

**ABOVE-TRESHOLD PUBLIC CONTRACT FOR SERVICES AWARDED IN A
COMPETITIVE DIALOGUE PROCUREMENT PROCEDURE TITLED:**

"NEW MAIN STATION DISTRICT"

**INFORMATION FOR PARTICIPANTS
(30 MARCH 2023)**

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CONTRACTING AUTHORITY:	The Capital City of Prague represented by the Department of Property Management of the Capital City of Prague Prague Public Transit Company, a joint stock company Správa železnic, state organisation
NAME OF PUBLIC CONTRACT:	NEW MAIN STATION DISTRICT

Where capitalised words are used in this document without further definition, they shall have the meaning as set out in the Tender Documentation. This document is drawn up in the Czech and English language, and in the event of any discrepancies between the individual language versions, the Czech version of the decision shall apply.

Dear participants,

At the beginning of this information, the Contracting Authority would like to thank you for your participation in the presentations of the Draft Designs as well as for the preparation of its preparation. The Contracting Authority appreciates the work of all the teams and the time that the teams have devoted to the preparation of the Draft Designs.

According to the Tender Documentation, the participants should have received a call for the submission of the Bid by today, which would also contain recommendations for individual participants for the purpose of refining the Draft Designs into Final Draft Designs. Following the presentations of the Draft Designs on 21 March 2023 and the subsequent follow-up meeting of the Evaluation Committee on 22 March 2023, the co-Contracting Authorities held an internal discussion which revealed the co-Contracting Authorities' interest in extending the final phase of the Competitive Dialogue. The reasons that led the co-Contracting Authorities to this decision are as follows:

1. **Recommendations for refinement of the Draft Designs** - the presentations of the individual participants opened up some sub-topics among the co-Contracting Authorities or invited experts and it can be expected that the recommendations for refinement of the Draft Designs may be larger in scope. The Contracting Authority is interested in ensuring that participants have sufficient space to incorporate recommendations into the Final Draft Designs.
2. **Negotiation of the Contract** - The Contracting Authority believes that a greater range of comments and observations on the draft contracts for the performance of the subject of the Public Contract can be expected from the participants in the 3rd and 4th rounds of negotiations on the draft Contract, which are to follow in the last phase of the Competitive Dialogue prior to the submission of the Final Draft Designs. The co-Contracting Authorities are keen to study these comments and observations thoroughly and to discuss them with the participants. The Contracting Authority is interested in ensuring that the participants have sufficient space to negotiate the Contract.

The aforementioned reasons led the Contracting Authority to exercise the right specified in paragraph 4.3. of the Tender Documentation and to postpone the schedule of the Competitive Dialogue. The new basic time milestones for the remaining phase of the Competitive Dialogue are as follows:

Sending out of the call for the submission of the Bid, including a recommendation for refinement of the Draft Designs into the Final Draft Designs	until 5 May 2023 inclusive
Deadline for submission of the Bid	until 8 September 2023 until 3:00 p.m. CET
Process of the assessment of the Bid	until 6 October 2023
Evaluation Committee meeting – evaluation of the Bid (the Final Draft Design is a part of the Bid)	10.-11 October 2023 (assumption; final date to be confirmed)
Preparation of the underlying documents for the Contracting Authority to approve the results of the Procurement Procedure	until 2 November 2023 (assumption; to be confirmed)
Approval of the results of the Procurement Procedure by the Contracting Authority	until 13 November 2023 (assumption; to be confirmed)
Estimated date of conclusion of the Contract	until 22 December 2023 (assumption; to be confirmed)

The Contracting Authority strongly hopes that the participants understand the importance of the Competitive Dialogue to the Contracting Authority and that they appreciate the Contracting Authority's decision to give each team sufficient time to prepare its final Bid.

Related to the change in the schedule is the following:

1. Recommendations for refinement of the Draft Designs:

Recommendations for refinement of the Draft Designs into Final Draft Designs will be sent to the participants by 5 May 2023 together with the call for the submission of the Bid. The Contracting Authority will subsequently hold separate online meetings with the participants to discuss the recommendations. Participants will be informed of the dates of the discussions in the context of call for the submission of the Bid.

