

## Open Tender Clarifications No. 1

European Banking Authority Tender Procedure: Communication Consultancy and Support  
EBA/2013/008/OPS/SER/OP

Date: 9<sup>th</sup> October 2013

No.	Questions	EBA Response
1	<p>I have a question in relation to Point 1 in the Invitation Letter:</p> <p>“EBA can therefore accept offers from and sign contracts with tenderers from the EU Member States, EEA countries and any other country which has an international agreement in the field of public procurement. The tender procedures of the EBA are not however open to tenderers from countries which have ratified the Multilateral Agreement on Government Procurement.”</p> <p>I believe that European Member States have ratified the Multilateral Agreement on Government Procurement and therefore they are not able to bid for this tender?</p>	<p>Participation in the tender procedure is open on equal terms to all natural and legal persons coming within the scope of the Treaties and to all natural and legal persons in a third country which has a special agreement with the European Union in the field of public procurement under the conditions laid down in that agreement. The EBA can therefore accept offers from and sign contracts with tenderers from the EU Member States, EEA countries and any other country that has an international agreement in the field of public procurement.</p> <p>It should be noted nevertheless that the contract is not covered by the Government Procurement Agreement.</p>

2	<p>I would like to inquire whether it is still possible to send you the <b>Tender Acknowledgement Form</b> in order to indicate our intention to submit a tender "<b>for Communication Consultancy and Support</b> (reference number EBA/2013/008/OPS/SER/OP) (advertised in OJEU 2013/S <b>182-313204</b> on 19 September 2013)".</p>	<p>Yes. It is still possible to send in the Tender Acknowledgement Form.</p>
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