



## **PRE-QUALIFICATION QUESTIONNAIRE**

**TENDER REFERENCE: 9840**

**Design and Build Enabling Works at the DART+ and MetroLink  
Interface at Glasnevin**

**CLOSING DATE FOR RETURN OF COMPLETED QUESTIONNAIRE:**

**12:00 noon on 4 August 2026**

**Issue Date of PQQ: 02 July 2026**

## CONTENTS

### IMPORTANT NOTICE/INTRODUCTION

- 1. DESCRIPTION OF THE CONTRACT BEING PROCURED**
  - 1.1. NAME OF CONTRACT/SERVICES/GOODS REQUIRED/SUMMARY OF REQUIREMENTS
  - 1.2. DURATION OF CONTRACT AND FORM OF CONTRACT
  
- 2. THE APPLICANT**
  - 2.1. INDIVIDUAL ENTITIES/GROUPS/CONSORTIUM
  - 2.2. SUB-CONTRACTORS
  - 2.3. RELIANCE ON RESOURCES
  - 2.4. DECLARATIONS
  - 2.5. CHANGES
  
- 3. THE PROCUREMENT PROCESS**
  - 3.1. TWO-STAGE PROCESS
  - 3.2. SHORTLISTING PROCESS
  - 3.3. TENDER PROCESS
  - 3.4. PROPOSED TIMESCALE AND ANTICIPATED PROGRAMME
  - 3.5. REGULATORY FRAMEWORK
  
- 4. PROCEDURAL REQUIREMENTS**
  - 4.1. PRE-CONDITIONS FOR QUALIFICATION AND SHORTLISTING
  - 4.2. FORMAT OF PQQ SUBMISSIONS AND RETURN OF PQQ
  - 4.3. DEADLINE OF PQQ SUBMISSIONS
  
- 5. SELECTION CRITERIA**
  - 5.1. MINIMUM QUALIFICATION CRITERIA
  - 5.2. ECONOMIC AND FINANCIAL CAPACITY
  - 5.3. TECHNICAL/PROFESSIONAL ABILITY
  - 5.4. RELIANCE ON RESOURCES FOR SELECTION CRITERIA

**6. SCORING METHODOLOGY FOR SELECTION CRITERIA****7. GENERAL CONDITIONS**

- 7.1. INTERVIEWS/PRESENTATION MEETINGS
- 7.2. FURTHER INFORMATION, QUERIES AND CLARIFICATIONS
- 7.3. CONFIDENTIALITY AND CONFIDENTIAL OR POTENTIALLY CONFIDENTIAL QUERIES/ANNOUNCEMENTS
- 7.4. FREEDOM OF INFORMATION
- 7.5. DATA PROTECTION AND GDPR
- 7.6. CONFLICTS OF INTEREST
- 7.7. ANTI-COLLUSION/INDUCEMENTS/INTERFERE

**APPENDIX 1: THE PRE-QUALIFICATION QUESTIONNAIRE TO BE COMPLETED:**

**Part 1: General Information/Applicant Structure/Sub-Contracting/Reliance on Resources**

**Part 2: Minimum Qualification Criteria (and Reliance on Resources if applicable)**

**Part 3: N/A**

**Part 4: Technical/Professional Ability Selection Criteria: EXPERIENCE (and Reliance on Resources if applicable)(and information on any proposed Sub-Contractors)**

**Part 5: N/A**

**Part 6: Quality Management Systems**

**Part 7: Health and Safety**

**Part 8: Organizational Sustainability**

**Part 9: DECLARATION OF ELIGIBILITY (to be completed by each Sub-Contractor as well as Applicant, and each member of a Consortium)**

**APPENDIX 2 – REQUIREMENTS CONCERNING CONSORTIUM/GROUPS****APPENDIX 3 – REQUIREMENTS CONCERNING SUB-CONTRACTORS****APPENDIX 4 – APPLICANT’S STATEMENT OF CONFIRMATION ENCLOSING THE COMPLETED QUESTIONNAIRE (including consents relating to the GDPR and Data Protection)****APPENDIX 5 – FOREIGN SUBSIDIARY REGULATIONS**

**IMPORTANT NOTICE/INTRODUCTION**

1. Iarnród Éireann-Irish Rail (“**IE**”), is the Contracting Authority in respect of the competition the subject of this procurement process and this Pre-Qualification Questionnaire. IE is a designated activity company, limited by shares, registered in Ireland under the Companies Act 2014 with registration number 119571 and having its registered office at Connolly Station, Amiens Street, Dublin 1, Ireland.
2. IE operates in the transport sector and is a utility and its procurement procedures are governed by the Utilities Directive (2014/25/EU) of the European Parliament and Council dated 26 February 2014 (the “**Utilities Directive**”), and the implementing Irish national legislation and the European Union (Award of Contracts by Utility Undertakings) Regulations 2016 (S.I. No 286 of 2016, as amended)(the “**Utilities Regulations**”).
3. The entire of this document, including all of this Sections, clauses, and paragraphs and the Questionnaire set out herein and any attachments or exhibits attached hereto (whether in electronic form or otherwise) is referred to as the “**Pre-Qualification Questionnaire**” or “**PQQ**”. The Questionnaire to be completed by Applicants in Appendix 1 is referred to as the “**Questionnaire**”.
4. The “**Applicant**” is a person/group of persons/economic operator(s) who have expressed an interest in this competition and who wish to be considered for the contract award and next stage of the process, and who are referred to in section 2 of this PQQ.
5. The Pre-Qualification stage of this procurement process may be cancelled at any time by notice in writing issued by IE to the Applicants without any liability attaching to IE in respect thereof and no compensation or payment of any kind shall be payable to any Applicant or any other person in the event of cancellation or termination of this procurement process. IE is not liable for Applicants’ costs or expenses arising in connection with this pre-qualification stage or any other stage of this procurement process, irrespective of the outcome of this competition, or if the competition is cancelled or postponed.
6. Neither IE nor any of its directors, officers, managers, employees, advisers, servants or agents, warrant or represent that this document, or any other information given to Applicants, is accurate or complete, and they do not accept liability for any error, misstatement, or omission (negligent or otherwise) in this document, or in any other information given to Applicants. Neither IE nor any of its directors, managers, officers, employees, advisers, servants or agents owes any duty of care to any recipient of this PQQ either in relation to this PQQ or any other information that an Applicant may receive at any time.

## 1. DESCRIPTION OF THE CONTRACT BEING PROCURED

### 1.1 NAME OF CONTRACT AND SUMMARY OF SERVICES/GOODS REQUIRED/SUMMARY OF REQUIREMENTS

This is a call to competition by IE for the procurement of Design and Build of the Enabling Works at Glasnevin, to facilitate the construction of MetroLink. (the “**Contract**”)

MetroLink is a transformative public transport project comprising 16 new stations from Swords to Charlemont, creating an integrated network linking Dublin Airport with Irish Rail, DART, Dublin Bus and Luas services across the Greater Dublin Area. The proposed alignment interfaces with Iarnród Éireann (IE) infrastructure at Glasnevin where it crosses beneath the IE heavy rail lines, the Midland Great Western Railway (MGWR) and Great Southern Western Railway (GSWR). Accordingly, a Glasnevin MetroLink Enabling Works Programme (GMEWP) is required to facilitate the delivery of MetroLink while safeguarding the continued operation and future development of the existing IE rail network.

The GMEWP comprises a coordinated package of advance infrastructure interventions designed to support the timely and efficient delivery of the MetroLink project. As part of this programme, a specialist Civils and Structures contractor will be procured to undertake both the detailed design and construction of key enabling works. The appointed Civil & Structures contractor will play a key role in delivering GMEWP enabling works package which will be undertaken in advance of, or in parallel with, the main MetroLink M100, M401 and M500 contracts and are critical to reducing programme risk, minimising disruption to existing rail services and protecting the DART+ Programme.

Key Civils & Structural elements of the GMEWP programme may include, but are not limited to:

- Utility diversions
- Civil works including retaining walls and underpinning of existing structures
- Civil works associated with Track lowering
- Demolition of existing assets
- Civil & structures to support the linear systems
- IE station platform infrastructure
- Temporary works and staging arrangements to support construction while maintaining live railway operations

### 1.2 DURATION OF CONTRACT AND FORM OF CONTRACT

The Contract the subject of this competition is an NEC 4 Option C, subject to the terms and conditions of the Contract. The Contract Notice is referred to in Section 3.1 of this PQQ.

The Contract will be issued with the Invitation to Tender (ITT) at the ITT stage of this procurement process, to all Applicants who pre-qualify for the ITT stage of the process, under this PQQ, subject to IE’s decision (in its sole discretion) to proceed to the ITT stage of the competition.

## 2. THE APPLICANT

### 2.1 INDIVIDUAL ENTITIES/GROUPS/CONSORTIUM

A person who has reviewed the Contract Notice published by IE for this competition and wishes to be considered for award of this contract, and has submitted a completed Questionnaire and returned all supporting documentation requested. In order to qualify for the next stage of the competition, all applicants must satisfy the “Selection Criteria” set out in section 5 of this PQQ.

A person who submits a completed Questionnaire is referred to as the “**Applicant**”. This may be a natural person or sole trader, or a single corporate entity such as a company, or the person may consist of an

applicant who is acting as a “**Prime Contractor**” who is proposing another person or persons as a “**Sub-Contractor**”.

The Applicant may also consist of a consortium or group (referred to here as a “**Consortium**”) specifically coming together as a group (whether incorporated or unincorporated), to tender for this Contract, such as a joint venture or a partnership, and including where a group proposes to contract through an SPV (Special Purpose Vehicle), or where one or more members of a consortium act as the lead member/members and where other members of the group act as sub-contractors, while being members of the consortium.

If an Applicant consists of a Consortium, a single nominated entity who is authorised to represent all members of the Consortium must be identified in Part 1 of Questionnaire.

The Applicant must set out its proposed structure in Part 1 of the Questionnaire (in **Appendix 1**). Where the Applicant consists of a Consortium, refer also to **Appendix 2** (requirements concerning Consortium Groups) and all members of the Consortium must complete a Questionnaire.

Note that a Consortium could also have sub-contractors in its group, who are being specifically designated as members of the Consortium and this needs to be identified by the Applicant where this is the case.

Where an Applicant consists of “Prime Contractor” and a Sub-Contractor, and they are not coming together in a group to form a consortium, this is not deemed to be a “Consortium” for the purposes of this PQQ and the Questionnaire must be completed by the Prime Contractor but note the requirements concerning Declarations (section 2.4 of this PQQ) and Reliance on Resources (section 2.3 of this PQQ).

Reference should be made to **Appendix 3** (requirements concerning Sub-Contractors), and note that the information concerning Sub-Contractors required by Appendix 3 will be required where Sub-Contractors form part of a Consortium and ALSO where Sub-Contractors do not form part of a Consortium.

In the case of any changes to any Consortium, please refer to section 2.5 of this PQQ.

## 2.2 SUB-CONTRACTORS

Firstly, Applicants must clearly identify in Part 1 of the Questionnaire, if they are proposing any persons/entities to act as a Sub-Contractor(s).

Secondly, Applicants must also identify in Part 1 of the Questionnaire, if the proposed Sub-Contractor is also to be part of a Consortium or not. If a Sub-Contractor is also a member of a Consortium, it must complete a Questionnaire like all other members of the Consortium. If a proposed Sub-Contractor is not part of a Consortium but proposed for sub-contracting purposes only, they need not complete a Questionnaire but the Applicant must do so giving all information requested (however see requirements concerning Declarations (section 2.4) and Reliance on Resources (section 2.3)).

However in all cases, whether a Sub-Contractor is part of a Consortium or not, full information concerning proposed Sub-Contractors must be provided by all Applicants in Part 1 of the Questionnaire. IE is entitled to seek further information about the Applicant or any Sub-Contractors at any stage of the competition.

Thirdly, please note in addition, all Sub-Contractors will be required to complete and return a Declaration of Eligibility relating to the exclusion grounds under procurement law, referred to in Part 9 of the Questionnaire, whether they are part of a Consortium or not (refer to section 2.4 of this PQQ).

Fourthly, Applicants must clearly identify in Part 1 of the Questionnaire, whether they proposed to rely on a Sub-Contractor’s resources for the purposes of fulfilling any of the Selection Criteria (refer to section

2.3 below on reliance on resources). If an Applicant is not relying on a Sub-Contractor for the purposes of fulfilling any of the Selection Criteria, but is still putting forward this person/entity as a Sub-Contractor for sub-contracting purposes only, this needs to be confirmed in Part 1 of the Questionnaire.

Fifthly, all Sub-Contractors must complete a Declaration of Eligibility in the form set out in Part 9 of the Questionnaire, regardless of whether they are part of a Consortium or not.

If there are grounds for mandatory exclusion of any Sub-Contractor, then the Sub-Contractor must be replaced. If the grounds for exclusion fall into the discretionary category, IE may require the Applicant at its discretion, to replace the Sub-Contractor.

Applicants should note that the Contract does not allow for the entire obligations of the contractor to be sub-contracted but part only, and also note that any sub-contracting under the Contract is at the sole discretion of IE who may withhold its consent.

In the case of any changes to Sub-Contractors, please refer to section 2.5 of this PQQ.

### 2.3 RELIANCE ON RESOURCES

If any Applicant wishes to rely on the resources of any person or other entity or entities (including for example, any Sub-Contractors), in order to fulfil any of the meet Selection Criteria set out in section 5 of this PQQ, including any minimum qualification criteria, it may do so whatever the nature of the legal link between itself the those persons/entities PROVIDED the Applicant can prove to the satisfaction of IE (in its absolute discretion) that it will have these necessary resources at its disposal when required, in accordance with Article 79 of the Utilities Directive and Regulations 86, 87, 88 and 89 of the Utilities Regulations.

