



Call for tenders n° EDPS/2019/02

Studies on the implication of several GDPR provisions, case laws and other laws having an impact on data protection

Open procedure

Clarifications n°1

Question 1 - The contract notice related to this open procedure sets out a maximum amount of EUR 600.000 to be spent under the framework contract for a potential duration of 48 months. On the other hand, the tender specifications stipulate an initial contract duration of 12 months and indicate an estimated number of 3 Category A-studies and 7 Category B-studies that could be procured in the first year of the contract (p. 7).

Is the scenario to be built in the financial offer form assuming a contract duration of 48 months with a maximum budget of EUR 600.000 for the potential procurement of 3 Category A-studies and 7 Category B-studies? Or, is the scenario assuming only the initial contract duration of 12 months for the potential procurement of 3 Category A-studies and 7 Category B-studies - a case in which total projections are likely to be much lower than the maximum budget of EUR 600.000 in anticipation of potential renewals of the framework contract, potential similar quantities ordered in subsequent years and the actual framework contract ceiling?

The scenario of 3 Cat. A studies and 7 Cat. B studies in the financial offer (Annex 6 of the Tender Specifications) reflects the indicative number of studies the Contracting Authority would request during the initial contract (12 months). This number does not necessarily reflect the needs for the coming years.

The studies are a recurrent need of the Contracting Authority but there is currently no information available about the number of studies, which will be ordered in the following years.

The maximum amount of 600.000 EUR was set in order to ensure the Framework Contract will be able to cover the needs of the Institution, also in case of an increased need in subsequent years.

Please note that neither the maximum budget of 600.000 EU, nor the scenario in the financial offer should be understood as a commitment of the Contracting Authority as to the number of studies to be requested under the Framework Contract.

Question 2 - Can the Contracting Authority make the tender specifications available in Word version?

The Word version of the annexes has now been published on the EDPS website.