



Comhairle Contae Chorcaí

Cork County Council

TENDER RESPONSE DOCUMENT

Subject Matter of Request for Tender	
Provision of Services for The Supply and Maintenance of a Parking Fines Management System (PFMS) including Mobile Data Storage and Transmission Devices	
Closing Date and Time for Receipt of Tenders:	As Per E Tenders Notice
Organisation Name:	Cork County Council
Contact Name:	Brían O'Flynn
Contact Email:	Messaging facility on www.etenders.gov.ie
NOTES Note #1: Please read this document in conjunction with the separate RFT document and other relevant documentation provided including Pricing Documents where relevant. Note #2: This Tender Response Document (and other mandatory documents provided) must be used for responding to the Request for Tenders. Tenderers must not personalise or modify the current format. Note #4: Tenderers are recommended to upload this completed response as a Zip file in order to protect the integrity of file names.	

Contents

Instructions for Completion.....	3
RESPONSE TO SELECTION CRITERIA.....	4
General Contact Information	5
Financial Information – Pass/Fail Criteria	6
Declaration Re Personal Circumstances – Pass/Fail Criteria	8
Declaration Re Statutory Obligations – Pass/Fail Criteria.....	10
Declaration Re International Procurement Instrument & Article 5k of 2022/576 (context of Russian Actions in the Ukraine)– Pass/Fail Criteria	10
Personnel and Skills – Pass/Fail Criteria.....	Error! Bookmark not defined.
Technical Equipment and Resources – Pass/Fail Criteria	Error! Bookmark not defined.
Previous Contracts / Experience – Pass/Fail Criteria	Error! Bookmark not defined.
Health & Safety – Pass/Fail Criteria	18
Quality Assurance – Pass/Fail Criteria (If applicable).....	19
Environmental Management Systems (If applicable).....	20
RESPONSE TO THE AWARD CRITERIA	22
Form of Tender – Services – Cost Criterion A.....	22
Response to Qualitative Award Criteria.....	24

Instructions for Completion

Tenderers should ensure they have read the Request for Tender before they attempt to complete this Tender Response Document.

If you consider that the Tender Response Document is missing any sections which would prevent you from preparing a comprehensive response, please contact the Contracting Authority as soon as possible (prior to the closing date for queries).

Where there is a discrepancy between the contents / instructions in this document and the Request for Tender, the Request for Tender will take precedence.

Tenderers must follow the instructions contained in this document in relation to attachments, format for submission, etc.

Where tenderers are relying on other parties to meet the selection criteria, those parties must be available to deliver elements of the contract.

RESPONSE TO SELECTION CRITERIA

TENDERERS SHOULD NOTE THESE CRITERIA ARE ASSESSED ON A PASS/FAIL BASIS

General Contact Information

Organisation Name:				
Contact Person:				
Position:				
Address:				
Phone:				
Email:				
Website:				
Small and Medium Enterprise (SME)	Yes	☐	No	☐
Date of Establishment, if applicable	VAT Registration No:		Legal Structure – partnership, limited company, etc.	
Details and contributions of other parties (if applicable)				
Official name of entity	Selection criterion where Tenderer is relying on their resources to qualify and/or Service/element to be delivered by third party	The third-party is clearly identified throughout the response		
		Yes	No	
		☐	☐	
		☐	☐	

Financial Information – Pass/Fail Criteria

Tax Clearance				Please confirm YES / NO	
Option 1: I confirm and declare being tax compliant. The Contracting Authority can verify your tax clearance status through Revenue's online facility at http://www.revenue.ie/en/online/tax-clearance.html To this end, please confirm:				Yes	☐
				No	☐
Tenderer Name:					
Tenderer PPSN/ Tax Reference Number					
Access Number					
Option 2: I confirm that I hold a current valid paper Tax Clearance Certificate (generally relates to Non-Residents)					
Registration Number		Certificate Number			
Option 3: I confirm that I have applied/or will apply for Tax Clearance status or a Tax Clearance Certificate which will be made available on request				Yes	☐
				No	☐
Turnover					
I confirm that we have the requisite turnover to be considered for the contract/framework.					
Year	2025	2024	2023		
Month End (e.g. July)					
Turnover €					
I confirm that I will provide evidence of turnover promptly on request. NOTE #1: In the case of sole traders or partnerships this condition may be satisfied by a letter of confirmation from a senior partner.				Yes	☐
				No	☐

Insurances				
I confirm that we have the following insurances in place				
Insurance Type	Level required if successful	Level in Place	Details of Any Excess	Renewal Date
Employers Liability	€13,000,000	€		
Public Liability	€6,500,000	€		
Product Liability	€6,500,000	€		
Cyber Liability	€1,000,000	€		
Other	€xxxx	€		
AND				
I confirm that if successful, where the levels required under the contract/framework are higher than those currently in our possession, I will be in a position to put the required forms and levels of insurances required in place.				
AND				
I confirm that I will provide the following promptly on request: - evidence of insurances in place or - letter from Insurance Broker confirming that the required levels can be put in place if successful Note: insurance policies where relevant must have jurisdiction in Ireland.				