If an Applicant seeks to rely on the resource of any other person or entity to fulfil any of the Selection Criteria:

- (a) the Applicant must set out in Parts 1, 2, 3, 4, 5, 6 and 7 of the Questionnaire its detailed responses as to what are the precise arrangements by which it proposes to rely on the capacity and resources of other persons or entities, if this arises, and this must be completed in the case of each of the Selection Criteria including Minimum qualification criteria referred to in section 5 of this PQQ, where it proposes to do so, and the relevant Parts of the Questionnaire must be completed in detail in relation to reliance on resources where this is relied upon by the Applicant;
- (b) a Declaration of Eligibility relating to the exclusionary grounds under procurement law, in the form set out in Part 9 of the Questionnaire, must be completed by all third parties (including any Sub-Contractors) whom the Applicant intends to rely on for the purposes of fulfilling any of the Selection Criteria (including the minimum qualification criteria);
- (c) the Applicant must prove to the satisfaction of IE that the necessary resources will be made available to it, for the purposes of fulfilling the Contract if it is awarded (as required by Article 79 of the Utilities Directive and Regulations 86(3) and 87(3) of the Utilities Regulations), and in this regard IE may require, in this regard, a legally binding Letter of Undertaking/Letter of Support from such other third party confirming that it will provide the necessary support to the Applicant for the purposes required by the Applicant. This Letter of Undertaking /Letter of Support must be executed as a deed or otherwise by a duly authorised person who is duly authorised to bind the third party and must specifically refer to this competition and the name of the Contract, name of Applicant, and nature of resources being provided by the third party that the Applicant proposes to rely on;
- (d) the Applicant must provide such other evidence and supporting documentation on request from IE, that is sufficient to demonstrate that it can satisfy the Selection Criteria or any one of them, and in relation to any reliance on resources of any third party.

If the above conditions are not met, the Applicant shall be excluded from further participation in the competition.

Please also see item (8) of section 4.1 of this PQQ.

## **2.4 DECLARATIONS**

The Applicant must complete a Declaration of Eligibility (Part 9 of the Questionnaire).

All members of a Consortium must complete a Declaration of Eligibility (as well as completing the Questionnaire) and they must be returned by the Applicant.

All Sub-Contractors being proposed (whether part of a Consortium or not) must complete a Declaration of Eligibility and the Applicant return these.

All persons whom an Applicant relies on for resources, in order to fulfil any of the Selection Criteria (including any minimum qualification criteria), a Declaration of Eligibility must be completed by that third party (including any Sub-Contractor whose resources are being relied upon).

## **2.5 CHANGES**

IE has the right to verify any information or documentation received at any stage of the competition.

Where there is any change or proposed change in the details concerning Consortium or any Sub-Contractor or Applicant (whether as Prime Contractor or otherwise), all such changes must be notified in writing to IE. IE will assess any proposed change against the applicable "Selection Criteria", to ensure all requirements continue to be met. In any instance, where the proposed change fails to continue to meet all requirements this will result in the rejection of the proposed change.

## **3. THE PROCUREMENT PROCESS**

IE published a call to competition for Design and Build Enabling Works at the DART+ and MetroLink Interface at Glasnevin on the 2<sup>nd</sup> day of July 2026 in the Official Journal of the EU (the OJEU) under Reference Number: 8558859

### **3.1 TWO-STAGE PROCESS**

The procurement process for the award of this Contract consists of 2 distinct stages: a pre-qualification stage and a tender stage (or award stage). The pre-qualification process, conditions and selection criteria detailed in this document. All Applicants will be treated equally and have an opportunity to pre-qualify.

### **3.2 SHORTLISTING PROCESS**

IE anticipates that it will, following the PQQ stage of this procurement process, have established a shortlist of pre-qualified Applicants. IE intends to shortlist a minimum of three (3), and maximum of five (5) Applicants to proceed to the next stage of the procurement process. However, IE reserves the right to shortlist a greater number of candidates than stated where candidates are tied on score at the cut-off point for shortlisting. The decision regarding the final number of shortlisted Applicants rests entirely with IE and will be based on the quality, completeness, and suitability of the submissions received.

### **3.3 TENDER PROCESS**

The tender stage, or award stage of this procurement process will commence when IE issues an ITT to each shortlisted Applicant that has been shortlisted under this PQQ and its procedures.

If IE decides (in its absolute discretion) to proceed to tender stage, it will provide each shortlisted Applicant with the following detailed documentation or access to documentation, as part of the documentation making up the ITT that will include the following:

- (a) detailed information regarding the procedures to be followed during the tender stage/award process including the award criteria and methodology;
- (b) a draft of the form of Contract;
- (c) Scope of services/technical specifications for the Contract.

Applicants should note that those who have been shortlisted to proceed to tender stage, will be required to comply with the insurance requirements of the Contract and be required to be in possession of and produce a Tax Clearance Certificate from the Revenue Commissioners of Ireland at time of contract award.

### 3.4 PROPOSED TIMESCALE AND ANTICIPATED PROGRAMME

IE expects to undertake this procurement process in accordance with the indicative timescale and programme set out below:

ACTIVITY/MILESTONE	ANTICIPATED DATE
LAST DATE FOR ISSUING CLARIFICATION / QUERIES	20 July 2026
RETURN OF COMPLETED PQQS	4 August 2026
ISSUE OF ITT (INVITATION TO TENDER)	Early September 2026
RETURN OF TENDERS	Early November 2026
CONTRACT AWARD/ISSUE OF NOTIFICATIONS TO TENDERERS	May 2027

### 3.5 REGULATORY FRAMEWORK/UTILITIES/EU THRESHOLDS

IE is a utility providing transport services and is governed by public procurement law applicable to entities operating in the Utilities Sector.

## 4. PROCEDURAL REQUIREMENTS

The Questionnaire must be completed in the prescribed form. Failure to provide the requested information, omission of supporting documentation and the provision of incomplete or misleading information may result in exclusion from the procurement process. A summary of the procedure for pre-qualification of Applicants under this procurement process is as follows:

- (a) each Questionnaire returned will be checked to ensure that the Applicant has complied with any applicable procedural requirements and that the Questionnaire has been submitted on time within the deadline for submissions set by this PQQ and is complete. Applicants who do not comply may be eliminated at this point;
- (b) each Questionnaire will be checked to see if any of the mandatory or discretionary exclusionary criteria apply to it (refer to the Declaration at Part 9 of Questionnaire);
- (c) each Questionnaire will be checked to ensure that the Applicant complies with the pre-conditions for pre-qualification set out in section 4 of this PQQ. Applicants who do not comply may be eliminated at this point;
- (d) each Questionnaire will be checked to ensure that the Applicant meets the minimum qualification criteria which are set out in section 5.1 of this PQQ. Applicants who do not meet the minimum qualification criteria will be eliminated at this point;

- (e) all Applicants who have passed the previous stages set out above, will then proceed to be evaluated under the further selection criteria set out in this PQQ and a further evaluation or shortlisting exercise will be carried out at this stage;
- (f) IE will then inform Applicants in writing of the outcome of the pre-qualification procedures and will inform Applicants whether or not they have been shortlisted; and
- (g) Shortlisted Applicants will be invited to tender and issued with the ITT documentation, if IE decides (in its sole discretion) to proceed to the tender stage.

#### 4.1 PRE-CONDITIONS FOR QUALIFICATION AND SHORTLISTING

- (1) Completion of Appendix 1 (Pre-Qualification Questionnaire)  
Applicants must complete all Parts of Appendix 1 (the Pre-Qualification Questionnaire). This is without prejudice to the completion of the European Single Procurement Document (the “**ESPD**”) by any Applicant (which ESPD is referred to in Article 59 of Directive 2014/24/EU (the “**Public Sector Directive**”) which is referenced in Article 80(3) of the Utilities Directive and nothing in this PQQ shall prevent an Applicant from submitting an ESPD;
- (2) Declaration in Part 2 of the Questionnaire relating to meeting the minimum qualification criteria, is required to be completed by Applicants and any other entity on whom reliance on resources is sought to be relied upon;
- (3) Declaration in Part 9 of the Questionnaire relating to mandatory exclusionary criteria and discretionary exclusionary criteria, referred to in the Utilities Directive, to be completed by the Applicant and any other entity on whom reliance on resources is sought to be relied upon and by all Sub-Contractors (without prejudice to any declarations made in any ESPD document submitted by an Applicant and any other entity);
- (4) Statement of Confirmation (Appendix 4) to be completed by the Applicant and furnished to IE with the completed PQQ, confirming acceptance of terms and conditions of this PQQ and confirming all declarations and information has been submitted;
- (5) Compliance with Appendix 2 (Consortium Submission requirements) to be completed by the Applicant where applicable;
- (6) Compliance with Appendix 3 (Sub-Contractors) – to be completed where applicable
- (7) Conflicts of Interest: The Applicant including all its members where it is a grouping or consortium, must be able to comply with IE’s policy on conflicts of interest (as set out in this PQQ), as a pre-condition for qualification;
- (8) Verification: IE reserves the right to seek verification from any Applicant, at any stage during the competition, (including the pre-qualification stage, invitation to tender stage and contract award stage) in relation to any item, data or information supplied or in relation to any item referred to in any of the Declarations to be completed and referred to in the Appendices to this PQQ, and to seek verification of evidence of any remedial measures taken by the Applicant to demonstrate its reliability despite the existence of a relevant exclusionary ground, as such reliability measures as are referred to in Article 57(6) of the Public Sector Directive (2014/25/EU) which is referenced in Article 80(1) of the Utilities Directive, and/or to verify its compliance with the selection criteria set out herein and seek supporting documents/references/clarifications.

**\*\*NOTE:** If an Applicant, at any stage during the competition, refuses to provide evidence which is considered by IE to be sufficient to demonstrate (a) compliance with the Selection Criteria or (b) the Applicant’s reliability despite the existence of a relevant exclusionary ground, it shall be excluded from the competition, and this shall include evidence required in relation to any member of a consortium or in relation to any entity on whom the Applicant relies in order to fulfil any of the Selection Criteria.

IE reserves the right to require the Applicant to replace any entity who does not fulfil the Selection Criteria, or in respect of which a ground for exclusion exists, and where remedial measures are produced which are not satisfactory in the opinion of IE (in its absolute discretion). Where an Applicant is required to replace an entity in respect of which there are grounds for exclusion (on whom it is seeking to rely), and the replacement entity does not fulfil the selection criteria, or is also entity in respect of which there are grounds for exclusion, it may be excluded from the competition.

- (9) National Databases: The provisions of this Section 4.1 are without prejudice to the availability of any supporting documents/certifications etc. as may become available on any national database or online repository of certificates, that is made available by Ireland as a Member State of the EU on its implementation of the Utilities Directive 2014/25/EU.

Shortlisting of Applicants who meet the pre-conditions for qualification and minimum qualification criteria, will be carried out in a non-discriminatory manner and on the basis of equality of treatment of such Applicants, based on the objective rules and criteria set out in this PQQ, and in accordance with all applicable law including the Utilities Directive 2014/25/EU.

**4.2 FORMAT OF PQQ SUBMISSIONS AND RETURN OF PQQ**

PQQ submissions and the duly completed Questionnaire should be submitted via the e-tenders portal only.

(QUESTIONNAIRE)	SUBJECT MATTER OF PART
<b>Part 1</b>	<b>Applicant Details and General Information</b>
<b>Part 2</b>	<b>Information/Declaration re Minimum Qualification Criteria</b>
<b>Part 3</b>	N/A
<b>Part 4</b>	<b>Technical/Professional Ability: Relevant Experience</b>
<b>Part 5</b>	N/A
<b>Part 6</b>	<b>Quality Management Systems</b>
<b>Part 7</b>	<b>Health and Safety</b>
<b>Part 8</b>	<b>Organizational Sustainability</b>
<b>Part 9</b>	<b>Declaration of Eligibility</b>
<b>Appendix 2</b>	<b>Consortium Requirements (where applicable)</b>
<b>Appendix 3</b>	<b>Sub-Contractors (where applicable)</b>
<b>Appendix 4</b>	<b>Applicant’s Statement of Confirmation enclosing completed PQQ</b>

All electronic copies must be in PDF portable document format. The Questionnaire as submitted, must identify where text should be supported by additional information in the form of, for example, management and contract structure charts. Applicants are required to provide all details which they consider necessary to provide a sufficient response to each Part and Appendix of the PQQ including client contact details where requested.

**4.3 DEADLINE FOR PQQ SUBMISSIONS**

The fully completed Questionnaire and all submissions relating to it must be submitted via the e-tenders portal only on or before **the date that is the set as the deadline** for PQQ submissions that is stated on the front cover of this PQQ.

**5. SELECTION CRITERIA****5.1 MINIMUM QUALIFICATION CRITERIA**

The minimum qualification criteria that each Applicant must satisfy in order to proceed to the next stage of the qualification evaluation are as follows:

**(1) Minimum Financial Qualification Criteria: (PASS/FAIL) – Part 2 of this PQQ Document**

Financial Capacity Assessment (Multi-Metric Financial Test)

Applicants must demonstrate appropriate financial capacity to deliver the contract, including evidence of:

- Annual turnover over the last three financial years of €100M.

A minimum annual turnover of **€ 100,000,000.00** per annum for the last three audited financial year ends. Applicants must provide evidence of turnover that is satisfactory to IE, by way of signed auditor's statement and a copy of the audited accounts for the last three financial years. A signed Declaration in the Minimum Qualification Criteria in the form set out in Part 2 of the Questionnaire must be submitted.

Reliance on resources to meet Turnover Requirement: Where the Applicant seeks to rely on the resources of any third party to meet the above stated Minimum financial qualification criteria of Turnover, in addition to the requirements under section 2.3 of this PQQ, and furnish the necessary Declarations of Eligibility, it must provide evidence of the turnover for such other persons/entities for each of the financial years listed above and prove to IE that the necessary resources will be available to it when required, whether by way of a signed auditor's statement or similar.

Reliance on a Consortium Member: Where an Applicant who is a consortium, seeks to rely on the resources of its lead consortium member, or other consortium member, or whether a Sub-Contractor who is a member of a Consortium, to satisfy the above stated Minimum qualification financial criteria, this must be stated in the Declaration set out in Part 2 of the Questionnaire and the conditions of section 2.3 (reliance on resources) must be met and the relevant Declarations furnished..

Reliance on a Sub-Contractor: Where an Applicant seeks to rely on the resources of a Sub-Contractor, where it is not part of a Consortium, to satisfy the above stated Minimum qualification financial criteria, this must be stated in the Declaration set out in Part 2 of the Questionnaire and the conditions of section 2.3 (reliance on resources) must be met and the relevant Declarations furnished.

Parent company: Where the Applicant is a subsidiary and relying on its parent company to meet the Minimum turnover requirements, the details required by this section must also be provided by the parent company, and a Declaration of Eligibility from the parent company provided in accordance with section 2.3 of this PQQ.

IE reserves the right to conduct any due diligence checks to assess financial capacity to undertake the services.

