**Appendix No. 2 to SWZ**

**Ordering Party: Polish Space Agency**

Trzy Lipy 3 (Building C)

80-172 Gdansk

**OFFER FORM**

In response to the public procurement notice, by joining the procedure conducted in the open tender procedure for: **Insurance of property consisting of automatic telescopic sets located in Chile, the Republic of South Africa and Australia - case reference number: BO/13/2025,** we, the undersigned:

.............................................................................................................................................................................................................................................................. representing

/name and surname/

............................................................................................................................................................................................................................................... *(full name (company) exact address of the Contractor (registered office or place of residence) depending on the entity: NIP/PESEL, KRS/CEiDG.
In the case of submission of the offer by Contractors acting jointly, provide the full names (companies) and exact addresses (registered office or place of residence) of all Contractors acting jointly – indicating the leader)*

**WE SUBMIT AN OFFER** for the execution of the subject of the order in accordance with the Specification of Order Conditions, hereinafter referred to as the SWZ.

**WE DECLARE** that, in accordance with the attached power of attorney, the Authorized Representative to represent us
in the proceedings or to represent us in the proceedings and conclude the agreement is:

**……………………………………………………………………………………………………………………………………………………….……………………………** *(to be completed only by Contractors submitting a joint offer or Contractors who have established a power of attorney in the above scope)*

**We declare that** we have familiarized ourselves with the SWZ, including the model agreement, as well as all other documents and conditions for fulfilling the service. We do not raise any objections to the documents and the description of the method of assessing the fulfillment of the conditions and we consider ourselves bound by the provisions specified in them, and in the event of choosing our offer, we will sign the agreement in accordance with the content presented by the Ordering Party. The offer price includes all costs of executing the order.

1. **WE OFFER** the execution of the above-mentioned subject of the order specified in the SWZ, in accordance with the conditions specified by the Ordering Party **for the price:**

**Part I - AZT optical sensor insurance in Australia**

**Price (gross): ……….................................currency ……. total (also called the total insurance premium for a period of 12 months)**

**Part II - Insurance of optical sensors in Africa (South Africa) and South America (Chile)**

**Price (gross): ……….................................currency ……. total (also called the total insurance premium for a period of 12 months)**

1. **REGARDING THE CRITERIA FOR EVALUATION OF OFFERS:**

| **No.** | **Criterion** |
| --- | --- |
| **1.** | **Criterion - Deductible Franchise****PART I****1.1 In relation to earthquake risk:*** *…………% of the insured sum, not less than …………………….………………………………currency ….……….………….*

**Attention:**permissible deductible level: 2% of the sum insured for the items affected by the damage, not less than EUR 20,000.00 per event.**1.2 In other cases of risk:*** *……………..………………………………….……………………………………………………………………currency……….……….………….*

**Attention:**Permissible deductible level:The maximum permissible deductible is EUR 10,000.00.**PART II****1.1 In relation to earthquake risk:*** *…………% of the insured sum, not less than …………………….………………………………currency ….……….………….*

**Attention:**permissible deductible level: 2% of the sum insured for the items affected by the damage, not less than EUR 20,000.00 per event.**1.2 In other cases of risk:*** *……………..………………………………….……………………………………………………………………currency……….……….………….*

**Attention:**Permissible deductible level:Maximum permissible deductible: EUR 10,000.00. |
| **2.** | **Criterion - Optional clauses for Part I**

|  |  |
| --- | --- |
| **Additional clauses** | **Offered****YES/NO \*** |
| extension of insurance coverage to cover loss or damage caused by electrical or mechanical failure, extension of insurance coverage to cover loss or damage discovered only during inventory or routine servicing | ………………………….. |

\*Please enter as appropriate**Criterion - Optional clauses for Part II**

|  |  |
| --- | --- |
| **Additional clauses** | **Offered****YES/NO \*** |
| extension of insurance coverage to cover loss or damage caused by electrical or mechanical failure, extension of insurance coverage to cover loss or damage discovered only during inventory or routine servicing | ………………………….. |