Declaration Re Personal Circumstances – Pass/Fail Criteria

DECLARATION RE PERSONAL CIRCUMSTANCES AS PER ART. 57 OF DIRECTIVE 2014/24/EU Economic Operators will be excluded from the procurement process if, within the past five (5) years, there is evidence of a conviction relating to a specific criminal offence listed below (see 1.1) or if they have been the subject of a binding legal decision which found a breach of legal obligations to pay tax or social security contributions (see 1.2) (except where this is disproportionate e.g. where only minor amounts are involved).

1.1 Has the Economic Operator or a member of their proposed consortium, (if applicable), Director, or Partner or any other person who has powers of representation, decision or control, been convicted of any of the following offences?		YES	NO
		Please indicate your answer by marking 'X' in the relevant box	
1.1.a	participation in a criminal organisation, as defined in Article 2 of Council Framework decision 2008/841/JHA;		
1.1.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 Irish Law or the jurisdiction in which the Economic Operator is established;		
1.1.c	fraud within the meaning of Article 1 of the Convention on the protection of the European Communities' financial interests;		
1.1.d	the subject of a conviction for terrorist offences or offences linked to terrorist activities or for inciting or aiding or abetting or attempting to commit an offence;		
1.1.e	the subject of a conviction for money laundering or terrorist financing;		
1.1.f	the subject of a conviction of child labour and other forms of trafficking in human beings;		
Non-payment of taxes or social security obligations 1.2 Has it been established by a judicial or administrative decision having final and binding effect in accordance with Irish law or the legal provisions of the country in which the Economic Operator is established (if outside Ireland), that the Economic Operator is in breach of obligations related to the payment of tax and social security contributions? Note: If the response to 1.2 above is in the affirmative, please provide further information on the decision and the amounts involved			

2.1 Please indicate if any of the following situations have applied, within the past three (3) years, or currently apply, to your organisation.		YES	NO
		Please indicate your answer by marking 'X' in the relevant box	
2.1.a	has, in the performance of any public contract, failed to comply with applicable obligations in the field of environmental, social and labour law applying at the place where the works were carried out or the services provided, as 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;		
2.1.b	is bankrupt or the subject of insolvency or winding-up proceedings, its assets are being administered by a liquidator or by the court, or has entered into an arrangement with creditors, suspended its business activities or is in any analogous situation arising from a similar procedure under national laws and regulations;		
2.1.c	is guilty of grave professional misconduct which renders its integrity questionable;		
2.1.d	has entered into agreements with other economic operators aimed at distorting competition;		
2.1.e	has a conflict of interest within the meaning of Article 24 of 2014/24/EU that cannot be effectively remedied by other, less intrusive, measures;		
2.1.f	confirms that it has had prior involvement in the preparation of the procurement procedure which has resulted in a distortion of competition, as referred to in Article 41 of 2014/24/EU, that cannot be remedied by other, less intrusive, measures;		
2.1.g	has 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.		
2.1.h	is 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; or		
	has withheld such information or is not able to submit supporting documents required under Article 59 of Directive 2014/24/EU; or		
2.1.i	has undertaken to: - unduly influence the decision-making process of the contracting entity, obtain confidential information that may confer upon the Tenderer undue advantages in the procurement procedure; or - negligently provide misleading information that may have a material influence on decisions concerning exclusion, selection or award.		