- Financial stability and robustness (e.g. balance sheet strength, liquidity)

Applicants must provide copies of audited financial statements for the last three financial years, including auditors' reports and notes to the accounts.

Where the most recent audited financial statements are not yet available, draft accounts may be provided with an appropriate explanation.

Applicants must also confirm any material changes to their financial position since the last audited accounts, including any contingent liabilities or events that could impact their ability to deliver the Contract.

The Contracting Authority reserves the right to request additional information to support the assessment of financial capacity.

- Ability to manage contract cash flow and financial risk

Applicants are required to demonstrate their ability to manage contract cash flow and financial risk by providing a concise written statement (Max 2 pages Arial font 10) outlining their approach, supported by relevant examples of similar projects.

Applicants may also be required to demonstrate access to financial resources or support arrangements relevant to the delivery of the contract.

#### **(2) Quality Management Systems (PASS/FAIL) – Part 6 of this PQQ document**

Applicants must demonstrate that they have a documented Quality Management System in place. The Applicant's response must provide details of their current Quality Management System, including any current certificate which is compliant with EN ISO 9001:2015 or an equivalent international recognised standard.

#### **(3) Health and Safety (PASS/FAIL) – Part 7 of this PQQ document**

Applicants must demonstrate their approach to managing safety on projects of this nature and scale. Applicants must complete in full and provide the following information:

- Details of their health and safety management system currently in operation, accredited to ISO 45001, OHSAS 18001 or equivalent accredited safety management system.
- Confirmation that they (or any third party whom they rely upon) have the ability to perform the role of the PSCS (Project Supervisor Construction Stage) and experienced staff. Applicants shall provide details of at least one project example where they undertook the role of PSCS, including a worked Health and Safety Plan for that project, as evidence of their capability and experience in carrying out the duties associated with the role.
- Provide a copy of the company Safety Management System (for example Safety Manual or Safety Statement or equivalent). This must be a signed and dated copy.
- Self- certify that the Safety Management System (for example Safety Manual or Safety Statement or equivalent) complies with current legislative requirements.

#### **(4) Environmental Management Systems (PASS/FAIL) – Part 8 of this PQQ document**

Applicants must demonstrate that they operate an environmental management system appropriate to the scale and nature of the contract, accredited to ISO 14001 or equivalent.

1.2 N/A

### 5.3 TECHNICAL/PROFESSIONAL ABILITY

The following table sets out the further shortlisting criteria in respect of the technical and/or professional ability of Applicants. The scoring methodology allocated to these criteria is set out in section 6 of this PQQ. IE reserves the right to seek feedback from the client references provided.

Technical and Professional Ability Criteria	Weighting	Cross reference in Questionnaire
<p>Criterion 1: Previous Experience of Managing Design and Buildability in a Complex Civil and Structural Environment</p>	<p>30% (300 points available)</p>	<p><b>Part 4, Appendix 1 of this PQQ document</b></p> <p>Applicants must score a <b>minimum of 40%</b> of the allocated score under this criteria.</p> <p>Applicants must submit three relevant project examples, completed in the last 10 years that, collectively, demonstrate experience of a similar scope, scale, and complexity as outlined in Section 1.1 of the PQQ, with specific reference to complex civil and structural works within restricted environments, encompassing elements such as; retaining structures; track works; earthworks; drainage; permanent way interfaces and all associated temporary works. Experience of construction in a live rail environment is desirable, but not essential.</p> <p>Responses should demonstrate how the Applicant has:</p> <ul style="list-style-type: none"> <li>• managed design development across relevant disciplines and interfaces;</li> <li>• integrated design with construction planning, sequencing, possessions or access requirements;</li> <li>• used buildability reviews, temporary works strategies, or construction methodologies to improve deliverability; and</li> <li>• achieved measurable benefits such as reduced risk, improved constructability, programme efficiency, or cost certainty.</li> </ul> <p>For each case study, Applicants should clearly set out the project scope, value, role, key design or buildability challenges, approach adopted, and outcomes achieved.</p> <p>NB: The examples provided should collectively address all requirements and the bullet points listed. It is not necessary for a single example to demonstrate every aspect of the required experience, nor for each individual project to cover the full scope of requirements. Instead, the combined submission across the three projects should, as a whole, evidence the full range of capabilities required. Higher-scoring applicants will be those who demonstrate a broader and more balanced spread of the required experience across multiple projects, evidencing more of the criteria in a greater number of submissions.</p> <p>Page limit 3 pages per project, Font Arial 10</p>
<p>Criterion 2: Previous Experience of Delivery in a Complex Civil and Structural Environment</p>	<p>30% (300 points)</p>	<p><b>Part 4, Appendix 1 of this PQQ document</b></p> <p>Applicants must submit three relevant project examples, completed in the last 10 years that, collectively, demonstrate experience of a similar scope, scale, and complexity as outlined in Section 1.1 of the PQQ. Project reference must demonstrate experience of working within constrained sites, possession-based working and management of significant interfaces with existing infrastructure, assets and operational activities. Experience of construction in a live rail environment is desirable, but not essential.</p>

		<p>Responses should demonstrate how the Applicant has:</p> <ul style="list-style-type: none"> <li>planned and delivered works within a live operational environment, with significant access, programme and operational constraints;</li> <li>managed delivery interfaces with asset owners, operators and statutory undertakers;</li> <li>managed delivery interfaces with other contractors delivering railway capacity enhancement including civils, structures and systems in the same geographical area;</li> <li>coordinated work packages and supply chain activities to maintain efficient delivery; and</li> <li>achieved reliable delivery outcomes despite challenging operational conditions.</li> </ul> <p>Applicants should clearly set out the project context, operational constraints, delivery approach, interface arrangements, and outcomes achieved.</p> <p>NB: The examples provided should collectively address all requirements and the bullet points listed. It is not necessary for a single example to demonstrate every aspect of the required experience, nor for each individual project to cover the full scope of requirements. Instead, the combined submission across the three projects should, as a whole, evidence the full range of capabilities required. Higher-scoring applicants will be those who demonstrate a broader and more balanced spread of the required experience across multiple projects, evidencing more of the criteria in a greater number of submissions.</p> <p>Page limit 3 pages per project, Font Arial 10</p>
<p>Criterion 3: Commercial and Risk Management Competence in a Complex Civil and Structural Environment</p>	<p>25% (250 points)</p>	<p><b>Part 4, Appendix 1 of this PQQ document</b></p> <p>Applicants must submit three relevant project examples, completed in the last 10 years that, collectively, demonstrate experience of a similar scope, scale, and complexity as outlined in Section 1.1 of the PQQ. Project reference must include commercial and risk management capability in delivering complex design-and-build civils and structural contracts. Experience of construction in a live rail environment is desirable, but not essential.</p> <p>Responses should demonstrate how the Applicant has:</p> <ul style="list-style-type: none"> <li>managed commercial delivery under design-and-build or comparable forms of contract, including contract administration, cost reporting and change control;</li> <li>identified, allocated and actively managed key delivery risks, including ground conditions, temporary works, access, disposal of materials and interface risks;</li> <li>maintained cost and programme control through timely intervention and effective governance; and</li> <li>achieved commercial outcomes such as cost certainty, value engineering, dispute avoidance, or effective risk mitigation.</li> </ul> <p>Applicants should clearly set out the contract form, principal commercial or risk challenges, approach adopted and outcomes achieved.</p>

		<p>NB: The examples provided should collectively address all requirements and the bullet points listed. It is not necessary for a single example to demonstrate every aspect of the required experience, nor for each individual project to cover the full scope of requirements. Instead, the combined submission across the three projects should, as a whole, evidence the full range of capabilities required. Higher-scoring applicants will be those who demonstrate a broader and more balanced spread of the required experience across multiple projects, evidencing more of the criteria in a greater number of submissions.</p> <p>Page limit 3 pages per project, Font Arial 10</p>
<p>Criterion 4: Organizational Sustainability</p>	<p>15% (150 points available)</p>	<p><b>Part 8, Appendix 1 of this PQQ document</b></p> <p>Applicants must demonstrate their experience in delivering sustainability outcomes as part of previous or ongoing contracts. A minimum of two and a maximum of three relevant contracts undertaken within the past ten years should be submitted. Relevant contracts are those that directly correspond to the scope and requirements outlined in Section 1.1, Description of the Contract Being Procured, of this PQQ document.</p> <p>Applicants must demonstrate how sustainability considerations were incorporated into the planning, governance, and delivery of the contract. Responses should provide evidence of good sustainability practices, including where applicable:</p> <ul style="list-style-type: none"> <li>• reducing environmental impacts through the efficient use of materials, waste minimisation, resource efficiency, or carbon reduction measures;</li> <li>• minimising greenhouse gas emissions and supporting climate action objectives;</li> <li>• embedding sustainability into project governance, decision-making, or delivery arrangements;</li> <li>• contributing to the local economy, social value creation, or community benefits; and</li> <li>• achieving measurable sustainability outcomes relevant to projects of a similar nature and scale.</li> </ul> <p>NB: The examples provided should collectively address all requirements and the bullet points listed. It is not necessary for a single example to demonstrate every aspect of the required experience, nor for each individual project to cover the full scope of requirements. Instead, the combined submission across the three projects should, as a whole, evidence the full range of capabilities required. Higher-scoring applicants will be those who demonstrate a broader and more balanced spread of the required experience across multiple projects, evidencing more of the criteria in a greater number of submissions</p> <p>Page limit 3 pages per project, Font Arial 10</p>
<b>TOTAL</b>	<b>100% 1000 Points</b>	
<p><b>Note:</b> For the avoidance of doubt, in order to achieve a score of 'Acceptable' in respect of the above criteria:</p> <ul style="list-style-type: none"> <li>• It is not necessary to keep reference projects consistent across each of the criteria listed above, however, the same project example may be used more than once where it demonstrates experience in multiple areas.</li> </ul>		

- Project reference provided must have been completed within the last 10 years. On going reference projects will be deemed unacceptable
- Experience of construction in a live rail environment is desirable, but not essential.

The achievement of a score higher than 'Acceptable' will be based on the overall quality of the response and the level of detail and supporting information provided by the Applicant to demonstrate their experience and understanding of the requirements

**Reliance on resources** – If the Applicant is relying on the resource of any third party/Sub-Contractor/Consortium member to fulfil the Technical and Profession Selection Criteria, full details are required as per section 2.3 of the PQQ and Part 4 Questionnaire. In particular, if experience of any Sub-Contractor or third party/Consortium member is being relied upon to fulfil this Selection Criteria, relevant examples of experience of the Sub-Contractor/Consortium member/ third party should be provided in Part 4 and in relation to resources, the details should be provided in Part 5 of the Questionnaire.

**6. SCORING METHODOLOGY FOR SELECTION CRITERIA (other than the Minimum Qualification Criteria which is Pass/Fail)**

<b>SCORING METHODOLOGY (Part 4-7)</b>		
<b>Score</b>	<b>% of total mark available</b>	<b>Comment</b>
<b>5</b>	<b>100%</b>	Excellent - Overall, the response is excellent and relevant. The response is comprehensive and demonstrates a thorough understanding of the criterion and provides details on how the criterion will be satisfied to a very high standard.
<b>4</b>	<b>80%</b>	Very Good - Overall, the response is very good and relevant. The response demonstrates a very good understanding of the criterion and provides details on how the criterion will be satisfied to a high standard.
<b>3</b>	<b>60%</b>	Good - Overall, the response is good and relevant. The response demonstrates a good understanding of the criterion and provides details on how the criterion will be satisfied to a good standard.
<b>2</b>	<b>40%</b>	Acceptable - Overall, the response is acceptable and relevant. The response demonstrates an acceptable understanding of the criterion and provides details on how the criterion will be satisfied to an adequate standard.
<b>1</b>	<b>20%</b>	Poor - Overall, the response is poor and only partially relevant. The response addresses the criterion in part but contains insufficient /limited detail or explanation to demonstrate how the criterion will be satisfied.
<b>0</b>	<b>0%</b>	Unacceptable - Nil or inadequate response. The response fails to satisfy the criterion in very significant respects.

Failure to meet the minimum threshold (where applicable) under the qualitative selection criteria shall result

**7. GENERAL CONDITIONS**

**7.1 INTERVIEWS/PRESENTATION MEETINGS**

Applicants may be requested to attend interviews in Dublin, Ireland in order to provide clarifications in relation to any information submitted pursuant to the requirements of this PQQ, at their own cost and IE shall not be liable for the costs or expenses of any Applicant attending in Dublin for such interviews.

## 7.2 FURTHER INFORMATION/QUERIES AND CLARIFICATIONS

QUERIES: Where the Applicant has any queries or observations regarding the meaning of any requirement or any other aspect of this qualification process, the Applicant should submit such queries via the e-tenders portal within 10 Working Days before the deadline for submission of completed PQQs that is set out in section 4.3 above. IE may, in its sole discretion, reply to queries received after that date.

REQUESTS FOR CLARIFICATION POST DEADLINE: IE may also seek clarifications from Applicants in relation to their PQQ submissions received.

## 7.3 CONFIDENTIALITY AND CONFIDENTIAL OR POTENTIALLY CONFIDENTIAL QUERIES/ANNOUNCEMENTS

If an Applicant believes a query relates to a confidential or commercially sensitive matter it must clearly state the reason why the Applicant considers its query “confidential” or “commercially sensitive” and must mark its query as “Confidential” and/or “Commercially Sensitive”.

Where IE is satisfied, in its sole discretion, that the query/request and/or its response should properly be regarded as confidential or commercially sensitive, the nature of the query/request and its response shall be kept confidential (subject to the requirements of any law or applicable requirements).

Where IE is of the opinion that it would be inappropriate to answer the query/request on a confidential basis, it will notify the Applicant and require the Applicant to either withdraw the query or to raise any objection within three (3) Working Days of such notification and state grounds for its objection.

Where the Applicant does not withdraw the query/request or raise any objection within the specified period, or IE is of the opinion that, notwithstanding the objection of the Applicant the query/request is not confidential or commercially sensitive, IE may include the query/request and its response to all Applicants in the relevant circular/notice. As noted in Section 7.2, the identity of Applicants raising individual queries will not be disclosed in such circular/notices.

Subject to the above, it is a requirement of IE that all exchanges shall be kept confidential by the Applicants and not disclosed to any person, save as may be required by law. Applicants will also be asked to enter into Confidentiality Undertakings/Agreements should it become appropriate to release confidential information to them. IE requires that all information provided by Applicants or by IE pursuant to this PQQ be treated in strictest confidence by Applicants, and by submitting an application, Applicants shall be deemed to so acknowledge and agree.

