

Gliwice 06<sup>th</sup> Of August 2024

**VIBRA-TEC Sp. z o.o.,  
ul. Brzozowicka 9,  
42-500 Będzin,  
NIP 6252488429**

### **Rejection of Vibra-TEC tender.**

Concerning proceedings conducted in accordance with the basic procedure, in which the subject of the contract is: Delivery of a vibratory sieving machine for difficult metallic powder materials, including training of employees.

The Contracting Authority, while examining the tender submitted by Vibra - tec, questioned the documents provided to confirm compliance with the conditions for participation in the proceedings. Both References, after careful analysis, turned out to be a "conglomeration" of objects and text (The Contracting Authority is able to demonstrate this.) The Contracting Authority, in accordance with the content of Article 128 (5) of PPL, checked on the official website of the entity indicated by the Economic Operator as the recipient of the equipment, obtaining knowledge that the Economic Operator had certified inauthentic in the submitted documents.

Explanation: The scope of deliveries shown by the Economic Operator, does not coincide with the information on deliveries taken from the official tender site of the Azoty Group. Only 1 delivery is shown there, which does not meet the conditions required by the Contracting Authority, both in terms of time and amount. On the attached Protocols, aside from the fact that they are practically illegible, the Economic Operator used the letterhead of the Łukasiewicz Research Network- Institute of New Chemical Syntheses, wanting to confirm the list of deliveries to the Azoty Group. Finally, the amounts on the documents, which the Contracting Authority obtained on its own from the websites of the entities that the Economic Operator indicated in the submitted list, do not confirm the required 200 thousand PLN net for each delivery, as they are based on, in turn:

- a) Screening machine for the Azoty Group: 105 thousand net
- b) Screening machine for Łukasiewicz - Institute of New Chemical Syntheses: 84474 gross(sic!)

The Contracting Authority, in accordance with Article 128(1), called on the Economic Operator to supplement the quantitative means of proof. Within the

deadline, the Economic Operator submitted only re-filed forms, which in no way change the evaluation of Vibra-Tec's bid, as presented above.

The Contracting Authority, in view of the above facts, decides to reject the bid of the Economic Operator Vibra-Tec, on the basis of Article 226(1)(2)(b), and (c) - as submitted by an Economic Operator who does not meet the conditions for participation in the procedure, and who did not submit the required documents by the required deadline.

As a consequence of the rejection of the tender of VIBRA-TEC sp. z o.o., the Contracting Authority will proceed with the examination of the next submitted tender.

The Economic Operator is entitled to appeal against the decision of the Contracting Authority.

Yours sincerely

