###### **Appendix No. 1 to Notice No. DZP.382.3.12.2024**

**T e n d e r o f f e r**

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| Contracting Authority: | University of Silesia in Katowice  ul. Bankowa 12  40-007 Katowice | | | | | | |
| Name (company) / first and last name of the Contractor(s) / Contractors jointly applying for the contract. Name of the lead contractor: |  | | | | | | |
| Contractor’s Address: | Street, house number / flat number: | | |  | | | |
| Town and postcode: | | |  | | | |
| Voivodeship: | | |  | | Country: |  |
| Tax Identification Number (NIP): |  | | | REGON (National Business Registry Number): | |  | |
| Amount of Share Capital: |  | | | Amount of Paid-Up Capital: | |  | |
| Does the contractor belong to the SME sector? (Art. 7, sec. 1 of the Act on Entrepreneurs)? | YES / NO | The contractor is a micro-enterprise  The contractor is a small enterprise  The contractor is a medium-sized enterprise | | | | | |
| Correspondence Address:  (if different from the address provided above) |  | | | | | | |
| Person authorised  to contact the Contracting Authority: |  | | Phone numer: | |  | | |
| e-mail address: | |  | | |
| Total number of pages of the  offer, including attachments: |  | | Bank account number of the Contractor, in accordance with the register maintained by the National Revenue Administration (KAS): | |  | | |

In response to the public procurement notice for proceeding No. **DZP.382.3.12.2024**, conducted under the procedure specified by the Contracting Authority pursuant to Article 11, section 5, point 1 of the Public Procurement Law (procurement in the field of science), titled:

**‘Supply of a Field Microprofiling System’**

we submit the following offer:

1. We offer to execute the subject of the contract in accordance with the terms and conditions set forth in the procurement documents for a total price of:

|  |  |
| --- | --- |
| Net value of the set:  PLN/EUR[[1]](#footnote-1) | In words:  PLN/EUR |
| VAT rate:[[2]](#footnote-2)  % | Added value of VAT:[[3]](#footnote-3)  PLN |
| Offer price:  PLN/EUR[[4]](#footnote-4) | In words:  PLN/EUR |

The above price constitutes the price as defined in Article 3, section 1, point 1 and section 2 of the Act of 9 May 2014 on the Information on Prices of Goods and Services (consolidated text: Journal of Laws of 2019, item 178), meaning the amount expressed in monetary units that the buyer is obligated to pay to the entrepreneur for the goods or service. According to Article 3, section 2 of the Act on Information on Prices of Goods and Services, the price includes VAT and excise duty if, under separate regulations, the sale of goods (services) is subject to VAT or excise duty. The price also refers to the tariff rate.

**In the case of offers submitted by foreign contractors in EUR**, to compare the offers, the Contracting Authority will convert the offers submitted in EUR according to the average exchange rate of the National Bank of Poland (NBP) on the date of publication of the Procurement Notice on the Contracting Authority's website. If, on the date of publication of the Procurement Notice on the Contracting Authority's website, NBP has not published information on the average exchange rate, the conversion will be based on the average rate from the first subsequent day on which NBP publishes such information.

1. We offer to execute the subject of the contract for the aforementioned price, in accordance with the following breakdown:

|  |  |  |  |
| --- | --- | --- | --- |
| No. | Description of the subject of the contract:  **‘Field Microprofiling System’** – 1 set  (as per Appendix 2 to the notice – Technical Specifications) including, but not limited to: | Producer[[5]](#footnote-5) | Model, type[[6]](#footnote-6) |
| 1 | 2 | 3 | 4 |
| 1 | Multimeter |  |  |
| 2 | Field stand |  |  |
| 3 | Motorised sensor mount |  |  |
| 4 | Software |  |  |

1. We hereby declare that the delivery of the subject of the contract, as specified in the contract template, will be completed within: **................. weeks from the date of the contract conclusion (in words: .................................................... weeks).**
2. We hereby declare that the offered warranty period for the multimeter, field stand, and motorised sensor mount is: **................. months (in words: .................................................... months).**

Warranty period for the remaining components of the system – in accordance with the manufacturer's warranty.

