



CLARIFICATION NOTE #6

Procurement procedure: GSA/OP/07/15 – “PRISMA”

The questions of the present Clarification Note #6 are published on GSA website: <http://www.gsa.europa.eu/gsa/procurement>.

Clarification Notes #1, #2 and #5 could not have been published on the GSA website and therefore were transmitted by email by tenders@gsa.europa.eu to all potential tenderers which provided the duly-completed annex I.B with the relevant supporting documents, and to whom access to the tender package was granted.

Question #16: In case of non-EU established company needs to request PRS accreditation: Can this be managed following the waiver request procedure according to Clarification 2, case b? Has this waiver procedure to be initiated with the proposal, or now, before the delivery of the proposal? Our intention is to ensure that the justified waiver is duly acceptable during the evaluation of the proposal. The referred company, according to the case b of L3 is managing the MS security clearances and so the referred company intends to designate the PRS activities responsible in management staff of a subsidiary in one Galileo EU Member State who will hold the due PSC.

Answer:

Motivated and justified waiver requests shall be submitted by the tenderer in writing together with their offer.

Tenderers with ultimate controlling shareholders not established in the territory of a PRS Participant cannot have access to PRS information unless the state or international organisation they are established within has signed a Security Agreement and a PRS Agreement with the European Union (PRS Decision 1104/2011/EU Article 3(5)). At present the only PRS Participants are the EU Member States, Switzerland and Norway.

Tenderers established within the territory of a PRS Participant with a Competent PRS Authority (CPA), but with ultimate controlling shareholders outside the territory of a PRS Participant may be granted access to PRS information if authorised by that CPA and the SAB.

Clarification from GSA #17: Please be informed that deadline for request to access to tender documentation package (ref. Section 3 of the Invitation to Tender) is extended to **18 September 2015 17:00 CET.**

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