Bydgoszcz, May16, 2024

**ANNOUNCEMENT ON PRELIMINARY MARKET CONSULTATIONS**

**PURCHASER:**

Intermunicipal Waste Disposal Complex ProNatura Sp. z o.o.

22 Ernst Peterson Street, 85-862 Bydgoszcz

POLAND

Tel. + 48 (52) 522 20 58

Email: biuro@pronatura.bydgoszcz.pl

**CONTACT DETAILS OF THE PURCHASER:**

[https://platformazakupowa.pl/transakcja/928548](http://?)

Note: Correspondence addressed to the Purchasing Party should be accompanied by the note:

**Preliminary Market Consultations – delivery and replacement of a Generator**

* **LEGAL BASIS**
* Preliminary Market Consultations are conducted pursuant to Art. 84 of the Act of 11 September 2019 Public Procurement Law and in accordance with the Regulations for conducting preliminary market consultations, published on the Purchasing Party's website.
* **SUBJECT OF THE ORDER AND THE PURPOSE OF CONDUCTING PRELIMINARY MARKET CONSULTATIONS**
* The Purchasing Party announces Preliminary Market Consultations related to the public procurement procedure for the supply and replacement of a generator at the Municipal Waste Thermal Processing Plant (ZTPOK) in Bydgoszcz at 22 Ernst Peterson Street.
* The purpose of the Preliminary Market Consultations is to obtain information/advice on the requirements for the construction, assembly of new generator, as well as dismantling of an existing one, the description of which is included in Annex No. 2 to this announcement, i.e. Preliminary Description of the Subject of the Order**.**
* During the Preliminary Market Consultations, the Purchasing Party is entitled to limit or extend the scope of their subject matter to selected issues, provided that - in their opinion - this will allow to obtain all information relevant to the planned procurement procedure.
* **APPLICATING TO PARTICIPATION IN PRELIMINARY MARKET CONSULTATIONS**
* The entity interested in participating in the Preliminary Market Consultations is obliged to send an Application to participate in the Consultations (the template of which is attached as Appendix 1 to the Announcement).
* The application should be sent via e-mail to: [https://platformazakupowa.pl/transakcja/928548](http://?)

Deadline for submitting applications expires on May 24, 2024.

