



Request for clarification No 4 received on 01 June

Technical Assistance for collecting Road Safety KPIs on Seat Belt and Child restraint Systems in the Western Balkans region

PS/SRV/KPI/006/2023

<p>Q: According to Article III.1.6 of the Instructions, which specifies the requested guarantees, is it possible for a tenderer to submit a promissory note registered in the national bank as a financial security instead of a bank guarantee? Considering that our institution is a budget beneficiary registered with the "Treasury Administration" and does not have a commercial bank, we have the capability to provide only a promissory note registered in the national bank as a means of financial guarantee.</p>	<p>A: The Contracting Authority confirms the requirements of Article III.1.6 of the Instructions to Tenderers. The Performance Guarantee cannot be set through a Promissory Note.</p>
<p>Q: Referring to Article III.1.6 of the Instructions, which outlines the requested guarantees, can the holder of the bank guarantee be one of the partners instead of the Lead Partner, in case of joint tender? In other words, is it permissible for a Partner (Member) to submit the bank guarantee in lieu of the Lead Partner (Group Leader)?</p>	<p>A: The provided guarantee needs to comply with the provisions of Annex 11 and the draft Contract.</p> <p>The guarantee must be issued in the name of the Contractor. In case the Contractor is composed of an association, the guarantee will be mentioning the association itself, not one individual member of it (Group Leader or otherwise).</p> <p>It is entirely for the Contractor to arrange under the terms of the Joint Venture Agreement how individual members will be sharing the cost of issuing the bank guarantee letter, as long as the provided guarantee would observe the requirement of Annex 11.</p>