IE has the right to disclose to any party information concerning the Contract, the [identity of the Applicants] this procurement process and the qualification and tender documentation at any time that is allowed under applicable law.

## 7.4 FREEDOM OF INFORMATION

IE is subject to the Freedom of Information Act 2014 (the “FOI Act”) for its activities, other than in relation to its freight business and Rosslare Europort. CIE is an exempt agency under the FOI Act.

Applicants should therefore indicate what parts of their application/submission of completed PQQs are commercially sensitive and what parts they consider should be kept confidential, which is a separate matter from dealing with any freedom of information requests (FOI requests) that IE may receive under the FOI Act. IE will make reasonable efforts to consult with Applicants in all cases where an FOI request has been received, that may affect information the Applicant(s) consider confidential or commercially sensitive, before making a decision on such FOI requests. IE may decide, while taking into account requests of Applicants that specific information should not be disclosed, that such information should not be categorised as confidential or commercially sensitive and in that instance may decide to disclose

such information. It is not sufficient or acceptable that an Applicant would include a statement that all of its information is confidential or commercially sensitive. IE may disclose all information provided by Applicants to its lawyers, auditors or other professional advisers under appropriate terms of confidentiality as it deems necessary. In addition, to the above, nothing in this PQQ will prevent IE from disclosing any information, data or materials that is required to be disclosed under applicable law, including the FOI Act.

#### 7.5 DATA PROTECTION AND GDPR (General Data Protection Regulation)

IE, as Contracting Authority for this competition, will be a “**Data Controller**” within the meaning of the “**Data Protection Legislation**” (as defined herein), in respect of any “**Personal Data**” as defined under the Data Protection Legislation, required to be provided by Applicants in the PQQ Questionnaire (and any supporting documentation).

The Applicant, who is itself a “**Data Controller**” in respect of any “**Personal Data**” relating to any person provided by it in its completed Questionnaire (and in any supporting documentation), is required to confirm, in the Applicant’s Statement of Confirmation (Appendix 4 of this PQQ), that all “**Data Subjects**” (as defined in the Data Protection Legislation) whose Personal Data has been provided by the Applicant to IE as part of its application at this stage of the competition, have consented to the processing of such Personal Data by the Applicant, by Consortium members where the Applicant is Consortium, by the Applicant where the Applicant is a Prime Contractor with a Sub-Contractor and not a Consortium, and by IE as Contracting Authority and IE’s Evaluation Team, for the purposes of participation by the Applicant in this competition OR that the Applicant has otherwise a legal basis (as identified under the Data Protection Legislation) for providing such Personal data to IE as Contracting Authority for the purposes of participating in this competition.

“**Data Protection Legislation**” means all applicable national and EU data protection laws, regulations and guidelines including but not limited to the Data Protection Acts 1988 to 2018 of Ireland, Regulation (EU) 2016/679 (the “General Data Protection Regulation” or the “GDPR”), and any guidelines and codes of practice issued by the Data Protection Commissioner of Ireland or any other supervisory authority for data protection in Ireland from time to time.

#### 7.6 CONFLICTS OF INTEREST

- (1) It is a pre-condition for each Applicant to pre-qualify that it complies with IE’s policy on conflict of interest set out in this PQQ.
- (2) No person may be a member of more than one Applicant other than as a Sub-Contractor or where the entity is the supplier of proprietary goods/services.
- (3) Applicants are expressly and strictly prohibited from discussing any aspect of their Questionnaire or pre-qualification submission with any other Applicant or members of any other Applicant or otherwise exchanging information or colluding in respect of the goods/services required. Any Applicant who fails to comply with this requirement may be disqualified.
- (4) Any conflicts of interest or potential conflicts of interest that an Applicant (or any member of an Applicant) has with IE or CIE or any member of the CIE Group of companies, or with any other Applicant must be fully disclosed to IE, as soon as they become apparent.
- (5) No Applicant, nor any member of an Applicant, nor any of an Applicant’s advisers, consultants, servants or agents may currently be or have been in the past, an adviser, contractor, consultant, servant or agent to IE in relation to the subject of this procurement process where such involvement could or would lead to a conflict of interest or potential conflict of interest. In such circumstances all

relevant information must be disclosed to IE in advance (on or prior to the deadline for PQQ submissions) and IE will advise, in its absolute discretion, on the appropriate course of action.

- (6) In the event of any conflict or potential conflict of interest, IE may invite Applicant(s) to propose the means or mechanisms by which the conflict or potential conflict may be resolved or dealt with and clarify any mitigation systems in place to deal with any conflicts of interest or potential conflicts of interest and to provide supporting documentation in relation to such mechanisms or mitigation systems.
- (7) IE will, in its absolute discretion, decide on the appropriate course of action which may, in appropriate circumstances, include elimination of an Applicant(s) from this competition and/or terminating any contract entered into with an Applicant or IE may permit the situation to continue provided and conditional upon certain safeguards being put in place and being observed.
- (8) Any “registrable interest” as defined in the Ethics in Public Office Acts, involving the Applicant and/or IE, CIE or any member of the CIE Group, or any member of the Government or Oireachtas or their relatives, must be fully disclosed when responding to this PQQ, or should be communicated to IE immediately where such information becomes known to the Applicant only after submission of a response and duly completed PQQ, and prior to the award of any contract, and IE will, in its sole discretion, decide on the appropriate course of action, which may in appropriate circumstances, result in the Applicant being eliminated from this competition or in any contract with the Applicant being terminated. “Registrable interest” and “relative” are as defined in the Ethics in Public Office Acts.

#### **7.7 ANTI-COLLUSION/INDUCEMENTS/INTERFERENCE**

Applicants are strictly prohibited from discussing any aspect of their application with any other Applicants or otherwise exchanging information or colluding in respect of any matter relating to this procurement process and this competition. Any Applicant (or any member of any Applicant) who fails to comply with this requirement may be disqualified.

## **APPENDIX 1 - PRE-QUALIFICATION QUESTIONNAIRE**

### **GUIDANCE NOTE**

**Appendix 1:** The Applicant must complete this QUESTIONNAIRE. This QUESTIONNAIRE is divided into 8 Parts, all of which must be completed unless otherwise stated. This QUESTIONNAIRE is available in soft copy in Word format and Applicants are permitted to add additional sections to tables etc. as required. There are 2 Declarations in Appendix 1 (in Part 2 and Part 9) which must be completed also.

**Appendix 2:** Where the Applicant is a Consortium, Applicants should note the requirements of Appendix 2 of the PQQ document. EACH MEMBER of a Consortium must complete the QUESTIONNAIRE.

**Appendix 3:** Where the Applicant is proposing a Sub-Contractor, Appendix 3 on Sub-Contractors must be complied with.

**Appendix 4:** Applicants must complete the Statement of Confirmation set out in Appendix 3 and submit this with their fully completed PQQ.

**ENGLISH LANGUAGE:** All parts of the PQQ in Appendix 1, Appendix 2, and Appendix 3 must be completed in the English language.

Please note that all financial information should be denominated in **euro (€)**, except where financial information is being provided in a certified supporting document such as a set of financial statements where it is sufficient for the information to remain in its original currency.

Where information is required by more than one Part in this QUESTIONNAIRE, it need only be provided once BUT its location within this QUESTIONNAIRE MUST be clearly referenced in all other Parts to which it relates. This does not apply to reliance on resources where the specific details of how the Applicant proposes to rely on the resources of others to meet any of the selection criteria (including the minimum qualification criteria, or further selection criteria relating to economic and financial capacity or technical or professional ability) set out in this PQQ.

If any of the Parts in this QUESTIONNAIRE are not relevant to an Applicant, please insert "N/A" or "Not Applicable". Do not leave blanks.

Unless a specific date has been included in the PQQ or QUESTIONNAIRE in relation to the relevant question, where there is any reference in the PQQ or QUESTIONNAIRE to experience within a previous number of years, this means experience gained within the relevant multiple of consecutive twelve (12) month periods occurring prior to the date of issue of the contract notice for the Contract.

**PART 1 APPLICANT DETAILS/INFORMATION (INCLUDING INFORMATION RE GROUPING/CONSORTIUM BIDS/PRIME CONTRACTOR/SUB-CONTRACTORS)**

The answers to the questions in Part 1 must be provided by the Applicant. If the Applicant is a Consortium, refer to Appendix 2, each member of the Consortium must complete a Questionnaire (including any Sub-Contractor who is also a member of a Consortium). The Applicant, when submitting on behalf of a Consortium must be authorised to do so on behalf of all members of the Consortium. If the Applicant is a Prime Contractor and has a Sub-Contractor, but this is not being proposed as a Consortium, but only for sub-contracting purposes, the Sub-Contractor must supply a Declaration in the form set out in Part 9.

**1.1 APPLICANT**

<b>1.1</b>	Full Company Name (full legal name)		
<b>1.2</b>	Business Name/Trading as:		
<b>1.3</b>	Incorporated under the laws of [ <i>identify country of incorporation</i> ]		
<b>1.4</b>	Registered Address/Registered Office		
<b>1.5</b>	Company registration number:		
<b>1.6</b>	Contact details for queries in relation to this questionnaire	Name	
		Email	
		Telephone	
		Company Website	
<b>1.7</b>	VAT Number		
<b>1.8</b>	Directors names and titles		
<b>1.9</b>	Name of Company Secretary		
<b>1.10</b>	Parent Company (where relevant) Details of country of incorporation, shareholding in Applicant, registered office, registered number		
<b>1.11</b>	Names and addresses (full legal names, and registered offices, business addresses) of parties on whose resources the Applicant is relying (if applicable)		
<b>1.12</b>	If the Applicant is a Consortium, confirm if the Applicant is authorised to submit this application on behalf of the Consortium	Tick: Yes	No
		<b>(supply evidence of authorisation)</b>	
<b>1.13</b>	If Applicant is a Consortium supply names of all members of the Consortium (including any Sub-Contractors who are members of the Consortium) and identify proposed lead		

	members if any/roles of each member of the Consortium and details as per 1.2 of this Part 1 Questionnaire	
<b>1.14</b>	If Applicant is a Prime Contractor with a Sub-Contractor but not a Consortium structure (i.e. sub-contracting purposes only for the Sub-Contractor), identify name of Sub-Contractor (s) and full details as per the details required for the Applicant in sections 1.1 – 1.12 inclusive of this Part 1	
<b>1.15</b>	Identify name, email and contact details (phone number), address, title of person who is authorised to be point of contact for IE as Contracting Authority for all Consortia/groups which are not consortia (Prime Contractor and Sub-Contractor)	

## 1.2 APPLICANT STRUCTURE

Is the Applicant a single entity or is it a Consortium (see definition in the PQQ at section 2.1) or Prime Contractor/Sub-Contractor:

*Tick as appropriate*

Single Entity

Consortium

Prime Contractor/Sub-Contractor

[list names/roles/structure]

I/we confirm that the representative named Part 1.1 above is authorised to act as agent on behalf of the Applicant and the principal contact for the Applicant in dealings with IE.

*(Please note: Power of Attorney not required at this stage)*

Signed (to be completed by ALL Applicant and if the Applicant is a Consortium, SEPARATELY by EACH Member)

Signature and DATE	Name	Title	For and on behalf of (Member's name to be stated in full)
Signed: Name: Dated:			
Signed: Name: Dated:			
Signed: Name: Dated:			

### 1.3 DETAILS OF SUB-CONTRACTING ARRANGEMENTS

Details of all proposed sub-contracting arrangements, whether by a Consortium or an individual Applicant who is a Prime Contractor and proposes to use a Sub-Contractor for sub-contracting purposes only (but not as a Consortium), must be fully disclosed. (Note that all sub-contracting is subject to the prior written consent of IE under the terms of the Contract, in its absolute discretion and IE may withhold such consent in its absolute discretion and the details required by Appendix 3 submitted with this application.

Name of Proposed Sub-Contractor (full legal name, registered office, registered number, country of incorporation, trading or business name)	Role of Proposed Sub-Contractor

If the Sub –Contractors are members of a Consortium, they may be required to be jointly and severally liable to IE for the performance of the Contract, on any contract award.

Irrevocable letters of authority from each Sub-Contractor confirming their proposed role in the Applicant, whether as Sub-Contractor only, or also members of the consortium, (in which case the sub-contractor must also complete this Questionnaire), must also be enclosed.

Where reliance on resources of any Sub-Contractor is also sought by any Applicant to meet any of the Selection Criteria, a separate legally binding letter of authority must be included with the PQQ submission when returning in compliance with section 2.3 of the PQQ, identifying the specific nature of the reliance on resources in each case, to meet the specific qualitative selection criteria.

### 1.4 RELIANCE ON RESOURCES (to be completed separately by the Applicant or a Member)

Applicants refer to Section 2.3 of the PQQ in relation to the requirements on reliance on resources to meet any of the selection criteria.

*Tick if appropriate written evidence of such support/reliance on resources of others for financial and economic capacity (whether in respect of the minimum qualification financial criteria on turnover or any other selection criteria relating to economic and financial capacity set out in the PQQ, in compliance with section 2.3 of the PQQ*

Reference to where enclosed:

*Tick if appropriate written evidence of such support/reliance on resources of others to meet any other Selection Criteria relating to technical and/or professional ability is enclosed, in compliance with section 2.3 of PQQ*

Reference to where enclosed:

**NOTE:** It is essential that where reliance on resources is sought from any other person or entity in respect of any of the Selection Criteria, whether of economic and financial capacity or of technical and/or professional ability, or both, full supporting evidence and accompanying documentation is provided in each relevant section/criteria where reliance on resources is sought, and the requirements of that section on reliance on resources under each criteria, are met, as per section 2.3 of the PQQ and the requirements of the Utilities Directive and Utilities Regulations.

**PART 2 (QUESTIONNAIRE) INFORMATION/DECLARATION RE MINIMUM QUALIFICATION CRITERIA**

**Minimum Qualification Criteria – Financial**

In the case of reliance upon the financial resources of another entity (see Section 5.1), **Part 2 must ALSO be completed by that other entity as well as Declaration of Eligibility to be furnished by the third party being relied upon.**

**Turnover**

Please provide details of the annual turnover which must equal or exceed € 100,000,000.00 per annum for the last three audited financial year ends.