Declaration Re Statutory Obligations – Pass/Fail Criteria

We confirm that we are fully compliant with the following legislation, or equivalent legislation in our country of establishment/operation:		YES	NO
(a)	Employment Equality Acts 1998-2011		
(b)	Equal Status Acts 2000-2011		
(c)	National Minimum Wage Act 2000 as amended		
(d)	Organisation of Working Time Act 1997 as amended		
(e)	Safety, Health and Welfare at Work Act 2005 and Safety, Health and Welfare at Work (General Application) Regulations 2007		
(f)	Disability Act 2005		
(g)	Regulation (EU) 2016/679 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, the Data Protection Act, 2018		
(h)	We further confirm that all Data Subjects whose Personal Data is provided in our Tender have consented to the processing of such Personal Data by us, the Contracting Authority, the Evaluation Team and the supplier of the etenders.gov.ie website, for the purposes of our participation in this Competition or that we otherwise have a legal basis for providing such Personal Data to the Contracting Authority for the purposes of our participation in this Competition and that we will provide evidence of such consent and / or legal basis to the Contracting Authority upon request.		
(i)	We have procedures in place to ensure that our subcontractors, if any are used for this contract, apply the same standards.		

Declaration Re International Procurement Instrument & Article 5k of 2022/576 (context of Russian Actions in the Ukraine)– Pass/Fail Criteria

(j)	The Contracting Authority would refer Tenderers in particular to the provisions of Regulation (EU) 2022/1031 on the access of third country economic operators, goods and services to the Union's public procurement and concession markets and procedures supporting negotiations on access of Union economic operators, goods and services to the public procurement and concession markets of third countries (International Procurement Instrument – IPI), and to their obligation to comply therewith. In particular, tenderers and candidates should note in Article 6 of Regulation (EU) 2022/1031, the obligations for a Contracting Authority in the context of a procurement procedure where the EU Commission has adopted an IPI measure.		
(k)	The Contracting Authority may decide to examine tenders before verifying the absence of exclusion grounds in Regulation 57 of the regulations (the "Exclusion Grounds") and the fulfilment of the Selection Criteria.		

	However, notwithstanding anything contrary in this part 2.4, The Contracting Authority reserves the right to ask Tenderers at any moment during the Competition to submit any of the following for the purposes of verification of the status of the tenderer (including Prime Contractor and any Subcontractor). (i) information concerning the Tenderer, and any proposed subcontractors, for the purposes of Regulation (EU) No 833/2014 (as amended by EU Regulation 2022/576 or any subsequent amendments to same) including, but not limited to, in respect of natural persons, copies of identity documents and, in respect of legal persons, a certificate or extract from the commercial register or other competent authority of the country in which the legal person is established. (ii) and information concerning the origin of goods, if any, for the purposes of assessing compliance with Regulation (EU) No 833/2014 (as amended by EU Regulation 2022/576 or any subsequent amendments to same).		
(l)	If a Tenderer does not, upon request by the Contracting Authority, provide evidence which is considered by the Contracting Authority as sufficient to demonstrate (i) its fulfilment of the Selection Criteria (or any one of them) in accordance with this RFT and (ii) the absence of Exclusion Grounds, or its reliability despite the existence of a relevant Exclusion Ground and (iii) that it does not come within the category of prohibited economic operators identified in Regulation (EU) No 833/2014 of 31 July 2014 (as amended by EU Regulation 2022/576) and (iv) that the origin of goods, if any, are not subject to the prohibitions set out in Regulation (EU) No 833/2014 (as amended by EU Regulation 2022/576 or any subsequent amendments to same) then it shall be excluded from further participation in this Competition.		
(m)	If a Tenderer does not, upon request by the Contracting Authority, provide evidence which is considered by the Contracting Authority as sufficient to demonstrate (i) the fulfilment by any Subcontractor on whose capacity the Prime Contractor relies of the Selection Criteria (or any one of them) in accordance with this RFT and (ii) the absence of Exclusion Grounds in respect of any Subcontractor, or the reliability of any Subcontractor despite the existence of a relevant Exclusion Ground and (iii) that any proposed Subcontractor on whose capacity the Tenderer relies (where the value of that subcontract exceeds 10% of the value of the Services Contract) does not come within the category of prohibited economic operators identified in Regulation (EU) No 833/2014 of 31 July 2014 (as amended by EU Regulation 2022/576) then, it shall be excluded from further participation in this Competition unless it replaces the Subcontractor with one which meets all relevant requirements of this RFT.		
(n)	We do not come within the category of prohibited economic operators identified in Regulation (EU) No 833/2014 of 31 July 2014 (as amended by EU regulation 2022/576 or any subsequent amendments to same).		

