

EXPLANATION OF THE COMPETITION TERMS AND CONDITIONS NO. 19

Správa železnic, státní organizace, with its registered office at Dlážděná 1003/7, Prague 1, Postcode 110 00, Czech Republic, ID No.: 709 94 234 (the "**Contracting Authority**"), commenced a procurement procedure regarding the design competition entitled "**Správa železnic Headquarters**", published in the Tenders Electronic Journal under registration no. Z2020-034118 (the "**Competition**"). The Competition has been announced as an open design competition pursuant to Section 145 of Act No. 134/2016 Sb., on Public Procurement, as amended (the "**PPA**").

The Contracting Authority has received a written request for explanation of the Competition Terms and Conditions pursuant to Section 144(2) of the PPA from a prospective participant interested in participating in the Competition. The Contracting Authority hereby provides an explanation of the Competition Terms and Conditions in both Czech and English languages including the exact wording of the request for explanation of the Competition Terms and Conditions, without identification details of the prospective participant who has requested the explanation.

	<i>Request of the participant where the explanation was provided based on a request for explanation</i>	<i>Explanation of the Contracting Authority</i>
1.	<p><i>Original request:</i></p> <p>Our team would like to raise two more question regarding the access bus ramp that is leading to the bus terminal:</p> <p>1. We have examined carefully all given brief materials and we noticed the current given location for the bus ramp is going through the building volume of the new HQ. However this would leave some parts of the building at lower levels with less efficient floor plans and less usable spaces on the west side (cut by the current bus ramp). Is it possible to aligned the bus ramp with the property line to the west in order to allow us to have more efficient floor plans.? Our transit authority advisors do not see any problem with the bus route circulations if we reposition the ramp and still maintaining the same given clear width and height.</p> <p>2. It was mentioned that trolleybus traction lines are planned to be placed on the ramp. From where it is suppose the electricity to be supplied into this long ramp to them? Do those traction lines</p>	<p>Unless specified otherwise in the binding Competition Terms and Conditions, the regulation laid down in the document P06_Regulation is merely a recommendation for the maximum anticipated volume of all buildings that can be designed. It is up to the Competition participants whether they will use up the entire volume in their competition entries. It depends on the general architectural solution of the competition entry whether the Terminal's access ramp will interfere with the C building or be placed adjacent to it. The placement of the Terminal's access ramp and its driveway profile pursuant to the regulation, however, is a mandatory and binding competition condition. Hence, it is not possible to align it with the property line.</p> <p>Participants are not expected to provide a detailed solution of the trolley traction lines on the ramp in their competition entries. The technical solution will be the subject of the finalisation of the competition entry (drawing up an architectural study).</p>

	<p>would require any special conditions if we decide to fully enclose or fully open the ramp?</p>	
<p>2.</p>	<p><i>Translation of the request:</i></p> <p>If more architecture studios (from various countries) take part, does the condition from clause 4.1.1.e have to be fulfilled by the specified lead architect? Or can it be fulfilled by a member of the team, e.g. and architect listed as a consultant?</p>	<p>The requirements laid down by the Contracting Authority in clause 4.1.1.(e) of the Competition Terms and Conditions must be fulfilled by only one specified individual in the position of "Architect" on behalf of the participant (regardless of whether the participant is a single supplier or a group of multiple suppliers).</p> <p>Hence, it is at the participant's own discretion to decide who to appoint to the position of "Architect"; the Architect, however, must fulfil all the conditions laid down in clause 4.1.1.(e) concerning the "Architect".</p>
<p>3.</p>	<p><i>Translation of the request:</i></p> <p>If the specified lead architect is registered in Germany but designs skyscrapers in Japan on the position of a consultant (and is not registered there, i.e. cannot issue authorisations), but takes active part in projects and is listed among the authors of the projects, does he fulfil the condition from clause 4.1.1.e? Is it sufficient if he is listed as an architect cooperating on the project?</p>	<p>The Contracting Authority is not entitled to provide any participant with a specific assessment whether the situation depicted fulfils the conditions for participation or not.</p> <p>However, the Contracting Authority refers to the provisions of clause 4.1.1.(e) of the Competition Terms and Conditions regarding the conditions laid down for the position of "Architect".</p> <p>The terms unambiguously imply that:</p> <p>a) the first condition of the Contracting Authority is that the person in the position of "Architect" be <u>a certified person</u> under Section 4(2) a) of the Act on Construction Professionals, or a certified person under Section 4(3) of the Act on Construction Professionals (holding a certification with general applicability), or a certified architect <u>under law of the state whose national the architect is or where the architect's registered office is situated</u>, i.e. CCA certification with general applicability under numeric</p>

		<p>code A.0 or certification for architecture under numeric code A.1 is required or its foreign equivalent (with the exception of cases in which such a certificate is not issued under the law of the state where the architect's registered office is situated);</p> <p>b) The second condition laid down by the Contracting Authority is that the person in the position of "Architect" had drawn up or participated in the drawing-up of at least 3 Architectural Studies for a new building / a set of new buildings of a Civil Building Structure in the last 10 years before the commencement of the Competition, providing that</p> <ul style="list-style-type: none"> - in at least one case, the subject matter of the Architectural Study was the design of a new building / a set of new buildings of a Civil Building Structure with a gross floorage of at least 15,000 m² and simultaneously with estimated investment costs of at least CZK 500,000,000 excl. VAT; and - in two other cases, the subject matter of the Architectural Study was the design of a new building / a set of new buildings of a Civil Building Structure with estimated investment costs of at least CZK 100,000,000 excl. VAT. <p>The conditions described above are independent of each other. Therefore, the person in the position of "Architect" must (a) be a certified person (within the meaning laid down in clause 4.1.1.(e) of the Competition Terms and Conditions; unless the specified exception applies) and (b) have specified experience in relation to the Architectural Studies for a new building / a set of new buildings of a</p>
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		Civil Building Structure. As laid down in clause 4.1.1.(e) of the Competition Terms and Conditions, it is sufficient if the person in the position of Architect merely participated in the drawing-up of the Architectural Studies.
4.	XX	<p>The Contracting Authority would like to point out to the supplier (prospective participants) that pursuant to clause 5.3.1. of the Competition Terms and Conditions, they may submit requests for explanation of the Competition Terms and Conditions only in writing, no later than 17 days before the lapse of the deadline for the submission of a competition entry, i.e. <u>by 25 January 2021 12:00 p.m.</u></p> <p>The Contracting Authority recommends suppliers who have any requests for explanation to make use of the above period and submit the requests to the Contracting Authority on time. After the expiry of the deadline, the Contracting Authority will not be accepting any requests for explanations of the Competition Terms and Conditions submitted by suppliers.</p>

For the avoidance of any doubts, the Contracting Authority states that the provision of explanations above does not constitute a change in the Competition Terms and Conditions within the meaning of Sections 98(5) and 99 of the Public Procurement Act.

The Contracting Authority reminds that the current time limit for submitting competition entries has been set until 12 February 2021, 5:00 p.m. CET (Central European Time).

Prague, 11 January 2021