Audited accounts (last 3 years)		Current (y)	Y-1 year	Y-2 years	Y-3 years
<b>A</b>	Date of accounting year				
<b>B</b>	Annual turnover €				

In the case of a consortium, the turnover threshold must be met by the combined annual turnover of all members of the consortium in each of the last 3 audited financial years. Please provide a reconciliation of the turnover figure quoted below to the turnover figure as per the financial statements:

For each member of the consortium	y-1 year	y-2 year	y-3 year
Total			
Total per financial statements			

Tick to confirm that this meets the minimum qualification criteria in respect of turnover as outlined in this Part 2

Tick to confirm that supporting documentation (audited financial statements and / or certified statements of turnover from an independent accountant) has been provided with reference to this Part 2. Supporting documentation **MUST** be provided. If an Applicant is relying on resources of another entity/entities, the same information must be provided in relation to that entity/those entities.

Tick to confirm if Applicant is relying on combined turnover of consortium members or those of other any other persons/entities, in order to meet the minimum financial qualification criteria relating to turnover. In the case of an Applicant that is a consortium or grouping, the turnover requirement set out above may be met by the combined annual turnover of all members of the consortium in each of the last three audited financial years. Please provide a reconciliation of the turnover figure quoted below to the turnover figure as per the financial statements.

**DECLARATION SIGNED:** \_\_\_\_\_

**BY (FULL Name)**

**Duly Authorised for and on behalf of:** \_\_\_\_\_

**DATED:** \_\_\_\_\_

Question	
<p><b>Annual turnover over the last three financial years of €100M.</b></p> <p>A minimum annual turnover of € 100,000,000.00 per annum for the last three audited financial year ends. Applicants must provide evidence of turnover that is satisfactory to IE, <u>by way of signed auditor’s statement and a copy of the audited accounts for the last three financial years.</u></p>	Choose an item.
<p><b>Financial stability and robustness (e.g. balance sheet strength, liquidity)</b></p> <p>Applicants must provide copies of audited financial statements for the last three financial years, including auditors’ reports and notes to the accounts. Where the most recent audited financial statements are not yet available, draft accounts may be provided with an appropriate explanation. Applicants must also confirm any material changes to their financial position since the last audited accounts, including any contingent liabilities or events that could impact their ability to deliver the Contract. The Contracting Authority reserves the right to request additional information to support the assessment of financial capacity.</p>	Choose an item.
<p><b>Ability to manage contract cash flow and financial risk</b></p> <p>Applicants are required to demonstrate their ability to manage contract cash flow and financial risk by providing a concise written statement (Max 2 pages Arial font 10) outlining their approach, supported by relevant examples of similar projects.</p>	Choose an item.

**PART 3 (QUESTIONNAIRE) N/A**

**PART 4 (QUESTIONNAIRE) TECHNICAL/PROFESSIONAL QUALITATIVE CRITERIA: RELEVANT EXPERIENCE**

Please provide details in relation to **relevant contracts** completed by the Applicant or any of its Consortium members (including a Sub-Contractor) where a Consortium is the Applicant and identify if any resources of Consortium members are being relied upon (including any Sub-Contractor who is a Consortium member) to fulfil this Selection Criteria and provide full details and legally binding Letter of Support/Undertaking from the entity providing the resources and any supporting documentation required by IE. Relevant contracts are those most closely relating to the requirements for the Contract as detailed in the Contract Notice and in this PPQ document Please provide the following details

Where the Applicant is a Prime Contractor with a Sub-Contractor but not a Consortium, and resources of a Sub-Contractor are being relied upon to fulfil this Selection Criteria, please provide evidence of the experience of the Sub-Contractor under at least 1 relevant contracts, and evidence of management of a supply chain by the Applicant as a Prime Contractor, and provide full details and legally binding Letter of Support/Undertaking from the entity providing the resources and any supporting documentation required by IE.

**4.1 Criterion 1**

**Previous Experience of Managing Design and Buildability in a Complex Civil and Structural Environment  
Reference 1:**

<b>Project Example Number</b>	<b>PROJECT 1</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  <b>Maximum response three A4 Page – Font Arial 10</b>	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

#### 4.1 Criterion 1

#### Previous Experience of Managing Design and Buildability in a Complex Civil and Structural Environment Reference 2:

<b>Project Example Number</b>	<b>PROJECT 2</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  <b>Maximum response three A4 Page – Font Arial 10</b>	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

**4.1 Criterion 1**
**Previous Experience of Managing Design and Buildability in a Complex Civil and Structural Environment  
 Reference 3:**

<b>Project Example Number</b>	<b>PROJECT 3</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  <b>Maximum response three A4 Page – Font Arial 10</b>	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

**Summary – Check when appropriate**

	Retaining structures	Track works	Earthworks	Drainage	Permanent way interfaces	Associated temporary works
Project Reference 1	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Project Reference 2	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Project Reference 3	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**4.2 Criterion 2**
**Previous Experience of Delivery in a Complex Civil and Structural Environment**
**Reference 1:**

<b>Project Example Number</b>	<b>PROJECT 1</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  Maximum response three A4 Page – Font Arial 10	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

**4.2 Criterion 2**
**Previous Experience of Delivery in a Complex Civil and Structural Environment**
**Reference 2:**

<b>Project Example Number</b>	<b>PROJECT 2</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  Maximum response three A4 Page – Font Arial 10	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

**4.2 Criterion 2**
**Previous Experience of Delivery in a Complex Civil and Structural Environment**
**Reference 3:**

<b>Project Example Number</b>	<b>PROJECT 3</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  Maximum response three A4 Page – Font Arial 10	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

**4.3 Criterion 3**
**Commercial and Risk Management Competence in a Complex Civil and Structural Environment**  
**Reference 1:**

<b>Project Example Number</b>	<b>PROJECT 1</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  <b>Maximum response three A4 Page – Font Arial 10</b>	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

#### 4.3 Criterion 3

#### Commercial and Risk Management Competence in a Complex Civil and Structural Environment Reference 2:

<b>Project Example Number</b>	<b>PROJECT 2</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  <b>Maximum response three A4 Page – Font Arial 10</b>	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

**4.3 Criterion 3**

**Commercial and Risk Management Competence in a Complex Civil and Structural Environment  
Reference 3:**

<b>Project Example Number</b>	<b>PROJECT 3</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  <b>Maximum response three A4 Page – Font Arial 10</b>	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

Please copy format of table above for each additional contract reference to be provided.

**RELIANCE ON RESOURCES FOR Technical/Professional Ability – relevant experience: Please refer to note at the top of this Part 4**

**PART 5 (QUESTIONNAIRE) N/A**

**PART 6: (QUESTIONNAIRE) QUALITY MANAGEMENT SYSTEMS AND ENVIRONMENTAL POLICY**

Part 6 should be completed by the Applicant and by EACH Member of the Consortium. Identify if any resources of Consortium members (including any Sub-Contractor) are being relied upon (including any Sub-Contractor who is a Consortium member) by the Applicant in order to fulfil this Selection Criteria and provide full details and legally binding Letter of Support/Undertaking from the entity providing the resources and any supporting documentation required by IE. Where the Applicant is a Prime Contractor with a Sub-Contractor but not a Consortium, and resources of a Sub-Contractor are being relied upon to fulfil this Selection Criteria, please provide full details and legally binding Letter of Support/Undertaking from the entity providing the resources and any supporting documentation required by IE.

Question	
<p>Do you as the main Applicant or Member have a formal quality management system in place that is current and certified as compliant with ISO 9001:2015 or an equivalent recognized standard?</p> <p>If the answer is Yes, please provide a copy of the certificate with your submission. If the answer is No, please respond to question below</p>	<p>Choose an item.</p>
<p>Do you as the main Applicant or Member have a have a documented Quality Management System in place which is subjected to internal or external audit?</p> <p>If the answer is Yes, please provide a copy of the document with your submission. If the answer is No, then this is a fail and will result in disqualification from the competition.</p>	<p>Choose an item.</p>

**PART 7: (QUESTIONNAIRE) HEALTH AND SAFETY**

To be completed by the Applicant and by each member of a Consortium. Identify if any resources of Consortium members (including any Sub-Contractor) are being relied upon (including any Sub-Contractor who is a Consortium member) by the Applicant in order to fulfil this Selection Criteria and provide full details and legally binding Letter of Support/Undertaking from the entity providing the resources and any supporting documentation required by IE. Where the Applicant is a Prime Contractor with a Sub-Contractor but not a Consortium, and resources of a Sub-Contractor are being relied upon to fulfil this Selection Criteria, please provide full details and legally binding Letter of Support/Undertaking from the entity providing the resources and any supporting documentation required by IE.

Question	
<p>Do you as the main Applicant or Member have an externally audited Occupational Health and Safety Management System to ISO 45001, OHSAS 18001 or equivalent.</p> <p>If the answer is Yes, please provide a copy of the certificate with your submission. If the answer is No, then this is a fail and will result in disqualification from the competition.</p>	Choose an item.
<p>Provide a copy of the company Safety Management System (for example Safety Manual or Safety Statement or equivalent). This must be a signed and dated copy.</p> <p>If the Applicant does not have a SMS in place, then this is a fail and will result in disqualification from the competition</p>	Choose an item.
<p>Self- certify that the Safety Management System (for example Safety Manual or Safety Statement or equivalent) complies with current legislative requirements.</p>	Choose an item.
<p>Confirmation that the Applicant (or any third party whom they rely upon) have the ability to perform the role of the PSCS (Project Supervisor Construction Stage) and experienced staff.</p> <p>Applicants shall provide details of at least one project example where they undertook the role of PSCS, including a worked Health and Safety Plan for that project, as evidence of their capability and experience in carrying out the duties associated with the role. Please fill out spreadsheet below with Project Reference.</p>	Choose an item.

<b>Project Example Number</b>	<b>H&amp;S Project - example where Applicant undertook the role of PSCS</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Brief Description Contract Requirements</b>  <b>Maximum response two A4 Page – Font Arial 10</b>	[Please enter description of the works here]
<b>Worked Health and Safety Plan</b>	[Please enter details here]
<b>Completion Contract value</b>	[Please enter value here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

## PART 8: (QUESTIONNAIRE) ORGANISATIONAL SUSTAINABILITY

Part 8 should be completed by the Applicant and by EACH Member of the Consortium. Identify if any resources of Consortium members (including any Sub-Contractor) are being relied upon (including any Sub-Contractor who is a Consortium member) by the Applicant in order to fulfil this Selection Criteria and provide full details and legally binding Letter of Support/Undertaking from the entity providing the resources and any supporting documentation required by IE. Where the Applicant is a Prime Contractor with a Sub-Contractor but not a Consortium, and resources of a Sub-Contractor are being relied upon to fulfil this Selection Criteria, please provide full details and legally binding Letter of Support/Undertaking from the entity providing the resources and any supporting documentation required by IE.

Iarnród Éireann are committed to embedding sustainability into its everyday operations.

In its Sustainability Strategy 2021-2030, Iarnród Éireann has set out its environmental, social and economic sustainability objectives. The Strategy identifies key goals and commitments to be delivered by 2030.

It is recognised that a key driver in ensuring that, as an organisation, Iarnród Éireann can deliver on these goals and commitments will be the implementation of procurement processes, which focus on the sustainability of the goods and services that we purchase, and which ensure that we continuously seek to engage with suppliers whose values are aligned with our objectives.

Applicants are required to complete Part 8, as a true reflection of their organisations approach to managing sustainability.

**Question**

Do you as the main Applicant or Member have an environmental management system appropriate to the scale and nature of the contract, accredited to ISO 14001 or equivalent.

If the answer is Yes, please provide a copy of the certificate with your submission. If the answer is No, then this is a fail and will result in disqualification from the competition.

Choose an item.

**8.1 Criterion 4**
**Organisational Sustainability**
**Reference 1:**

<b>Project Example Number</b>	<b>PROJECT 1</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  <b>Maximum response three A4 Page – Font Arial 10</b>	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

**8.1 Criterion 4**
**Organisational Sustainability**
**Reference 2:**

<b>Project Example Number</b>	<b>PROJECT 2</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  Maximum response three A4 Page – Font Arial 10	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

**8.1 Criterion 4**
**Organisational Sustainability**
**Reference 3 (optional):**

<b>Project Example Number</b>	<b>PROJECT 3 optional</b>
<b>Project Name</b>	[Please enter Project name here]
<b>Name and Location of Contract</b>	[Please enter Name and location here]
<b>Name of Awarding Entity</b>	[Please enter Name here]
<b>Reference to complex civil and structural works within restricted environments</b>	[Please enter details here]
<b>Brief Description of Contract Requirements</b>  <b>Maximum response three A4 Page – Font Arial 10</b>	[Please enter description of the works here]
<b>Details of contract performance and identify any elements that may have been sub-contracted.</b>	[Please enter details here]
<b>Please provide details of resources deployed on this Contract, e.g. number of employees and category – management, admin, employees, other.</b>	[Please enter details here]
<b>Original tendered contract value</b>	[Please enter value here]
<b>Completion Contract value</b>	[Please enter value here]
<b>Reason for difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>Contract Commencement Date</b>	[Please enter date here]
<b>Planned Contract End Date</b>	[Please enter date here]
<b>Actual date of contract completion</b>	[Please enter date here]
<b>Reason for any difference (if any)</b>	[Please enter any difference (if applicable) here]
<b>*Name of Project Contact Referee</b>	[Please enter Name here]
<b>*Project Contract referee details:</b>	[Please enter address, telephone number and email details here]

**PART 9: (QUESTIONNAIRE) DECLARATION OF ELIGIBILITY****DECLARATION (AS PER REGULATION 89(1) OF THE EUROPEAN UNION (AWARD OF CONTRACTS BY UTILITY UNDERTAKINGS) REGULATIONS 2016**

**APPLICANTS PLEASE NOTE No 1:** Where the Applicant is a Consortium or Grouping, **EACH** Member of the Consortium/Grouping (as identified at Part 1.2) **MUST COMPLETE A DECLARATION OF ELIGIBILITY SEPARATELY**. Where the Applicant proposes to use a Sub-Contractor, whether they are part of a Consortium or whether they are not, and acting in the latter case for sub-contracting purposes only, each **SUB-CONTRACTOR MUST COMPLETE A DECLARATION OF ELIGIBILITY**.

**APPLICANTS PLEASE ALSO TAKE ACCOUNT OF NOTE No 2** set out at the end of this Declaration, when completing this Declaration.

