Appendix 1 to the ToR

Case no.: **DZ.271.11.2024**

**TENDER FORM**

1. **THE CONTRACTING AUTHORITY:**

**Sieć Badawcza Łukasiewicz – PORT Polski Ośrodek Rozwoju Technologii (Łukasiewicz Research Network – PORT Polish Centre for Technology Development) ul. Stabłowicka 147, 54-066 Wrocław**

1. **ECONOMIC OPERATOR:**

**This tender has been submitted by:**

I/We, the undersigned ……………………………………………………………………………..……

acting for and on behalf of:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **No** | **ECONOMIC OPERATOR(S) NAME (if the tender is submitted by a consortium, each member of the consortium should be listed)** | **In the event of a Consortium, please enter which of the Economic Operators is the Leader of the Consortium or a Member of the Consortium** | **ECONOMIC OPERATOR(S) REGISTERED ADDRESS(ES)** | **ECONOMIC OPERATOR(S) taxpayer identification number, business entity identification number, national court register number**  **(or equivalent specific to the Economic Operator's country of residence, if any)** |
|  |  |  |  |  |

*To be filled in only in case of submitting a tender as part of a Consortium:*

I/we declare that the representative of the Economic Operators jointly applying for the contract (as part of a Consortium) in this procedure is …......................................................

*NOTE: If a joint tender is submitted (as a consortium), the power of attorney to represent the Economic Operators jointly applying for the contract must be attached to the tender form.*

**3. CONTACT PERSON FOR THE CONTRACTING AUTHORITY**

|  |  |
| --- | --- |
| **Name and surname** |  |
| **E-mail address, telephone number** |  |

By submitting a tender in the proceedings conducted under the basic procedure pursuant to Article 275 (2) of the PPL for the contract entitled: **“Provision of patent attorney services for Łukasiewicz – PORT within the Virtual Research Institute” DZ.271.11.2024** I/We offer the performance of the subject of the contract in the full scope of the ToR under the following conditions:

Total net amount:…………………………………….. PLN/EURO (delete as appropriate)

Total gross price: ………………………………… PLN/EURO (delete as appropriate)

The total net amount and the total gross price have been calculated on the basis of the quotation form (Appendix 10 to the ToR).

**4. Economic operator’s statements**

1) We declare that we consider myself (ourselves) bound by this tender for the time period indicated in the ToR.

2) Payment term in accordance with the wording of the model contract (Appendix 3 to the ToR).

3) We declare that:

* **I/We do not intend** to subcontract any part of the services (delete if not applicable).
* **I/We intend** to subcontract the following scope of services (fill in the table below if applicable or delete if not applicable):

|  |  |  |
| --- | --- | --- |
| No | Lots of the contract – scope of services the Economic Operator intends to entrust to subcontractors | Company (name) of the subcontractor |
| 1. |  |  |

4) I declare that I intend to/do not intend[[1]](#footnote-2) to rely on the technical or professional capacities of entities making available their resources in order to confirm the fulfilment of the conditions for participation in the procedure, including:

scope (description/indication) of resources …[[2]](#footnote-3)

name of entity making available its resources …[[3]](#footnote-4)

in accordance with the statement on the provision of resources by a third party, in accordance with section 8.3 of the ToR.

5) I/We declare that the price of the tender includes all costs of the execution of the contract and that within this price all activities described in the ToR, including in particular those described in Appendices 2, 3 and 10 to the ToR, will be performed.

6) I/We declare that I/we have got acquainted with the content of the Model Contract (Appendix 3 to the ToR) and I/we fully accept its content.

7) Should my/our tender be found the most advantageous, I/we shall sign a Contract on the conditions specified in the ToR within the time limit indicated by the Contracting Authority.

8) I/We hereby declare that I/we have fulfilled the information obligations provided for in Article 13 or Article 14 of the GDPR\* towards natural persons from whom we have directly or indirectly obtained personal data in order to compete for a public contract in this procedure\*\*.

*\*GDPR stands for 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) /EU Official Journal L 119 of 04.05.2016, p. 1/.*

*\*\*If the Economic Operator does not provide personal data other than those which concern it directly or the application of the information obligation pursuant to Article 13(4) or Article 14(5) of the GDPR is excluded, it should cross out the content of this declaration and add the entry ‘not applicable’.*

9) I/We hereby declare that **(delete one of the following\*)**:

a) the selection of our tender will not give rise to any tax liability for the Contracting Authority under the Value Added Tax legislation **\*** – *concerns entrepreneurs obliged to apply the provisions of the Value Added Tax (VAT) Act - 23% VAT rate; or*

b) the selection of our tender will give rise to tax liability for the Contracting Authority under the Value Added Tax legislation **\*** – *concerns foreign entrepreneurs settling tax outside Poland, who are not obliged to apply the provisions of the VAT Act.*

In view of the above ("letter B"), we hereby declare as follows:

|  |  |  |  |
| --- | --- | --- | --- |
| **No.** | **Name (type) of goods/services the supply or provision of which will lead to a tax obligation on the part of the Contracting Authority** | **Value of goods/services covered by the tax liability of the Contracting Authority, without tax**  **(net amount)** | **Rate of tax on goods and services arising at the Contracting Authority (there is a 23%VAT rate for these services)** |
|  |  |  |  |
|  |  |  |  |

If none of the above items are crossed out, the Contracting Authority will, according to the documents in its possession from the Contractor, qualify who is liable for tax on the basis of the country of residence. The tax liability shall arise in case of:

* intra-Community acquisition of goods,
* import of services or goods.

10) I/We hereby declare that as a contractor I am / we are (delete as appropriate):

– a micro enterprise

– a small enterprise

– a medium-sized enterprise

The information is required for statistical purposes only.

* Micro enterprise: an enterprise which employs fewer than 10 persons and whose annual turnover and/or annual balance sheet total does not exceed EUR 2 million.
* Small enterprise: an enterprise which employs fewer than 50 persons and whose annual turnover and/or annual balance sheet total does not exceed EUR 10 million.
* Medium-sized enterprises: enterprises which are neither micro nor small enterprises and which employ fewer than 250 persons and whose annual turnover does not exceed EUR 50 million or whose annual balance sheet total does not exceed EUR 43 million.

11) Documents constituting company secrets are included in the file ...................., attached to the tender (fill in, if applicable).

NOTE:

The tender form must be made in the form of: electronically signed with a qualified electronic signature certified by a qualified certificate within the meaning of Article 3(12) of eIDAS (EU) Regulation (EU) No. 910/2014, or electronically signed with a trusted signature (within the meaning of the Regulation of the Minister of Digitization of June 29, 2020 on the trusted profile and trusted signature) or a personal signature (within the meaning of Article 2(1)(2) and (9) of the Act of August 6, 2020 on identity cards).

1. Delete as appropriate [↑](#footnote-ref-2)
2. Specify if applicable [↑](#footnote-ref-3)
3. Specify if applicable [↑](#footnote-ref-4)