

**CLARIFICATION TO TENDER: N° 01**

**“Reinforcing operational aspects of national/governmental CERTs”**

**ENISA P/35/10/TCD**

**Questions & Answers**

<p><b>Q1:</b></p>	<p>As an individual I'm going to build a consortium and submit an offer. Some of the documents you request are:</p> <p>1. "Professional information": The Tenderer must provide evidence of enrolment (declaration or certificates) in one of the professional or trade registers, in country of establishment.</p> <p>Is the NIP (Numer Identifikacji Podatkowej) - Tax Identification Number, which is issued in Poland for individuals a right information.</p>
<p><b>A1:</b></p>	<p>Generally a legal person working in his/her professional field will be registered to trade in this field with a Chamber of Commerce or trade body in their country, or in the case of a company their company registration clearly states in what fields it can trade.</p>
<p><b>Q2:</b></p>	<p>2. "Proof of financial and economic capacity": Annual accounts, balance sheet or extracts there from where publication of the balance sheet is required under company law in the country of establishment; Statement of the undertaking's overall turnover and its turnover in respect of the services to which the contract relates for the previous two financial years.</p> <p>As an individual I have not such information, so would like to use the exception:</p> <p>"If, for any valid reason, the service provider is unable to provide the references requested by the contracting authority, he may prove his economic and financial standing by any other document which the contracting authority considers appropriate."</p> <p>Is my PIT (Personal Income Tax) a right solution in this case?</p>

<p><b>A2:</b></p>	<p>It should be noted that to provide adequate proof of their economic and financial standing, an individual (as is also the case with a company) must prove this within the framework of consultant activities related to the subject matter of the tender.</p> <p>If you propose to provide a copy of your personal income tax return for the last two years, then it should clearly show that you have engaged in consultant services (not just salaried services as an employee for example) in relevant fields.</p>
<p><b>Q3:</b></p>	<p>I assume that all above mentioned documents are requested only from a consortium leader. Am I right?</p>
<p><b>A3:</b></p>	<p>On page 31 of the tender specification, in Article 3 Selection Criteria it states:  <i>"The following criteria will be used to select the Tenderers. If the Tender is proposed by a consortium these criteria must be fulfilled by each partner."</i></p>