**APPLICANTS PLEASE REFER TO NOTE No 3** set out at the end of the Declaration, before executing this Declaration.

**RE: CONTRACT NOTICE FOR THE SUPPLY OF SERVICES required by IARNRÓD ÉIREANN-IRISH RAIL**  
**NAME: (of Applicant) (each Consortium Member of any entity on whom the Applicant relies, must complete a separate Declaration in this form):**

**ADDRESS:**

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**COUNTRY:**

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On behalf of the Applicant, and having been duly authorised by the Applicant, I sincerely declare that:

1. the Applicant itself or any person who is a member of the administrative, management or supervisory body of the Applicant or has powers of representation, decision or control in the Applicant has not been the subject of a conviction for one or more of the following reasons:
  - (a) participation in a criminal organisation, as defined in Article 2 of Council Framework Decision 2008/841/JHA;
  - (b) corruption, as defined in Article 3 of the Convention on the fight against corruption involving officials of the European Communities or officials of Member States of the European Union and Article 2(1) of Council Framework Decision 2003/568/JHA as well as corruption as defined in the law of Ireland or the law of the Member State of the European Union, other than Ireland, in which the Tenderer is established;
  - (c) fraud within the meaning of Article 1 of the Convention on the protection of the European Communities' financial interests;
  - (d) terrorist offences or offences linked to terrorist activities, as defined in Articles 1 and 3 of Council Framework Decision 2002/475/JHA respectively, or for inciting or aiding or abetting or attempting to commit an offence, as referred to in Article 4 of that Framework Decision;
  - (e) money laundering or terrorist financing, as defined in Article 1 of Directive 2005/60/EC of the European Parliament and of the Council; or

(f) child labour and other forms of trafficking in human beings as defined in Article 2 of Directive 2011/36/EU of the European Parliament and of the Council.

2. The Applicant:

(a) is not in breach of its obligations relating to the payment of taxes or social security contributions;

(b) in the performance of a public contract, has not failed to comply with applicable obligations in the fields of environmental, social and labour law that apply at the place where the works are carried out or the services provided, that have been established by EU law, national law, collective agreements or by international, environmental, social and labour law listed in Annex X of Directive 2014/24/EU;

(c) is not bankrupt or the subject of insolvency or winding-up proceedings, its assets are not being administered by a liquidator or by the court, it is not in an arrangement with creditors, its business activities are not suspended nor is it in any analogous situation arising from a similar procedure under the law of Ireland;

(d) is not guilty of grave professional misconduct;

(e) has not entered into agreements with other economic operators aimed at distorting competition;

(f) is not aware of any conflict of interest within the meaning of Article 24 of Directive 2014/24/EU;

(g) has not had any prior involvement in the preparation of the procurement process;

(h) has not shown significant or persistent deficiencies in the performance of a substantive requirement under a prior public contract, a prior contract with a contracting entity, or a prior concession contract, which led to early termination of that prior contract, damages or other comparable sanctions;

(i) has not been guilty of serious misrepresentation in supplying the information required for the verification of the absence of grounds for exclusion or the fulfilment of the selection criteria, has not withheld such information and is able to submit the supporting documents required pursuant to Article 59 of Directive 2014/24/EU;

(j) has not undertaken to unduly influence the decision-making process of Iarnród Éireann-Irish Rail, to obtain confidential information that may confer upon it undue advantages in the procurement process or to negligently provide misleading information that may have a material influence on decisions concerning exclusion, selection or award.

**I understand and acknowledge that the provision of inaccurate or misleading information in this Declaration may lead to the Applicant being excluded from participation in this procurement process and/or in future procurement processes.**

**SIGNATURE**

\_\_\_\_\_

**DATE:**

\_\_\_\_\_

**NAME:**

\_\_\_\_\_

**TEL:**

\_\_\_\_\_

**POSITION:**

\_\_\_\_\_

\_\_\_\_\_

**NOTE NO 2: MEASURES TAKEN BY APPLICANT:** Where any one of more of the Exclusion Grounds set out above in the Declaration applies, the Applicant **must** include details of such Exclusion Ground with its PQQ submission and, where the Applicant is not precluded from doing so under Article 57(6) of Directive 2014/24/EU, the Applicant may provide evidence to the effect that measures taken by the Applicant are sufficient to demonstrate the Applicant's reliability despite the existence of a relevant Exclusion Ground as is referred to in Article 57(12) of Directive 2014/24/EU. The evidence provided by the Applicant will be taken into account by Iarnród Éireann-Irish Rail in considering whether or not to exclude the Applicant from further participation in the procurement process. Nothing in this Schedule or in this PQQ document shall preclude the submission by the Tenderer of a European Single Procurement Document (ESPD) referred to in Article 59(1) of Directive 2014/24/EU.

**NOTE NO 3: EXECUTION:** This Declaration must be signed by a duly authorised person in the Applicant's organisation. In the case of a company, a Director of the company or the Company Secretary must sign this declaration.

### **EVIDENCE FOR SELECTION**

The signatory to this Declaration declares that the economic operator is able to provide the necessary supporting documents required which are not available electronically upon request and without delay.

I understand and acknowledge that the provision of inaccurate, or misleading, or false information in this Declaration may lead to the economic operator/my firm/company/business/partnership being rejected and excluded from participation in this procedure.

THIS DECLARATION has been made to the best of my knowledge and belief for and on behalf of [*Name of economic operator/entity*]:

SIGNATURE: .....

DATE: .....

FULL NAME (in block capitals): .....

*(Signature must be that of a Director/Principal)*

TITLE: .....

Witness: .....

Name: *(Block Capitals)*: .....

Occupation: .....

*Please note, confirmation/re-execution/notarisation of the Declaration may sought prior to any contract being awarded.*

## APPENDIX 2 – CONSORTIUM SUBMISSION REQUIREMENTS

### CONSORTIUM ARRANGEMENTS

- (a) Consortium: each member of the Consortium must complete a Questionnaire setting out its full details, legal structure, role in the Consortium for this Contract, and complete the details required by Part 1 Questionnaire.
- (b) Sub-Contractors: Where a Sub-Contractor is also a member of a Consortium, it must complete the Questionnaire. Where a Sub-Contractor is acting in the role of sub-contracting only, and is not part of a Consortium, it need not complete the Questionnaire but full details must be provided by the Applicant of the Sub-Contracting and proposed sub-contracting.
- (c) Authorised designated person: the Applicant must supply full details of the person/entity designed to act as the nominated person/entity in respect of all members of the Consortium for contact from IE in relation to this competition, and of the nominated person authorised to act for a Prime Contractor and Sub-Contractor in respect of all contact from IE in relation to this competition.
- (d) Declarations: All members of a Consortium must complete a Declaration of Eligibility in the form set out in Part 9 Questionnaire
- (e) Choice of legal structure: An Applicant's choice of legal structure (e.g. joint venture, partnership, incorporated/unincorporated) will not be relevant in assessing eligibility at this time.
- (f) Each member's role must be stated: Parts 1.2 – 1.4 of the Questionnaire must be completed in full and each member's role in the consortium and/or any sub-contracting arrangements identified. In addition, the details requested in the forms contained at the end of this appendix must also be supplied. Details of the actual or proposed percentage shareholding of the constituent members of the consortium must be disclosed.
- (g) Legally Binding Letter of authorisation and undertaking: An Applicant consisting of a consortium must include in its PQQ submissions, with the duly completed Questionnaire, an irrevocable and unconditional letter of authorisation and undertaking from each member of the consortium authorising the Applicant to make the applicant and to confirm that they are aware of their requirements and undertake to make available all necessary resources where required to fulfil their role in the proposed consortium.
- (h) Specific Legal Form not required for a consortium: A consortium howsoever constituted, will not be required to convert into a specific legal form in order to submit a tender. If the consortium is not proposing to form a single legal entity, full details of alternative arrangements must be provided.
- (i) If a legal form is proposed by Applicant: If a consortium intends to convert into a special legal form for the purpose of providing the required good/services, full details of the proposed legal structure and/or principal contractual relationships must be outlined in response to this PQQ. Where a grouping/consortium proposes to contract via a single legal entity whether through the incorporation of an SPV or otherwise, Applicants should note that details of the actual or proposed percentage shareholding of the consortium members in the SPV must be disclosed. Applicants should also note that an SPV's obligations may be required to be guaranteed by each group member/member of the grouping/consortium in the event of that Applicant being invited to tender and that tender being accepted.
- (j) Prime Contractors and Sub-Contractors: If the Applicant consists of a prime contractor and a sub-contractor or group of sub-contractors, this PQQ and the submissions required in the Appendices to this PQQ must be completed by the Applicant as "Prime Contractor" with full details of the proposed sub-contractor(s) and the prime contractor must identify the sub-contractor(s) and their proposed role in the process. If a consortium proposes to act as a prime contractor, this must also be disclosed. An irrevocable letter of undertaking from

any proposed sub-contractor(s) authorising the prime contractor to make this application to this PQQ on its behalf, executed under seal or as a deed, as an irrevocable and unconditional letter of authority from a sub-contractor authorising the prime contractor to disclose details of the proposed sub-contracting arrangements, must be submitted by the prime contractor with its submissions.

- (k) **Lead Consortium member:** A consortium must identify a lead consortium member who is authorised by all the other members of the consortium as the lead consortium member authorised to deal with this application, and the role of all other consortium members must be identified. IE shall be entitled to assume that the lead consortium member has the authority to bind all other members of the consortium and IE reserves the right to seek satisfactory evidence of the authority of the lead consortium member to bind all other members of the consortium. All contact with the consortium will be conducted by IE with the lead consortium member who will act as the contact person for the consortium for this competition (the "Contact Person") and IE reserves the right to disregard contact with any other member of the consortium and/or to report such contact to the lead consortium member.

#### **JOINT AND SEVERAL LIABILITY**

If, on any contract award, the contract is awarded to a consortium or grouping, then, other than in respect of a prime contractor / sub-contractor relationship, each member of the consortium will be required to be jointly and severally liable to IE for the performance of the Contract and delivery of the required goods/services.

If the grouping consists of a prime contractor and a sub-contractor(s), and the sub-contractor(s) are not members of a consortium and the application is being made by the prime contractor, the prime contractor will be fully liable to IE for all the acts and omissions of its sub-contractors under the terms and conditions of the Contract.

#### **CHANGES TO CONSORTIUM ARRANGEMENTS**

Any change in the ownership, structure or control of the Applicant or where the Applicant is a consortium, in the ownership, structure or control of any members of the consortium, or in the roles of the members of a consortium after the Applicant has submitted its PQQ submissions and Questionnaire, must be notified in writing by the Applicant to IE as soon as the Applicant is aware of same or of such proposals, failure to do so may lead to disqualification of the Applicant. Any such changes must be approved by IE in its absolute discretion and IE may withhold approval for any such changes and may exclude the Applicant from any further participation in this competition.

#### **Information Required on Legal Form of Consortium/Grouping**

**Is the Consortium?** *Tick as appropriate*

Limited Company/incorporated entity

Yet to be incorporated

Not to be incorporated

#### **SPV / Legal Entity formed by Consortium:**

Group of Members (Not an SVP)

Joint Venture

Partnership

Other

**If the company is incorporated, please provide the following:**

Country of registration: \_\_\_\_\_

Year of Incorporation: \_\_\_\_\_

Company Registration Number: \_\_\_\_\_

Amount of Issued Share Capital: \_\_\_\_\_

**Consortium Activities**
**Is it proposed that the Consortium will be a single purpose entity formed solely to undertake the Contract?**
*Tick as appropriate*

Yes

No

**If no, in what other undertakings will the Consortium be involved?****Members of Consortium**

In the case of an Applicant which is a Consortium, please detail the name of each Member (as previously detailed in Part 1.2) and provide a description of the relationship between Members of the Consortium ( [Original legally binding and irrevocable and unconditional letters of authority from each of the other consortium members must be enclosed in relation to the person/entity that is acting as the lead consortium member] )

Full Name and Address of Member (and details of entity on whose resources the Member is relying if applicable )	Role within Consortium and Contract (lead consortium member must be identified, role of other consortium members, Sub-contractors must be identified...

**Signed:** \_\_\_\_\_

**Name (BLOCK CAPITALS):** \_\_\_\_\_

**Title:** \_\_\_\_\_

**Duly Authorised For and on behalf of:** \_\_\_\_\_

**Dated:** \_\_\_\_\_

### APPENDIX 3 – REQUIREMENTS CONCERNING SUB-CONTRACTORS

- 1 All Sub-Contractors proposed must be identified by the Applicant and full details provided in the Questionnaire.
- 2 All Sub-Contractors must execute a Declaration of Eligibility.
- 3 If a Sub-Contractor is also a member of a Consortium, it must also complete the Questionnaire
- 4 Nature of trading of Sub-Contractor, legal status, type of goods/services produced/ type of organisation and legal structure, ownership of Sub-Contractor, country of incorporation, registered address, business address, website, registration number, details of any patents/trademarks/domain names.
- 5 Details of the role proposed for this Sub-Contractor for this Contract in terms of works/goods/services/resources to be supplied and proposed percentage of sub-contracting proposed by the Prime Contractor (it is not possible to sub-contract 100% of the Contract) and percentage of obligations proposed to be assigned to a Sub-Contractor
- 6 Details of relevant resources/experience of Sub-Contractor, in context of Contract, where required

**APPENDIX 4 - APPLICANTS STATEMENT OF CONFIRMATION ENCLOSING  
COMPLETED PQQ****STATEMENT OF CONFIRMATION****TO: IARNRÓD ÉIREANN-IRISH RAIL (“IE”)****RE: CONTRACT NOTICE FOR THE SUPPLY OF SERVICES TO IE**

On behalf of [ ] (*insert full legal name of Applicant*) [*name of entity on whom the Applicant relies to satisfy any of the selection criteria*], I hereby agree and declare the following:

- 1 I declare that to the best of my knowledge the answers submitted to questions and statements contained in any Declarations duly completed and referred to in the Pre-Qualification Questionnaire are correct.
- 2 I understand that the information provided will be used in the selection process to assess my organisation’s suitability to be invited to participate further in this procurement, and I am signing on behalf of [ ] (*insert name of Applicant/ supporting entity*).
- 3 I accept all the terms and conditions of this Pre-Qualification Questionnaire.
- 4 I agree to supply IE with such supporting information, verification, documentation and references to support this application, at any time during the procurement process in respect of this competition, not limited to the pre-qualification stage, and to confirm the status of all such information and documentation, including the execution by way of notarisation of Declarations, if required, at tender/contract award stage.
- 5 I undertake to inform IE promptly of any matter which would or could alter any of the information given in response to this PQQ.
- 6 I agree that, if awarded the contract, [ ] (*insert name of Applicant/ supporting entity*) shall comply with all applicable obligations in the field of environmental, social and labour law.
- 7 I confirm all sections and Parts of the PQQ have been completed by us and all relevant information and documentation is attached to our completed PQQ which is being submitted by us to IE.
- 8 I confirm that we are aware of IE’s requirements in respect of conflicts of interest, and of the provisions of Article 42 of Directive 2014/25/EU (Utilities Directive) on conflicts of interest, and I declare that (unless otherwise set out in the Declaration completed by us and referred to in Part 9 of this PQQ), we are not aware of any conflict of interest of the [ ] (*insert name of Applicant/supporting entity*) in relation to these requirements.
- 9 I confirm that all “Data Subjects” whose “Personal Data” is provided in this Application and PQQ Questionnaire and supporting documentation, have consented to the processing of such Personal Data by the Applicant, all members of the Consortium where the Applicant is a Consortium, by a Sub-Contractor where the Applicant is a Prime Contractor with a Sub-Contractor, by IE as Contracting Authority, and by IE’s Evaluation Team, for the purposes of participating in this competition, or that we otherwise have a legal basis for providing such Personal Data to IE as the Contracting Authority for the purposes of participating in this competition and that we will provide evidence of such consents and/or legal basis to IE as the Contracting Authority upon request.