2. Requests for the explanation

Requests for the explanation (paragraph 5.2.9 of the Tender Documentation) may be resubmitted (in view of the new deadline for submission of Bids) as follows:

authorised questioner	participant, which has been invited to submit the Bid
deadline for submitting the Request	<p>at the latest by: 28 August 2023, by midnight CET</p> <ul style="list-style-type: none"> - provided that the deadline for submission of the Bid remains unchanged – 8 September 2023 - in the case of any change in the deadline for submission of the Bid, the deadline for submitting the Application for Explanation shall always be no later than eight working days prior to the deadline for submission of the Bid
the latest date for publication of responses from the Contracting Authority	<p>at the latest by: 31 August 2023, by midnight CET</p> <ul style="list-style-type: none"> - provided that the deadline for submission of the Bid remains unchanged – 8 September 2023 - in the case of any change in the deadline for submission of the Bid, the deadline for submitting the Application for Explanation shall always be no later than five working days prior to the deadline for submission of the Bid

3. Negotiation of draft contracts for the performance of the subject of the Public Contract:

Negotiations on draft contracts for the performance of the subject of the Public Contract will be conducted in 2 rounds.

In the first round, the participants shall send the Contracting Authority written comments or remarks on the draft contracts for the performance of the subject of the Public Contract. The Contracting Authority will study these comments and will send back to the participants their written responses. Subsequently, an online discussion will be held between the Contracting Authority and the participants on how the Contracting Authority has responded to the participant's comments and remarks.

The second round will follow on from the first round; participants should no longer submit completely new comments or remarks unless the need arises anew in response to the way the Contracting Authority dealt with a particular participant's comment or remark in the first round. However, a second round will be launched by the Contracting Authority announcing whether, as a result of the online discussions with the participants, it has changed in any way its original treatment of the Participants' comments and remarks on the draft contracts for the performance of the subject of the Public Contract. The participants will then have the opportunity to make, final responses and the Contracting Authority will then have the opportunity to make a final settlement of those responses. The Contracting Authority will then send the participants the final draft contracts for the performance of the subject of the Public Contract, which cannot be modified after the results of the Competitive Dialogue have been announced.

In this respect, however, the Contracting Authority reserves that some parts of the draft Contract (in the part of the annexes) may be added by the Contracting Authority only after the outcome of the Competitive Dialogue. Thus, the participant will not attach the Contract as an annex to its Bid, however, if the selected supplier refuses to sign the Contract with the Contracting Authority after its selection, it will be excluded from the Competitive Dialogue and the Contracting Authority will have the possibility to conclude the Contract for the performance of the Public Contract with the next participant in the order of evaluation of the Bids.

Negotiations on the draft contracts for the performance of the subject of the Public Contract will start on 11 April 2023 and are expected to last (both 2 rounds) until the end of July 2023.

4. Presentation of the Final Draft Designs

The Contracting Authority did not foresee (nor does the Tender documentation foresee) that the participants would present their Final Draft Designs to the Evaluation Committee as was the case with the Draft Designs or Concepts.

The Evaluation Committee does not consider the presentation of the Final Draft Designs to be absolutely necessary, however, given that the scope of refinement of the Final Draft Designs could potentially be larger, the Evaluation Committee would like to give the participants the opportunity to present their Final Draft Designs to the participants on 10 October 2023 (date to be confirmed by the Contracting Authority). However, the condition in this case is that all 3 participants agree to this procedure (they want to present their Final Draft Designs before the Evaluation Committee), without any increase in the expenses related to the submission of the Final Draft Designs.

Participants are hereby requested to indicate whether they would be interested in presenting the Final Draft Designs under the above conditions before the Evaluation Committee. Please provide this information no later than **14 April 2023 by 3:00 p.m. CET**.

We thank you for taking the time to read this information of the Contracting Authority and we trust that the Contracting Authority 's decision to extend the final phase of the Competitive Dialogue will be accepted with understanding and welcomed by you.