\*Please enter as appropriate |

1. **WE DECLARE** that , in accordance with the content of Article 225 section 2 of the Public Procurement Law, the selection of the offer in question:
* **will not** lead to the creation of a tax liability for the Ordering Party in accordance with the provisions
on the tax on goods and services, \* / \*\*
* **will** result in the creation of a tax liability for the Ordering Party in accordance with the provisions
on tax on goods and services, for the following products:\* / \*\*

|  |  |  |  |
| --- | --- | --- | --- |
| LP. | Subject of the order | Net value (PLN) | The VAT rate which, according to the Contractor's knowledge, will apply |
| 1 |  |  |  |
| **Together** |  |  |

\*delete where not applicable

\*\* failure to provide information will be deemed as the lack of tax liability for the Ordering Party in accordance with the provisions on goods and services tax

***Instruction:***

*In accordance with the provisions on goods and services tax, the Ordering Party's tax liability arises in the event of:*

*✓ intra - Community acquisition of goods ,*

*✓ import of services or goods ,*

*✓ VAT reverse charge mechanism .*

*The Ordering Party's tax liability means shifting the burden of calculating and settling VAT from the seller (Contractor) to the buyer (Ordering Party). In practice, this means that the Contractor issues an invoice/s in the net amount, and the Ordering Party adds the VAT due and settles it (remitts) on its own.*

1. **WE WILL PROCESS THE ORDER - insurance of the subject of the order for** 12 months from the beginning of the insurance period.

General Insurance Conditions (GTC) and the Policy issued by the Contractor, provided that in the event of a conflict between the provisions of the GTC, the provisions of the GTC shall prevail.

1. **WE ACCEPT** the payment terms specified by the Ordering Party in the Order Specification **.**
2. Data necessary to find the registration document of the appropriate entrepreneur in the database (e.g. the appropriate registration number, NIP number, REGON number, exact name of the entrepreneur, etc.): ………………………………….
3. I/We declare that I/we intend to entrust the execution of the following parts of the order to Subcontractors\*\*:

I/we intend to entrust subcontractors (on whose capacities the Contractor does not rely) with the execution of the following parts of the order:

|  |  |  |
| --- | --- | --- |
| **No.** | **Subcontractor's (company) name (if known)** | **Part (scope) of the work that we intend to entrust to a subcontractor** |
|  |  |  |
| *Complete within the scope of the intended entrustment of the execution of the order to Subcontractors, if known.*  |

1. **The following are an integral part of the offer and are attached in the following order:**

|  |  |  |
| --- | --- | --- |
| No. | Document name (type) | Any comments |
| 1. |  |  |
| 2. |  |  |
| 3. |  |  |
| 4. |  |  |
| 5. |  |  |

1. **WE CONSIDER OURSELVES** to be bound by this offer for the period specified in the Specification of Order Conditions, i.e. for a period of **90 days** , taking into account that **the first day of the offer validity period is the day on which the deadline for submitting offers expires.**

~~In confirmation of the above, we have paid a security deposit: - in the amount of PLN ……………………, in the form of ……………………………………………………………………………………………………………~~

~~Bank account number to which the deposit should be returned: …………………………………………………………………………….~~

 ~~(applies to security deposit paid in cash)~~

1. **We declare that** if - before the expiry of the offer validity period - any changes occur in the situation concerning the entity submitting the offer and presented in our documents included in the offer, we will immediately notify the Ordering Party of them in writing.
2. **We declare that -** with the exception of the information and documents contained in the offer
on pages No. \_\_\_\_\_\_\_\_\_\_\_\_\_\*\*\* - this offer (which includes all annexes thereto) is public and does not contain information constituting a business secret within the meaning of the regulations on combating unfair competition, which I wish to reserve from general access **.**

*\*\*\* as appropriate - enter page numbers or put a dash.
Note!!!*

*In the case of classifying information as a business secret, justification must be attached.*

1. **I declare that** I have fulfilled the information obligations provided for in Art. 13 or Art. 14 of the GDPR (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) (OJ EU L 119 of 04.05.2016, p. 1) towards natural persons from whom I have directly or indirectly obtained personal data in order to apply for the award of a public contract in this procedure\*\*\*\*

*\*\*\*\* in the event that the contractor does not provide personal data other than those directly concerning him or the application of the information obligation is excluded, pursuant to art. 13 sec. 4 or art. 14 sec. 5 of the GDPR, the contractor does not submit the content of the declaration (removal of the content of the declaration, e.g. by deleting it)*

1. **ALL CORRESPONDENCE** regarding this proceeding should be addressed to:

Name and surname ………………………………………………………..