10 I confirm that the Declarations referred to at Parts 2 and 8 of this PQQ have been duly completed and executed and are part the PQQ duly completed by us.

**SIGNED FOR THE APPLICANT:**

**SIGNATURE:**

---

**FULL NAME (BLOCK CAPITALS):**

---

**TITLE:**

---

**DATE:**

---

**Duly Authorised for and on behalf of:**

---

**Witness:**

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**Name (BLOCK CAPITALS):**

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## APPENDIX 5 – FOREIGN SUBSIDIARY REGULATIONS

### FSR Annex regarding the application of Regulation (EU) 2022/2560 in respect of Foreign Subsidies to the Competition

**Applicant Note: EU Regulation 2022/2560 (the Foreign Subsidies Regulation) applies to this Competition, this Annex forms part of the PQQ.**

#### EU Regulation 2022/2560 – the Foreign Subsidies Regulation

Applicants are referred to Regulation (EU) 2022/2560 of the European Parliament and of the Council on foreign subsidies distorting the internal market - the Foreign Subsidies Regulation (the “FSR”).

The FSR requires Applicants (as well as its subsidiaries and holding companies, and main subcontractors and main suppliers, being those whose products or services relate to key elements of the contract or exceed 20% of the value of the contract) to notify the Contracting Entity whether they are subject to qualifying foreign subsidies.

Applicants are also referred to Annex II to the Implementing Regulation, namely Form FS-PP relating to the notification of financial contributions in the context of public procurement procedures pursuant to Regulation (EU) 2022/2560.

The following is a high-level summary of the FSR but is not warranted in terms of accuracy and Applicants should review the FSR itself and the associated Implementing Regulation 2023/1441 of 10 July 2023 (the “Implementing Regulation”), as well as any applicable EU guidance, for a definitive explanation of the position.

The FSR applies to contracts with an estimated value of €250m or above.

The FSR applies to foreign financial contributions which arise where a third country (i.e. any country other than the EU member states – for example the United Kingdom is a “third country” for these purposes) provides (directly or indirectly) a financial contribution which confers a benefit on an undertaking engaging in an economic activity in the internal market and which is limited, in law and in fact, to one or more undertakings or industries.

It shall include:

- a) The transfer of funds or liabilities, such as capital injections, grants, loans, loan guarantees, fiscal incentives, the setting off of operating losses, compensation of financial burdens imposed by public authorities, debt forgiveness, debt to equity swaps or rescheduling;
- b) The foregoing of revenue that is otherwise due, such as tax exemptions or the granting of special or exclusive rights without adequate remuneration; or
- c) The provision of goods or services or the purchase of goods or services.

A financial contribution provided by a third country shall include a financial contribution provided by:

- a) the central government and public authorities at all other levels;
- b) foreign public entity whose actions can be attributed to the third country, taking into account elements such as the characteristics of the entity and the legal and economic environment prevailing in the State in which the entity operates, including the government’s role in the economy; or
- c) a private entity whose actions can be attributed to the third country, taking into account all relevant circumstances.

An **FSR Notification** shall be required where the foreign financial contributions from any third country have a value of €4million or above per third country (the “Notification Threshold”) in the three years prior to the date of the FSR Notification.

An **FSR Declaration** shall be required where foreign financial contributions from any third country do not reach the Notification Threshold in the three years prior to the date of the FSR Declaration.

The FSR requires that all Applicants make either:

- a) An FSR Notification detailing foreign financial contributions received; or
- b) An FSR Declaration declaring that notifiable foreign financial contributions meeting the relevant threshold have not been received.

Applicants are therefore required to include a completed Appendix 6 (or part thereof, as may be applicable) in their PQQ submission.

The Contracting Entity is required to transmit all FSR Notifications and FSR Declarations received to the European Commission, who may take various steps as set out in the FSR. The Contracting Entity will not conclude the public contract with any preferred Tenderer who is in receipt of a qualifying foreign subsidy until the European Commission has concluded its review or investigation. Where the European Commission has determined that a contract may not be awarded to a particular Tenderer by virtue of a distorting subsidy, the Contracting Entity may award the contract to the Tenderer having submitted the next ranked Tender.

The Contracting Entity is also entitled to make inquiries of Applicants to determine whether an Applicant is in receipt of a foreign financial contributions and may also communicate to the European Commission any suspicions that it has that an Applicant/Tenderer may be in receipt of an undisclosed foreign financial contributions.

**Applicants are required to submit with the PQQ submission either a FSR Notification or FSR Declaration – failure to submit may result in disqualification.**

### Declaration of no foreign financial contributions

[To be completed by notifying parties where the value of the procurement procedure is equal to or greater than the financial thresholds in Article 28 of Regulation (EU) 2022/2560 and where the notifying party has **not** been in receipt of any foreign financial contributions]

TO: **Iarnród Éireann-Irish Rail (IÉ)**

RE: **Tender Ref 9840 - Design and Build Enabling Works at the DART+ and MetroLink Interface at Glasnevin**

We hereby declare that none of the notifying parties has been in receipt of any foreign financial contributions within the meaning of Regulation (EU) 2022/2560.

<b>Date</b>	Click or tap to enter a date.
<b>Organisation:</b>	Click or tap here to enter text.
<b>Address</b>	Click or tap here to enter text.
<b>Declaration Signed</b>	<input checked="" type="checkbox"/>
<b>Name</b>	Click or tap here to enter text.
<b>Position</b>	Click or tap here to enter text.
<b>Contact Phone Number</b>	Click or tap here to enter text.
<b>Contact Email Details</b>	Click or tap here to enter text.

[Signatory 2 if applicable, repeat as many times as there are notifying parties]

**Declaration that any foreign financial contributions are non-notifiable having regard to the de minimis threshold**

[To be completed by notifying parties where the value of the procurement procedure is equal to or greater than the financial thresholds in Article 28 of Regulation (EU) 2022/2560 and where the notifying party has been in receipt of foreign financial contributions that do not exceed *de minimis* aid as defined in Article 3(2) of Regulation (EU) 1407/2013 (i.e. €200,000) per third country over any consecutive three period]

TO: **Iarnród Éireann-Irish Rail (IÉ)**

RE: **Tender Ref 9840 - Design and Build Enabling Works at the DART+ and MetroLink Interface at Glasnevin**

**Form FS-PP relating to the notification of financial contributions in the context of public procurement procedures pursuant to Regulation (EU) 2022/2560**

**1. Description of the public procurement (Section 1 of Form FS-PP)**

**2. Information about notifying parties (Section 2 of Form FS-PP)**

**3. Declaration (Section 7 of Form FS-PP)**

None of the notifying parties have received foreign financial contributions notifiable under Chapter 4 of Regulation (EU) 2022/2560.

**4. Attestation (Section 8 of Form FS-PP)**

The notifying party(ies) confirm(s) that, to the best of their knowledge and belief, the information given in this declaration is true, correct, and complete, that true and complete copies of documents required by this Form FS-PP have been supplied, that all estimates are identified as such and are their best estimates of the underlying facts, and that all the opinions expressed are sincere. The notifying party(ies) confirm(s) that they are aware of the provisions of Article 33 of Regulation (EU) 2022/2560 concerning fines and periodic penalty payments.

<b>Date</b>	Click or tap to enter a date.
<b>Organisation:</b>	Click or tap here to enter text.
<b>Address</b>	Click or tap here to enter text.
<b>Declaration Signed</b>	<input type="checkbox"/>
<b>Name</b>	Click or tap here to enter text.
<b>Position</b>	Click or tap here to enter text.
<b>Contact Phone Number</b>	Click or tap here to enter text.
<b>Contact Email Details</b>	Click or tap here to enter text.

[Signatory 2 if applicable, repeat as many times as there are notifying parties]

**APPENDIX 5: SCHEDULE C**

**Declaration of non-notifiable foreign financial contributions (valued between €200,000 and €999,000 in the last three years preceding the declaration)**

[To be completed by notifying parties where the value of the procurement procedure is equal to or greater than the financial thresholds in Article 28 of Regulation (EU) 2022/2560 and where the notifying party has been in receipt of foreign financial contributions which are valued between €200,000 and €999,000 in the last three (3) years preceding the declaration. Notifying parties are required to complete the Table below and they may aggregate the foreign financial contributions without indicating their values.]

TO: **Iarnród Éireann-Irish Rail (IÉ)**

RE: **Tender Ref 9840 - Design and Build Enabling Works at the DART+ and MetroLink Interface at Glasnevin**

**Form FS-PP relating to the notification of financial contributions in the context of public procurement procedures pursuant to Regulation (EU) 2022/2560**

**1. Description of the public procurement (Section 1 of Form FS-PP)**

**2. Information about notifying parties (Section 2 of Form FS-PP)**

**3. Table**

**For reporting of foreign financial contributions which are of a value between €200,000 and €999,000 in the last three (3) years preceding the declaration**

Third-country	Brief description of the financial contributions
<b>Country A</b> Click or tap here to enter text.	Click or tap here to enter text.
<b>Country B</b> Click or tap here to enter text.	Click or tap here to enter text.
<b>Country C</b> Click or tap here to enter text.	Click or tap here to enter text.

*if applicable, repeat as many times as required*

**4. Declaration (Section 7 of Form FS-PP)**

None of the notifying parties have received foreign financial contributions notifiable under Chapter 4 of Regulation (EU) 2022/2560.

**5. Attestation (Section 8 of Form FS-PP)**

The notifying party(ies) confirm(s) that, to the best of their knowledge and belief, the information given in this declaration is true, correct, and complete, that true and complete copies of documents required by this Form FS-PP have been supplied, that all estimates are identified as such and are their best estimates of the underlying facts, and that all the opinions expressed are sincere.

The notifying party(ies) confirm(s) that they are aware of the provisions of Article 33 of Regulation (EU) 2022/2560 concerning fines and periodic penalty payments.

<b>Date</b>	Click or tap to enter a date.
<b>Organisation:</b>	Click or tap here to enter text.

<b>Address</b>	Click or tap here to enter text.
<b>Declaration Signed</b>	<input type="checkbox"/>
<b>Name</b>	Click or tap here to enter text.
<b>Position</b>	Click or tap here to enter text.
<b>Contact Phone Number</b>	Click or tap here to enter text.
<b>Contact Email Details</b>	Click or tap here to enter text.

[Signatory 2 if applicable, repeat as many times as there are notifying parties]

**Declaration of non-notifiable foreign financial contributions (valued between €1,000,000 and €3,999,000 in the last three years preceding the declaration)**

[To be completed by notifying parties where the value of the procurement procedure is equal to or greater than the financial thresholds in Article 28 of Regulation (EU) 2022/2560 and where the notifying party has been in receipt of foreign financial contributions which are valued between €1,000,000 and €3,999,000 in the last three (3) years preceding the declaration. Notifying parties are required to complete the table below. They must list all foreign financial contributions received, to include all non-notifiable foreign contributions received in the last three (3) years preceding the declaration.]

TO: **Iarnród Éireann-Irish Rail (IE)**

RE: **Tender Ref 9840 - Design and Build Enabling Works at the DART+ and MetroLink Interface at Glasnevin**

**Form FS-PP relating to the notification of financial contributions in the context of public procurement procedures pursuant to Regulation (EU) 2022/2560**

1. **Description of the public procurement (Section 1 of Form FS-PP)**
2. **Information about notifying parties (Section 2 of Form FS-PP)**
3. *Table*

**For reporting of foreign financial contributions which are of a value between €1,000,000 and €3,999,000 in the last three (3) years preceding the declaration, to include all non-notifiable foreign contributions.**

Third-country	Type of financial contribution	Brief description of the purpose of the financial contribution and the granting entity	Total estimated financial contributions granted: EUR
<b>Country A</b> Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
<b>Country B</b> Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
<b>Country C</b> Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.

4. **Declaration (Section 7 of Form FS-PP)**  
None of the notifying parties have received foreign financial contributions notifiable under Chapter 4 of Regulation (EU) 2022/2560.
5. **Attestation (Section 8 of Form FS-PP)**  
The notifying party(ies) confirm(s) that, to the best of their knowledge and belief, the information given in this declaration is true, correct, and complete, that true and complete copies of documents required

by this Form FS-PP have been supplied, that all estimates are identified as such and are their best estimates of the underlying facts, and that all the opinions expressed are sincere.

The notifying party(ies) confirm(s) that they are aware of the provisions of Article 33 of Regulation (EU) 2022/2560 concerning fines and periodic penalty payments.

<b>Date</b>	Click or tap to enter a date.
<b>Organisation:</b>	Click or tap here to enter text.
<b>Address</b>	Click or tap here to enter text.
<b>Declaration Signed</b>	<input checked="" type="checkbox"/>
<b>Name</b>	Click or tap here to enter text.
<b>Position</b>	Click or tap here to enter text.
<b>Contact Phone Number</b>	Click or tap here to enter text.
<b>Contact Email Details</b>	Click or tap here to enter text.