1. We accept the payment terms specified in the contract template.
2. We declare that the price of our offer includes all costs incurred by the Contractor for the execution of the contract, in accordance with the requirements specified by the Contracting Authority in the documentation of this procedure, as well as those not explicitly mentioned but necessary to perform the contract. This includes: the cost of the System (as per Appendix No. 2 to the Notice), the cost of providing a software license, the cost of delivering the license, licensing fees, the cost of delivery, transportation, unloading, and placement into the Contracting Authority’s premises, as well as the cost of installation and commissioning of the System, costs of free technical support during the warranty period, and also general costs, all taxes, fees, and other dues payable by the Contractor, as well as any elements of risk associated with the execution of the contract, any potential customs duties, and the Contractor’s profit.
3. We will subcontract the following part(s) of the contract to subcontractor(s) (if applicable)[[7]](#footnote-7):

……………………………………………………………………………………………………………………………………………………………………………………………………………..

1. Hereby, we indicate the name(s) of the subcontractor(s) to whom we intend to delegate the execution of part(s) of the contract[[8]](#footnote-8): …………………………………………………………………………………………………………………….………………………
2. We specify the parts of the contract to be performed by each of the contractors jointly applying for the contract (for joint contractors such as consortia, civil partnerships, etc.): ……………………………………………………………………………………………………………………………………………………………………………………;
3. We declare that the offered item is brand new, unused, originates from current production (production year not earlier than 2023), and has the necessary certificates allowing it to be sold and used within the Republic of Poland.
4. We declare that during the warranty period, we will provide free warranty technical service:

Service contact details - service address: ……………………………………………………………………………………

Phone: …………………………………………………… Email: ……………………………………………………

1. Person authorised to contact the Contracting Authority for the purpose of contract execution is:

Mr/Ms …………………………………………………… Phone: …………………………………………………… Email: ……………………………………………………

We reserve the right to change the aforementioned person by means of a written notification of the change.

1. We declare that we have reviewed the procurement documents, have no objections to them, and have obtained the necessary information to prepare our offer. We undertake to meet all the requirements of the Contracting Authority as outlined in the procurement documents.
2. We accept the draft contract included in the procurement documents and undertake, in the event that our offer is selected, to enter into the contract under the conditions specified therein, at the place and time designated by the Contracting Authority.
3. We are bound by this offer for the period specified in the Procurement Notice, i.e., 30 days from the deadline for submitting offers (as stated in the procurement notice).
4. If an offer is submitted that would create a tax obligation for the Contracting Authority in accordance with the Act of 11 March 2004 on Goods and Services Tax, the Contracting Authority will add the amount of VAT that would need to be settled under these regulations to the price presented in the offer for the purpose of applying the price or cost criterion. When submitting the offer, the Contractor informs the Contracting Authority whether the selection of the offer will result in the Contracting Authority incurring a tax obligation. The Contractor should specify the name (type) of the goods or services whose delivery or provision will lead to this tax obligation, indicating their value excluding the tax amount, as well as the applicable tax rate according to the Contractor's knowledge (*complete the indicated information if applicable*): ………………………………………………………………………………………………………………………………………………………………
5. We declare that we are not excluded from the public procurement procedure based on Article 7(1) of the Act of 13 April 2022 on special measures to counteract support for aggression against Ukraine and to protect national security. According to this provision, the following entities are excluded from the public procurement procedure:
6. a contractor or competition participant listed in the registers specified in Council Regulation (EC) No 765/2006 of 18 May 2006 concerning restrictive measures in view of the situation in Belarus and Belarus’s involvement in Russia’s aggression against Ukraine (OJ EU L 134 of 20.05.2006, p. 1, as amended) – ‘Regulation 765/2006’ – and Council Regulation (EU) No 269/2014 of 17 March 2014 concerning restrictive measures in respect of actions undermining the territorial integrity, sovereignty, and independence of Ukraine or threatening them (OJ EU L 78 of 17.03.2014, p. 6, as amended) – ‘Regulation 269/2014’ – or listed based on a decision on listing as referred to in Article 1(3) of the Act;
7. a contractor or competition participant whose ultimate beneficial owner, as defined by the Act of 1 March 2018 on counteracting money laundering and terrorist financing (Journal of Laws of 2023, item 1124, as amended), is a person listed in the registers specified in Regulation 765/2006 and Regulation 269/2014 or listed or being such a beneficial owner since 24 February 2022, provided that they were listed based on a decision on listing as referred to in Article 1(3) of the Act;
8. a contractor or competition participant whose dominant entity, as defined by Article 3(1)(37) of the Act of 29 September 1994 on accounting (Journal of Laws of 2023, item 120, as amended), is an entity listed in the registers specified in Regulation 765/2006 and Regulation 269/2014 or listed or being such a dominant entity since 24 February 2022, provided that they were listed based on a decision on listing as referred to in Article 1(3) of the Act.
9. We declare that we have fulfilled the information obligations set forth in Article 13 or Article 14 of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ EU L 119 of 04.05.2016, p. 1), hereinafter referred to as the "GDPR," with respect to the individuals from whom we have directly or indirectly obtained personal data for the purpose of applying for the public procurement in this procedure.
10. In accordance with Article 297 § 1 of the Criminal Code:

‘Anyone who, for the purpose of procuring a bank loan, a loan, a guarantee, a letter of credit, a subsidy, subvention, confirmation from a bank of a liability under a guarantee or a similar monetary allowance for a specified economic purpose, payment instrument or public procurement order for himself/herself or for another person, from a bank or an organisational unit conducting similar business activities on the basis of an act of law or from a body or institution disposing of public funds, submits a forged or altered document or a document stating an untruth, an unreliable document, or an unreliable written statement regarding the circumstances that are significant for obtaining the financial support mentioned above or a payment instrument or order shall be liable to imprisonment for a term going between 3 months and 5 years.’

we declare that the information provided in the offer, documents, and statements is accurate and reflects the true state of affairs.

1. Together with this offer, we submit:

Attachment name:

1. Technical description of the offered subject of the contract (*the template is provided in Attachment No. 2*).
2. Current estreat from the relevant register or CEIDG (Central Registration and Information on Business).
3. Power of Attorney (*if applicable*)

1. Delete as appropriate. If an offer is submitted that would create a tax obligation for the Contracting Authority in accordance with the Act of 11 March 2004 on Goods and Services Tax, the Contracting Authority will add the amount of VAT that would need to be settled under these regulations to the price presented in the offer for the purpose of applying the price or cost criterion. [↑](#footnote-ref-1)
2. Not applicable to foreign contractors. [↑](#footnote-ref-2)
3. as above [↑](#footnote-ref-3)
4. Delete as appropriate. [↑](#footnote-ref-4)
5. The contractor should specify in the offer form the offered subject of the contract by providing the manufacturer's name, model/type, or other unique features (e.g., catalog number) that distinctly identify the offered subject of the contract. In the case of a subject of the contract that lacks the aforementioned markings and is custom-made, the contractor should indicate it in the offer form under the model/type column – ‘custom-made product’, ‘in-house product’ or another equivalent term; [↑](#footnote-ref-5)
6. as above [↑](#footnote-ref-6)
7. If Section 7 is left uncompleted, the Contracting Authority will assume that the Contractor intends to execute the contract independently. [↑](#footnote-ref-7)
8. If the Contractor delegates the execution of part(s) of the contract to a subcontractor, they should specify the name(s) of the subcontractor(s). [↑](#footnote-ref-8)