted under double sealed cover.

The outer envelope should bear the address as mentioned above.

The inner envelope should be addressed to the Finance Unit R1 and marked "*Invitation to tender No ECHA/2009/40-LOT No []*" and "*Not to be opened by the internal mail service*". If self-adhesive envelopes are used, they must be sealed with adhesive tape and the sender must sign across the tape. The inner envelope must also contain three sealed envelopes, one containing the administrative proposal, the second the technical proposal and the third the financial bid. Each of these envelopes must clearly indicate the content. The administrative proposal, the technical proposal and the financial bid must be submitted in duplicate (one set of originals and one set of copies) and a third set in electronic format (on CD ROM).

5. Tenders must be:

- signed by the tenderer or his duly authorised representative;
- perfectly legible so that there can be no doubt as to words and figures;
- drawn up following the instructions and using the model forms in the specifications.

6. The offer must remain valid for a period of 9 months following the final date for submitting tenders

7. Submission of a tender implies acceptance of the terms and conditions set out in this invitation to tender and in the specifications, including the technical documentation and the draft contract, and, where appropriate, waiver of the tenderer's own general or specific terms and conditions. It is binding on the tenderer to whom the contract is awarded for the duration of the contract.

8. Contacts between the contracting authority and tenderers are prohibited throughout the procedure save in exceptional circumstances and under the following conditions only:

a) Before the final date for submission of tenders:

- At the request of the tenderer, the contracting authority may provide additional information solely for the purpose of clarifying the nature of the contract.

Any requests for additional information must be made only in writing with the subject indication « ECHA/2009/40».to the following e-mail address:
FWC40@echa.europa.eu

- Requests for additional information received less than five working days before the closing date for submission of tenders will not be processed.
- The Agency may, on its own initiative, inform interested parties of any error, inaccuracy, omission or any other clerical error in the text of the call for tenders.
- Any additional information including that referred to above will be sent simultaneously to all tenderers who have requested the specification.

b) After the opening of tenders:

- If clarification is required or if obvious clerical errors in the tender need to be corrected, the contracting authority may contact the tenderer provided the terms of the tender are not modified as a result.

9. This invitation to tender is in no way binding on the Agency. The Agency's contractual obligation commences only upon signature of the contract with the successful tenderer.

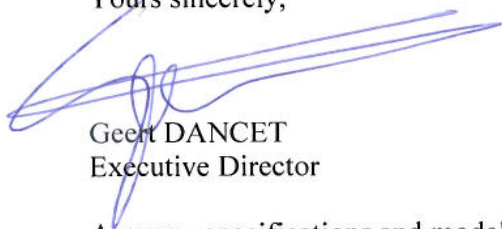
Up to the point of signature, the contracting authority may either abandon the procurement or cancel the award procedure, without the candidates or tenderers being entitled to claim any compensation. This decision must be substantiated and the candidates or tenderers notified.

10. You will be informed whether or not your tender has been accepted.

11. Handling your reply to the invitation to tender will involve the recording and processing of personal data (such as your name, address and CV). This data will be processed in accordance with the requirements of Regulation (CE) 45/2001 on the protection of individuals with regard to the processing of personal data by Community institutions and bodies and on the free movement of such data. Except if mentioned otherwise, replies to questions and personal data are necessary for the purpose of assessing a tender according to the specifications of the invitation to tender and will only be processed for this purpose. A tenderer may, upon request, obtain the communication of personal data and rectify any inaccurate or incomplete personal data. Any queries concerning the processing of personal data should be addressed to the Agency. As regards to the processing of personal data, a tenderer has the right to recourse at any time to the European Data Protection Supervisor.

We look forward to receiving your tender.

Yours sincerely,



Geert DANCET
Executive Director

Annex: - specifications and model contract