(o)	The origin off goods connected to our Tender, if any, are not subject to the prohibitions set out in Regulation (EU) No 833/2014 (as amended by EU Regulation 2022/576 or any subsequent amendments to same).		
(p)	The subcontractor(s) on whose capacity we rely as part of our Tender (where the value of that subcontract exceeds 10% of the value of the Services Contract) does not come within the category of prohibited economic operators identified in Regulation (EU) No 833/2014 of 31 July 2014 (as amended by EU Regulation 2022/576 or any subsequent amendments to same).		
This Declaration is made for the benefit of the Contracting Authority I certify that the information provided in the Declarations above are accurate and complete to the best of my knowledge and belief. I understand that the provision of inaccurate or misleading information in these Declarations will lead to my organisation being excluded from participation in this and future tenders and I am signing on behalf of:			
Name of Tenderer			
Name of Authorised Signatory			
Position			
Signature			

Technical Capacity Requirement – Pass/Fail Criteria

- An Organogram of the organisation outlining all roles and responsibilities,.
- Provides CV9s) for Key project staff members
 - Contract/ project manager
 - Technical support staff (2 No. that will be available to work on the project)
- Confirmation that the Staff identified for these roles are available to work on this contract
- Demonstate how these staff will deliver for Cork County Council if dealing with multiple contracts and customers

Previous Contracts / Experience – Pass/Fail Criteria

Reference Contract #1				
Customer Name				
Contact Name				
Contact Number				
Delivery Date(s)	From		To	
Contract Value			Period value refers to	
Detailed description				
Taking account of the features of the contract / scope of the framework agreement, please provide information in relation to the following, demonstrating comparability with the contract / framework being awarded under this procurement. Please note mere confirmation will not suffice:				
[buyer to insert minimum features required]				
[buyer to insert]				
[buyer to insert]				
[buyer to insert]				
Any other relevant information				

Reference Contract #2				
Customer Name				
Contact Name				
Contact Number				
Delivery Date(s)	From		To	
Contract Value		Period value refers to		
Detailed description				
Taking account of the features of the contract / scope of the framework agreement, please provide information in relation to the following, demonstrating comparability with the contract / framework being awarded under this procurement:				
[buyer to insert]				
[buyer to insert]				
[buyer to insert]				
[buyer to insert]				
Any other relevant information				



Health & Safety – Pass/Fail Criteria

Minimum requirement to remain eligible in the competition: Tenderers must demonstrate compliance with all the relevant Health & Safety legislation. The Contracting Authority reserves the right to seek further information to verify compliance.				
Do you comply with the Safety Health & Welfare at Work Act 2005?	Yes		No	
Manager responsible for Health and Safety:				
Is it externally certified or managed in-house?	Externally Certified			
	In-House			
If externally certified, please provide the following information:	Date of most recent certification:			
	Scope of Certification:			
	Name of Certification Body:			
	Evidence will be provided on request	Yes		
		No		

Quality Assurance – Pass/Fail Criteria

Minimum requirement to remain eligible in the competition: Tenderers should provide information on the measures in place to ensure the delivery of a quality service, for example by way of an externally certified system, or an equivalent in-house quality control process or system.				
Do you operate a Quality Management System?	Yes		No	
Manager responsible for Quality Management System:				
Is it externally certified or in-house?	Externally Certified			
	In-House			
If externally certified, please provide the following information:	Date of most recent certification:			
	Scope of Certification:			
	Name of Certification Body:			
	Evidence will be provided on request	Yes		
No				
If in-house, please provide summary of system:				

Environmental Management Systems

Minimum requirement to remain eligible in the competition: Tenderers must demonstrate compliance with all the relevant Environmental legislation and guidelines. The Contracting Authority reserves the right to seek further information to verify compliance.				
Do you comply with all relevant Environmental legislation?	Yes		No	
Name of Manager responsible for Environmental Management				
Is it externally party certified or in-house?	Externally Certified			
	In-House			
If externally certified, please provide the following information:	Date of most recent certification			
	Scope of Certification			
	Name of Certification Body			
If in-house, please provide summary of system:				

Data Hosting Locations

Minimum requirement to remain eligible in the competition: For the purposes of hosting data, Tenderers must demonstrate capability to access two data centres located within the European Economic Area (EEA), or any country determined to offer an adequate level of data protection by an adequacy decision of the European Commission. Please complete the TRD.

Details of location / country of Centre 1	Details of location / country of Centre 2

RESPONSE TO THE AWARD CRITERIA**Form of Tender – Services – Cost Criterion A**

To:	
From:	
Re:	

/We have examined the tender documentation and hereby offer to provide the services in accordance with the details contained within the Request for Tender Document.

