

Vienna, the 06. Nov. 2012

Ref: 2012-outgoing-

000896

Subject: F-SE-12-T09 – Photographic Services

Contract notice: 2012/S 205-336446 of 24/10/2012

Ref.: Additional information regarding the specifications of the tender.

Dear Sir / Madam,

We received questions of general interest from the tenderers. Please find herewith the answers to these questions.

Yours faithfully,



Morten Kjærum

Director



Morten Kjærum, Director

European Union Agency for Fundamental Rights

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QUESTIONS & ANSWERS (I)

Subject: F-SE-12-T09 – Photographic Services **Contract notice: 2012/S 205-336446 of 24/10/2012**

Question 1:

The draft framework service contract has a section that is not included in the list of forms mentioned in the Tenders specification. It is the section 2.7 Reimbursements.

The conditions mentioned in Annex B "Draft framework contract", section 2.7 would help a lot to get a more accurate pricing.

How do one get these terms to be valid in the tender?

Answer 1:

The special conditions take precedence over the general conditions. Since there is no mentioning on the reimbursement in the special conditions, reimbursement does not apply to this call for tenders. Furthermore, as mentioned in section 18.2.2 *Information concerning prices* of the Annex A – Tender specifications, "Prices shall be inclusive of all costs and expenses... including all the charges (travel and subsistence) unless otherwise stated in the tender documents".

Question 2

We were informed that in Austria to carry photographic services, it needs a special trade license (concession). We are a limited company registered outside Austria, in another EU-member state and provision and realization of photographic services is indicated in our Commercial Register listing. Is it ok?

Answer 2:

Yes, the indication of provision and realization of photographic services in your Commercial Register listing is sufficient for participating in the tender procedure. This does not exempt the successful tenderer in situation of free movement of services to comply with the law and regulation applicable in the country where the service is provided as long as these rules are in conformity with the Union Law on services in the internal market.



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