

### Clarification Note #3

EUSPA internal reference: 280582

**Procurement procedure: EUSPA/OP/01/23**

**“Security Accreditation Support Services”**

**Question #8:** Does EUSPA ensure space and facilities for the contractors’ consultants at EUSPA premises? The EUSPA classified room has a limited capacity, how is the classified room availability ensured for the contractors? We understand that contractor premises may mean that work will be done in back office where classified infrastructure is present. Please, can you confirm?

**Answer #8:** There is a limitation on the capacity of classified areas. EUSPA will provide facilities in Prague HQ to perform classified work. There are some activities that could be performed in contractor premises. Please refer to the Legal selection criterion L3 according to which core team and non-core team subcontractors who will handle classified information above RESTREINT UE/EU RESTRICTED for performing the activities under the FWC outside the EUSPA’s premises or contractor’s premises must have a Facility Security Clearance of at least Secret UE/EU Secret level (please refer to the Tender Specifications for more details). As per the Webinar presentation (Annex I to the present note), tasks not requiring intensive classified discussion with SAB secretariat, may be performed at the Contractor’s premises. As per Section 2.1.6 of the Tender specifications, In the frame of a specific contract implementation, the Contracting Authority shall issue Task requests to the Contractor, where it shall define specific activities / scope needed.

**Question #9:** Are there any limitations to bid for other activities with EUSPA if you have been selected for this contract?

**Answer #9:** There is no limitation per se. However, each economic operator shall assess the conditions of the future procurement procedure. As per Section 2.2.4.2.1 of the Tender Specifications of the present tender, “at the time of submission of the tender and during the term of the FWC, the contractor shall not be in any situation that could compromise the impartial and objective performance of the FWC and the specific contracts”.

**Question #10:** How long it takes between the NDU sending and documentation delivery?

**Answer #10:** The dispatch of the documentation will take place as soon as possible, provided that the economic operator submitted the duly signed NDU and associated documents, fulfilling the requirements laid down in the Tender Specifications.

**Question #11:** Is this an existing service or a new service?

**Answer #11:** There is an existing framework contract (FWC) for provisions of security accreditation support services to EUSPA, which will expire. The new FWC will have a broader scope than the current FWC, which is focused on Galileo and EGNOS. In the new FWC, the other space components will also be included.

**Question #12:** Is there any restriction to other primes involved in EUSPA activities with regard to industrial independence? Is it required to demonstrate operational and organizational independence to ensure an absence of conflict of interest on this topic if we are involved in other EUSPA activities?

**Answer #12:** Please refer to section 2.2.4.2 of the Tender Specifications with regard to the professional conflicting interest and the information the tenderer shall provide together with its tender.

Please note that tenderers' input to letters b) and c) of section 2.2.4.2.2 of the Tender specifications will be assessed under award criterion Q.5 section 3.4.1 – Award Criteria.

Further, tenderer(s) shall comply with the legal selection criterion L5 "Absence of professional conflicting interest" (please refer to section 3.2.1 of the Tender Specifications).

**Question #13:** Is it possible to do classified work on contractor premises when interactions with others is reduced.

**Answer #13:** Please refer to the Answer #8.

**Question #14:** Does the sizing correspond to the number of space programs to support?

**Answer #14:** The estimated maximum budget of the FWC is 6 000 000 euros over the maximum period of 4 years, to support all EU space components. This budget is only indicative; it will be subject to budget allocations given to the EUSPA.

**Question #15:** Specific need-to-know (NTK) shall be put in place (separation of space programs).

**Answer #15:** So far, we have a specific NTK with regard to PRS information in Galileo. Please refer to section 2.2.1.4, according to which tenderers shall provide a PRS information Management Plan (PIMP) which follows the EUSPA template (Annex I.N) as part of the bid. Regarding the other space components, today we are not aware of specific NTK restrictions they might impose.

**Question #16:** Is there an obligation to onboard subcontractors / SMEs?

**Answer #16:** According to section 2.2.6 of the Tender Specifications, the contractor shall have to achieve in the course of execution of the contract a minimum of 10% share of subcontracting to be awarded in competitive tendering outside the Group, on the basis of Article 17 of the Space Regulation according to which EUSPA tends to promote the widest and most open participation possible by economic operators. Please refer to the said section for the information the tenderer shall submit together with its tender.

**Question #17:** Can you bid if you are already providing security related engineering services (in development or maintenance activities) with regards to the protection of the independence of the SAB?

**Answer #17:** Please refer to the Answer #12.

**Question #18:** May you clarify the repartition for senior/junior consultants?

**Answer #18:** Please refer to Section 2.1.1 of the Tender specifications, according to which “for the performance of their Tasks subject to the Contract, tenderers may choose to employ personnel with the following functions/profiles” (principal, senior and junior consultant).

As per Section 2.1.5 of the Tender Specifications, “for the scenario in the simulation exercise, the Tenderer shall identify in its tender a suitable team to execute each task/deliverable and shall provide the workload envisaged”. At a specific contract implementation level, the contractor’s project manager shall identify a suitable team to execute each task and shall provide the work schedule, location (unless defined by EUSPA in the Specific Contract Terms of Reference) and workload envisaged. The EUSPA will assess the team composition and schedule and confirm them, if deemed acceptable. The contractor shall then deploy the confirmed team in accordance with the confirmed schedule and work on the tasks until the respective deliverables are duly provided to the EUSPA.

**Annex:** PP Presentation – *Industry day: new EUSPA procurement to support the security accreditation of the EU Space Programme*

**Disclaimer:** *In case of any discrepancy between the presentation in Annex and the Invitation to Tender, the latter shall prevail.*

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