	Year 1		Year 2		Year 3			Total cost
Item	Cost	Excl.	Cost	Excl.	Cost	Excl.		
	.VAT		VAT		VAT			
Proposed Solution							A	
Implementation							B	
Support and Maintenance							C	
Other Cost not requested which are required to deliver and support the proposed solution							D	
				Grand Total (A+B+C+D)				
				VAT				
				Total incl. VAT				

I/We confirm that I/we:

- In relation to daily/hourly fees all rates are inclusive of out of pocket (i.e. mileage, subsistence, phone, postage, etc.) and account / contract management related costs.
- Will keep this offer for the contract / framework open for acceptance by you for a period of 12 months from the date of deadline for submission of Tenders,
- Agree that you are not bound to accept the most economically advantageous or any Tender you may receive,
- Have taken account of all obligations under the Contract including supply chain and related risk factors.
- Have read and thoroughly examined the Tender Document,
- Fully understand the Tender Document and the Client's requirements,
- Undertake to treat the details of this Invitation to Tender, its Tender and any subsequent agreements as private and confidential,
- Acknowledge that acceptance by the Contracting Authority of this tender will not constitute a binding and enforceable agreement and that a legally enforceable agreement will not exist until and unless the contract is awarded / framework agreement has been established between the Contracting Authority and the Tenderer,
- Have availed of all offers for additional information or have otherwise satisfied myself/ourselves as to conditions that may in any manner affect the performance of the contract,
- Have included all elements necessary for the performance of the specified requirements, which are either expressly stated in the Tender Document or contained in any supplementary information or which could reasonably be inferred therefrom,
- Have found no errors, omissions, conflicts or ambiguities in the Tender Document except those which I/We have brought to the attention of the Contracting Authority before the latest date for submitting queries,
- Have included for compliance with all statutory requirements applicable in Ireland and those applicable in any country where parts of the contract may be performed that are in force 7 days prior to the deadline for receipt of Tenders,
- Will not, if awarded a contract employ labour in a manner that is discriminatory in relation to gender, race, religious beliefs, age etc.
- Agree that as a condition of award, it shall be our sole responsibility to fulfil the obligations under the Contract.

Signed:	
Name (in Capital Letters):	
On behalf of:	

Address:			
Telephone:		Mobile:	
Email:		Date:	

Response to Qualitative Award Criteria

Tenderers' Response

Please use this free text page(s) (i.e. do not type in the box) for your response.

Criterion B	Weighting	Maximum Marks	Minimum Marks
	20%	200	100 (50%)
Title	Proposed Solution		
Description	Written statement detailing suitability of solution to meet the requirements as specified in Appendix A. Statement to address: 1) High Level Overview 2) Functional requirements 3) Technical requirements Response to be limited to 6 A4 Pages		
Criterion C	Weighting	Maximum Marks	Minimum Marks
	20%	200	100 (50%)
Title	Project Implementation		
Description	Written statement detailing suitability of solution to meet the project implementation requirements as specified in Appendix A. Statement to address: 1) Timeline for Implementation 2) Methodology and Project Planning 3) Training 4) Migration of Data 5) Interfacing of Data		

	6) Testing Environment set up]		
	Response to be limited to 3 A4 Pages		
Criterion D		Weighting	Maximum Marks
		15%	150
			75(50%)
Title	Maintenance and Support		
Description	Written statement detailing suitability of solution to meet maintenance and support requirements as specified in Appendix A. Statement to address: 1) Service Level Agreement 2) Testing, upgrades and system issues 3) Third Party Access Policy 4) Review 5) Licensing Requirements] Response to be limited to 4 No. A4 Pages		
Criterion E		Weighting	Maximum Marks
		5%	50
			25 (50%)
Title	Environmental Considerations		
Description	Marks will be awarded to Suppliers who can provide and demonstrate a more sustainable service. The supplier is to outline how their product is environmentally sustainable and outline environmental innovation measures that will be provided as part of their tender Response Limited to 4 No. A4 Pages		

Criterion C:		Weighting	Maximum Marks	Minimum Marks Required
Title	[insert title of criterion]	XX%	XXX	XXX
Instructions	[buyer to insert]			

Tenderers' Response

Please use this free text page(s) (i.e. do not type in the box) for your response.

Criterion D:		Weighting	Maximum Marks	Minimum Marks Required
Title	[insert title of criterion]	XX%	XXX	XXX
Instructions	[buyer to insert]			

Tenderers' Response

Please use this free text page(s) (i.e. do not type in the box) for your response.