[Signatory 2 if applicable, repeat as many times as there are notifying parties]

**Notification of foreign financial contributions**

[To be completed by notifying parties where the value of the procurement procedure is equal to or greater than the financial thresholds in Article 28 of Regulation (EU) 2022/2560 and where the notifying party has been in receipt of aggregated foreign financial contributions in the three (3) years prior to notification, valued equal to or greater than €4 million per third country].

TO: Iarnród Éireann-Irish Rail (IÉ)

RE: Tender Ref 9840 - Design and Build Enabling Works at the DART+ and MetroLink Interface at Glasnevin

Form FS-PP relating to the notification of financial contributions in the context of public procurement procedures pursuant to Regulation (EU) 2022/2560

**1. Description of the public procurement (Section 1 of Form FS-PP)****2. Information about notifying parties (Section 2 of Form FS-PP)****3. Foreign Financial Contributions (Section 3 of Form FS-PP)<sup>1</sup>**

3.1 For the purposes of this section 3.1, the notifying party(ies) should report foreign financial contributions falling into the scope of Article 5(1), points (a) to (c) and (e) of Regulation (EU) 2022/2560, which are amongst the most likely to distort the internal market.

3.1.1. In order to allow the Commission to determine whether a foreign financial contribution has been granted to an undertaking that was ailing within the meaning of Article 5(1)(a) of Regulation (EU) 2022/2560, notifying parties should indicate whether any of the following conditions were met at any point of time in the three years prior to the notification.

3.1.1.1. Is the notifying party a limited liability company, where more than half of its subscribed share capital has disappeared as a result of accumulated losses?

yes

no

3.1.1.2. Is the notifying party a company where at least some members have unlimited liability for the debt of the company, and where more than half of its capital as shown in the company accounts has disappeared as a result of accumulated losses?

yes

no

3.1.1.3. Is the notifying party subject to collective insolvency proceedings or does it fulfil the criteria under its domestic law for being placed in collective insolvency proceedings at the request of its creditors?

yes

no

---

<sup>1</sup> A financial contribution should be considered granted from the moment the beneficiary obtains a legal entitlement to receive the financial contribution. The actual disbursement of the financial contribution is not a necessary condition for bringing a financial contribution within the scope of Regulation (EU) 2022/2560.

3.1.1.4. In the case the notifying party in question is not an SME<sup>2</sup>:

3.1.1.4.1. has the notifying party's book debt to equity ratio been greater than 7,5 for the past two years

and

3.1.1.4.2. has the notifying party's EBITDA interest coverage<sup>3</sup> ratio been below 1,0 for the past two years?

yes

no

3.1.1.5. If the reply to any of the questions in sections 3.1.1.1 to 3.1.1.4 was 'yes' in relation to any of the notifying parties, please indicate whether during the period in which the undertaking in question was ailing, it received any foreign financial contributions that may have contributed to restore its long-term viability (including any temporary liquidity assistance designed to support that restoration of viability) or to keep that party afloat for the short time needed to work out a restructuring or liquidation plan.

Notifying party(ies)

yes

no

3.1.1.6. If the reply to any of the questions in sections 3.1.1.1 to 3.1.1.4 was 'yes' in relation to any of the notifying parties, indicate if there is a restructuring plan capable of leading to the long-term viability of that party and if this restructuring plan includes a significant own contribution by the notifying party and provide details of that plan.

3.1.1.7. If the reply to any of the questions in points 3.1.1.1 to 3.1.1.4 was 'yes', please substantiate the answer, including references in the answer to the supporting evidence or documents that are to be provided in annexes (such documents may include, but are not limited to, the notifying party's latest profit and loss account statements with balance sheets, or court decision opening collective insolvency proceedings on the company or documents providing evidence that the criteria for being placed under insolvency proceedings at the request of creditors under national company law are met, etc.).

3.1.2. Has the notifying party been in receipt of a foreign financial contribution in the form of an unlimited guarantee for the debts or liabilities of the undertaking, namely without any limitation as to the amount or the duration of such guarantee (Article 5(1)(b)) of Regulation (EU) 2022/2560.

yes

no

3.1.3 Has the notifying party been in receipt of an export financing measure that is not in line with the OECD Arrangement on officially supported export credits (Article 5(1)(c)) of Regulation (EU) 2022/2560.

yes

no

3.1.4. Has the notifying party been in receipt of a foreign financial contribution enabling an undertaking to submit an unduly advantageous tender on the basis of which the undertaking could be awarded the relevant contract (Article 5(1)(e)) of Regulation (EU) 2022/2560.

yes

no

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<sup>2</sup> Small and medium-sized enterprises or SMEs are defined in Annex I of Commission Regulation (EU) No 651/2014 of 17 June 2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty (OJ L 187 26.6.2014, p. 1).

<sup>3</sup> Earnings before interest, tax, depreciation and amortisation. This ratio is calculated as EBITDA/Interest payments.

- 3.2. For each foreign financial contribution equal to or in excess of EUR 1 million granted to the notifying parties in the three years prior to the notification that may fall into any of the categories of Article 5(1), points (a) to (c) and (e) of Regulation (EU) 2022/2560, the notifying party must provide the following information and provide supporting documents:
- 3.2.1. Form of the financial contribution (e.g. loan, tax exemption, capital injection, fiscal incentive, contributions in kind, etc.).
- 3.2.2. Third country granting the financial contribution. Specify also the granting public authority or entity.
- 3.2.3. Amount of each financial contribution.
- 3.2.4. Purpose and economic rationale for granting the financial contribution to the party
- 3.2.5. Whether there are any conditions attached to the financial contributions as well as its use.
- 3.2.6. Describe the main elements and characteristics of those financial contributions (e.g. interest rates and duration in the case of a loan).
- 3.2.7. Explain whether the financial contribution confers a benefit within the meaning of Article 3 of Regulation (EU) 2022/2560 to the undertaking to which the foreign financial contribution has been granted. Please explain why, with reference to the supporting documents provided under Section 6 (below).
- 3.2.8. Explain whether the financial contribution is limited in law or in fact, within the meaning of Article 3 of Regulation (EU) 2022/2560, to certain undertakings or industries<sup>4</sup>. Please explain why, with reference to the supporting documents provided under Section 6 (below).
- 3.2.9. Explain if the financial contribution is granted only for operating costs<sup>5</sup> exclusively linked with the public procurement at stake.
- 3.3. Having regard to foreign financial contributions not falling within the categories set out in Section 3.1 above, notifying parties are required to provide an overview of the foreign financial contributions equal to or in excess of EUR 1 million granted to the notifying parties in the three years prior to the notification that do **not** fall into any of the categories of Article 5(1), points (a) to (e) of Regulation (EU) 2022/2560. In that regard, notifying parties are required to complete Table 1 below. Notifying parties are referred to and should follow the instructions provided in respect of Table 1 in Annex II of the Implementing Regulation.

*Table 1*

A. *Information to be included in Table 1 below by notifying parties*

- (1) Group the different financial contributions per third country and **per type**, such as direct grant, loan/financing instrument/repayable advances, tax advantage, guarantee, risk capital instrument, equity intervention, debt write-off, contributions provided for the non-economic activities of an undertaking (see recital 16 of Regulation (EU) 2022/2560), or other.
- (2) Include only those countries where the estimated aggregate amount of all financial contributions per country granted in the three years prior to the notification (calculated according to point (4) below is EUR 4 million or more.
- (3) For each type of financial contribution, provide a brief description of the purpose of the financial contributions and the granting entities.

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<sup>4</sup> The benefit should be conferred on one or more undertakings or industries. The specificity of the foreign subsidy could be established by law or in fact.

<sup>5</sup> For instance personnel costs, materials, energy, maintenance, rent, administration.

(4) Quantify the estimated aggregate amount of financial contributions granted **by each third country** in the three years prior to the notification in the form of **ranges**, as specified in the notes to the Table below. For the calculation of this amount, the following considerations are relevant:

- (a) Take into account foreign financial contributions falling into the categories of Article 5(1) of Regulation (EU) 2022/2560 and on which information has been provided under Sections 3.1 and 3.2 (above) and;
- (b) Do **not** take into account foreign financial contributions excluded according to points (5) and (6) below.

**B. Exceptions**

(5) Notifying parties do **not** need to include (in Table 1 below) a description of the following foreign financial contributions:

- (a) Deferrals of payment of taxes and/or of social security contributions, tax amnesties and tax holidays as well as normal depreciation and loss-carry forward rules that are of general application. If these measures are limited, for example, to certain sectors, regions or (types of) undertakings, they have to be included.
- (b) Application of tax reliefs for avoidance of double taxation in line with the provisions of bilateral or multilateral agreements for avoidance of double taxation as well as unilateral tax reliefs for avoidance of double taxation applied under national tax legislation to the extent they follow the same logic as the provisions of bilateral or multilateral agreements.
- (c) Provision/purchase of goods/services (except financial services) at market terms in the ordinary course of business, for example the provision/purchase of goods or services carried out following a competitive, transparent and non-discriminatory tender procedure.
- (d) Foreign financial contributions below the individual amount of EUR 1 million.

**C. Further information**

(6) The foreign financial contributions that may be relevant for the assessment of each public procurement may depend on a number of factors such as the sectors or activities involved, the type of financial contributions or other specificities of the case. In light of these specificities, the Commission may request additional information where it considers such information necessary for its assessment.

Table 1

Third-country	Type of financial contribution*	Brief description of the purpose of the financial contribution and the granting entity**	Total estimated financial contributions granted: EUR***
<b>Country A</b> Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
<b>Country B</b> Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
<b>Country C</b> Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.

Click or tap here to enter text.			
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Note: please provide a separate table for each of the notifying parties. Third countries and, where possible, types of contributions, should be ordered by total amount of foreign financial contribution, from the highest to the lowest.

\* Identify the financial contributions grouping them by type: such as direct grant, loan/financing instrument/repayable advances, tax advantage, guarantee, risk capital instrument, equity intervention, debt write-off, contributions provided for the non-economic activities of an undertaking (see recital 16 of Regulation 2022/2560), or other.

\*\* General description of the purpose of the financial contributions included in each type and of the granting entity(ies). For instance, 'tax exemption for the production of product A and R & D activities', 'several loans with State-owned banks for purpose X', 'several financing measures with State investment agencies to cover operating expenses/for R & D activities', 'public capital injection in Company X'.

\*\*\* Use the following ranges: 'EUR 45-100 million', 'EUR > 100-500 million', 'EUR > 500-1 000 million', 'more than EUR 1 000 million'

#### **4. Justification for absence of unduly advantageous tender – (Section 4 of Form FS-PP)**

4.1 For any of the foreign financial contributions enabling an undertaking to submit an unduly advantageous tender on the basis of which the undertaking could be awarded the relevant contract (Article 5(1)(e) of Regulation (EU) 2022/2560), are there any elements which can be adduced to demonstrate that the tender is not unduly advantageous directly or indirectly due to the financial contribution(s) received, including the elements referred to in Article 69(2) of Directive 2014/24/EU?

In that regard, notifying parties should detail any elements that in their view may demonstrate that their tender is not unduly advantageous.

4.2 The elements may in particular refer to:

4.2.1. *the economics of the manufacturing process, of the services provided or of the construction method;*

4.2.2. *the technical solutions chosen or any exceptionally favourable conditions available to the tenderer for the supply of the products or services or for the execution of the work;*

4.2.3. *the originality of the work, supplies or services proposed by the tenderer;*

4.2.4. *compliance with applicable obligations in the fields of environmental, social and labour law;*

4.2.5. *compliance with obligations regarding subcontracting.*

#### **5. Possible Positive Effects - (Section 5 of Form FS-PP)**

5.1 If applicable, notifying parties should list and substantiate any possible positive effects on the development of the relevant subsidised economic activity on the internal market. Notifying parties should also list and substantiate any other positive effects of the foreign subsidies, such as broader positive effects in relation to the relevant policy objectives, in particular those of the Union, and specify when and where those effects have or are expected to take place. Notifying parties should provide a description of each of those positive effects.

#### **6. Supporting Documentation - (Section 6 of Form FS-PP)**

Notifying parties are required to provide the following for each notifying party:

- 6.1. Copies of all the supporting official documents relating to the financial contributions that may fall into any of the categories of Article 5(1), points (a) to (c) and (e) of Regulation (EU) 2022/2560 pursuant to Section 3.1.
- 6.2. Copies of the following documents prepared by or for or received by any member of the board of management, the board of directors or the supervisory board: analyses, reports, studies surveys, presentations and any comparable documents discussing the purpose, use and economic rationale of the foreign financial contributions that may fall into any of the categories of Article 5(1), points (a) to (c) and (e) of Regulation (EU) 2022/2560.
- Provide the same documents prepared by or for or received by the entity granting the foreign financial contribution to the extent that they are in your possession or that they are publicly available.
- 6.3. An indication of the internet address, if any, at which the most recent annual accounts or reports of the notifying party(ies) are available, or if no such internet address exists, copies of the most recent annual accounts and reports.
- 6.4. Where the notifying party(ies) provide(s) justifications of the absence of an undue advantage of the tender by filling in Section 4 of this form, they also need to provide documentation for the period covering the three years preceding the notification, substantiating the adduced elements. Such documentation may include, inter alia, as relevant: (a) tax declarations for the period under review, including copies of company tax returns and VAT returns, (b) business plans and market research underlying the decision to participate in the public procurement procedure.

**7. Attestation (Section 8 of Form FS-PP)**

The notifying party(ies) confirm(s) that, to the best of their knowledge and belief, the information given in this declaration is true, correct, and complete, that true and complete copies of documents required by this Form FS-PP have been supplied, that all estimates are identified as such and are their best estimates of the underlying facts, and that all the opinions expressed are sincere.

The notifying party(ies) confirm(s) that they are aware of the provisions of Article 33 of Regulation (EU) 2022/2560 concerning fines and periodic penalty payments.

<b>Date</b>	Click or tap to enter a date.
<b>Organisation:</b>	Click or tap here to enter text.
<b>Address</b>	Click or tap here to enter text.
<b>Declaration Signed</b>	<input type="checkbox"/>
<b>Name</b>	Click or tap here to enter text.
<b>Position</b>	Click or tap here to enter text.
<b>Contact Phone Number</b>	Click or tap here to enter text.
<b>Contact Email Details</b>	Click or tap here to enter text.

[Signatory 2 if applicable, repeat as many times as there are notifying parties]