Address ………………………………………………………….

Telephone : ………………………………………………………….

E-mail address : ………………………………………………………….

1. **WE DECLARE that,** in accordance with the definitions contained in Article 7 of the Act of 6 March 2018 – Entrepreneurs’ Law – we are (please tick the appropriate box):
* Microenterprise YES/NO
* Small business YES/NO
* Medium-sized enterprise YES/NO

according to the definition below:

**Microenterprise:** 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 business:** 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 enterprise:** enterprise which is neither micro nor small, and which employs fewer than 250 persons, and whose annual turnover does not exceed EUR 50 million *, and/or* whose annual balance sheet total does not exceed EUR 43 million .

**Note:** in the case of a joint offer by entities, information must be provided regarding all entities submitting a joint offer.

1. In the event that my offer is selected as the most advantageous, the person authorized to sign the contract is …………………………………………………………………………………………………………………………………………………………….……..…..………

*……………………………………………………*

 *(electronic qualified signature of the Contractor)*

**Please sign with a qualified electronic signature**

**Annex No. 4 to SWZ**

**Ordering Party: Polish Space Agency**

Trzy Lipy 3 (Building C)

80-172 Gdansk

**Declaration by contractors jointly applying for the contract specifying which services will be performed by individual contractors**

**Part I and II\***

Acting as a representative of the Consortium composed of

1. …………………………………………. with its registered office in …………………………………………. at ul. ……………….., entered into the National Court Register under no. …………………………………….., Tax Identification Number (NIP): …………………………., REGON ……………………………….
2. …………………………………………. with its registered office in …………………………………………. at ul. ……………….., entered into the National Court Register under no. …………………………………….., Tax Identification Number (NIP): …………………………., REGON ……………………………….

3 …..(other entities if applicable)

I declare, pursuant to art. 117 section 4 of the Public Procurement Act, that as part of the contract titled

**Insurance of property consisting of automatic telescopic sets located in Chile, the Republic of South Africa and Australia - case reference number: BO/13/2025 ,**

**That:**

1. The condition regarding **the authorization to conduct a specific business or professional activity** described in Chapter XII, section 1, point 2 of the SWZ is/are fulfilled on our behalf by the Contractor/s:

|  |  |  |
| --- | --- | --- |
| **Full name of the Contractor** | **Headquarters****(street, town)** | **services that will be performed by the Contractor** |
|  |  |  |
|  |  |  |
|  |  |  |

……………………………………………………………….

 *Signature*

*\*delete where not applicable*

**This declaration is submitted by Contractors jointly applying for the contract together with their offer.**

**Please sign with a qualified electronic signature**

**Annex No. 5 to SWZ**

**Performer:**

……………………………………………………………………………………………………………………

*(full name/company, address,)*

represented by: ………………………………………………………………………………..…………………….………………

**DECLARATIONS BY THE CONTRACTOR, WITHIN THE SCOPE OF ART. 108 SECTION 1 POINT 5 OF THE PPL ACT, ON LACK OF BELONGING / OR BELONGING TO THE SAME CAPITAL GROUP**

In response to the request to submit subjective evidence, I hereby submit a declaration pursuant to Article 108 section 1 item 5 of the Public Procurement Act, in the public procurement procedure conducted in an open tender procedure by the Polish Space Agency for :

**Insurance of property consisting of automatic telescopic sets located in Chile, the Republic of South Africa and Australia - case reference number: BO/13/2025 ,**

I/we ⃰ the undersigned ⃰ , after reviewing the information from the opening of the offers, declare that I /we ⃰ :

* **on not belonging** to the same capital group within the meaning of the Act of 16 February 2007 on Competition and Consumer Protection (Journal of Laws of 2020, items 1076 and 1086), with another contractor who submitted a separate offer, partial offer or application to participate in the procedure\*,
* **on belonging** to the same capital group, together with documents or information confirming the preparation of an offer, partial offer or application to participate in the proceedings independently of another contractor belonging to the same capital group\*.