* **RULES FOR CONDUCTING PRELIMINARY MARKET CONSULTATIONS**
* Preliminary Market Consultations will be conducted in accordance with the provisions of the Public Procurement Law and the provisions of the Regulations for conducting Preliminary Market Consultations published on the Purchasing Party's website.
* The condition for participation in the Preliminary Market Consultations is to submit an Application signed by a person authorized to represent the entity applying to participate in the Consultations, within the deadline specified in this Announcement, subject to § 6 section 2 of the Regulations.
* If the authorization to act on behalf of the entity does not result from an appropriate registration document (publicly available KRS registers, CEIDG), the Application must be accompanied by an appropriate power of attorney/authorization to represent the entity.
* The invitation to participate in the Consultations will be sent to the e-mail address of the entity indicated in the Application to participate in the Preliminary Market Consultations.
* Preliminary Market Consultations are public, subject to § 3 section 6 of the Regulations on conducting Preliminary Market Consultations.
* The Purchasing Party expects to complete the Preliminary Market Consultations within 14 days from the expiry of the deadline specified in point III.3 of this Notice.
* **Data Privacy Notice/Statement**
* Pursuant to Art. 13 section 1 and 2 of 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 Regulation on data protection) (OJ EU L 119 of 04/05/2016, p. 1), hereinafter referred to as "GDPR", the Purchasing Party informs that:
* The administrator of personal data processed in connection with the proceedings (including the content of offers, annexes thereto, documents submitted at the request of the Purchasing Party, explanations and supplements submitted to offers, supplements, concluded contracts, legal remedies brought, etc.) is the Intermunicipal Waste Disposal Complex. ProNatura Sp. z o. o., 22 Ernst Peterson Street, 85-862 Bydgoszcz; the data administrator is the Company's Management Board;
* A data protection inspector has been appointed to contact you regarding the protection of your personal data, and can be contacted via a letter to the Company's address or by e-mail: [iodo@pronatura.bydgoszcz.pl](http://?)
* Your personal data will be processed pursuant to Art. 6 section 1 letter c GDPR for purposes related to the procedure for awarding this public procurement;
* The recipients of your personal data will be persons or entities to which the documentation of the proceedings will be made available pursuant to Art. 18 and art. 74 PPL and, possibly, the authorities considering legal remedies brought in the course of proceedings and participants in proceedings resulting from their submission;
* Your personal data will be stored in accordance with Art. 78 section 1 of the Public Procurement Act, for a period of 4 years from the date of completion of the contract award procedure. If the duration of the contract exceeds 4 years, the storage period covers the entire duration of the contract and, to the appropriate extent, the warranty and guarantee period as well as the period until the limitation period for claims related to with the implementation of the contract. If the implementation of the contract is co-financed from funds from the European Union budget, this period is 10 years from the date of concluding the co-financing agreement/issuing the decision on co-financing the project as part of the implementation of which this contract was awarded;
* The obligation to provide personal data directly relating to you is a statutory requirement specified in the provisions of the Public Procurement Act, related to participation in public procurement proceedings; the consequences of failure to provide specific data result from the Public Procurement Law;
* In relation to your personal data, decisions will not be made in an automated manner, pursuant to Art. 22 GDPR. Data Administrator has no intention of transferring personal data to a third country or international organization;
* You are entitled to:
* Pursuant to the provisions of Article 15 GDPR: the right to access your personal data;
* Pursuant to the provisions of Article 16 GDPR: the right to rectify your personal data;
* Pursuant to the provisions of Article 18 GDPR: the right to request the administrator to limit the processing of personal data, subject to the cases referred to in Art. 18 section 2 GDPR;
* the right to lodge a complaint with the President of the Personal Data Protection Office if you believe that the processing of your personal data violates the provisions of the GDPR.
* You are not entitled to:
* Pursuant to the provisions of Article 17 section 3 letter b, d or e of the GDPR: the right to delete personal data;
* the right to transfer personal data referred to in Art. 20 GDPR;
* Pursuant to the provisions of Article 21 GDPR: the right to object to the processing of personal data, because the legal basis for the processing of your personal data is Art. 6 section 1 letter c GDPR.
* Pursuant to the provisions of:
* Art. 75 PPL - if a person exercises the right referred to in Art. 15 section 1-3 of the GDPR, the contracting authority may request the name or date of the completed public procurement procedure from the person making the request..
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* Art. 19 section 3 and art. 74 section 3 PPL - Making a request referred to in Art. 18 section 1 GDPR does not limit the processing of personal data until the completion of the public procurement or competition procedure; if submitting such a request results in limiting the processing of personal data contained in the procedure protocol or annexes to this protocol, from the date of completion of the contract award procedure, the contracting authority shall not make this data available, with exception of the conditions referred to in Art. 18 section 2 GDPR.
* pursuant to the provisions of Art. 74 section 4 PPL, the principle of transparency referred to in Art. 74 PPL, applies  
  to all personal data, with exception for the data referred to in Art. 9 section 1 GDPR collected during the public procurement procedure. Restrictions on the principle of transparency referred to in Art. 74 section 3 and art. 18 section 3-6 of the PPL shall apply accordingly.
* With regard to personal data provided to the Purchasing Party but not directly related to the Contractor (e.g. personal data of his employees, representatives, collaborators, subcontractors, people he uses to perform the order, providers of resources for the purposes of participating in the proceedings, etc.), the contractor is obliged to fulfil the information obligations referred to in Art. 13 or 14 GDPR, including:   
  to provide them with information regarding the administration of their data by the Purchasing Party   
  and to submit, along with the offer, a declaration on their completion according to the template set out in the Annex   
  to this Notice of Preliminary Market Consultations under penalty of liability for damages to the Purchasing Party
* **Preliminary Market Consultations are conducted in Polish, and in the case of foreign Participants' participation, in English.**

**Confirmed by:**

**/-/Konrad Mikołajski- Chairman of the Board**

**/-/Jarosław Bańkowski- Vice-chairman of the Board**

Attachments:

No 1 - Application form for participation in Preliminary Market Consultations

No 2 - Preliminary Description of the Subject of the Order

No 3 – GDPR clause