1) ……………………………………………………………………………………………………..

2) ……………………………………………………………………………………………………

**(\*) delete as appropriate**

In accordance with Art. 4 point 14 of the Act of 16 February 2007 on Competition and Consumer Protection (a capital group is understood as all entrepreneurs who are controlled directly or indirectly by one entrepreneur, including that entrepreneur.

I declare that all information provided in the above statement is current and true and was presented with full awareness of the consequences of misleading the Ordering Party when presenting the information.

Together with the declaration, the contractor may submit evidence that the links with another contractor do not lead to distortion of competition in the contract award procedure.

**Attention!**

Information on membership in a capital group, referred to in art. 108 sec. 1 item 6 of the Public Procurement Act, shall be submitted by each of the Contractors jointly applying for the award of the contract.

**The Contractor shall submit this declaration only upon the request of the Ordering Party.**

**Please sign with a qualified electronic signature**

**Annex No. 6 to SWZ**

**Ordering Party: Polish Space Agency**

**Performer:**

……………………………………………………………………………………………………………………

*(full name/company, address,)*

represented by: ………………………………………………………………………………..…………………….………………

**CONTRACTOR'S DECLARATION ON THE CURRENCY OF INFORMATION CONTAINED
IN THE DECLARATION REFERRED TO IN ART. 125 SECTION 1 OF THE PPL ACT**

By submitting a bid in a public procurement procedure conducted in an open tender mode by the Polish Space Agency for :

**Insurance of property consisting of automatic telescopic sets located in Chile, the Republic of South Africa and Australia - case reference number: BO/13/2025 ,**

I / we ⃰ the undersigned ⃰ declare that :​​​

information contained in the declaration submitted pursuant to Article 125 paragraph 1 of the Act
of 11 September 2019 – Public Procurement Law, to the extent relating to the grounds for exclusion indicated by the contracting authority, referred to in:

1. Article 108 section 1 point 3 of the Act,
2. Article 108 section 1 point 4 of the Act, concerning the imposition of a ban on applying for a public procurement contract as a preventive measure,
3. Article 108 section 1 point 5 of the Act, concerning the conclusion of an agreement with other contractors aimed at distorting competition,
4. Article 108 section 1 point 6 of the Act,
5. At the same time, we declare that the information contained in **Annexes No. 7 and 8** is current as of the date of submission of this declaration, in particular regarding Art. 7 section 1 of the Act of April 13, 2022,
on specific solutions for counteracting support for aggression against Ukraine and serving to protect national security (Journal of Laws of 2022, item 835, as amended);

I declare that all information provided in the above statement is current and true and was presented with full awareness of the consequences of misleading the Ordering Party when presenting the information.

**NOTE:** THIS DECLARATION IS **SUBMITTED SEPARATELY** BY EACH OF THE CONTRACTORS JOINTLY APPLYING FOR THE ORDER. IN THE CASE OF THE CONTRACTOR RELYING ON THE RESOURCES OF A THIRD PARTY, THIS DECLARATION IS ALSO SUBMITTED BY THE ENTITY PROVIDING ITS RESOURCES.

**Please sign with a qualified electronic signature.**

**THE DECLARATION SHOULD BE SUBMITTED AT THE ORDERING PARTY'S REQUEST VIA THE SHOPPING PLATFORM**

**Annex No. 7 to SWZ**

**Ordering Party: Polish Space Agency**

**Statement**

**on not being subject to exclusion under Article 7 paragraph 1 of the Act on special solutions for counteracting support for aggression against Ukraine and serving to protect national security (Journal of Laws of 2022, item 835, as amended)**

**Insurance of property consisting of automatic telescopic sets located in Chile, the Republic of South Africa and Australia - case reference number: BO/13/2025 ,**

I (we), the undersigned ………………………………………………………………………..

Acting for and on behalf of:……………………………………………….………………………….

 *(full name/company, address, depending on the entity: NIP/PESEL, KRS/CeiDG)*

I declare that on the date of submission of offers:

[ ] \* **I am not subject to exclusion** from the proceedings under Article 7 paragraph 1 of the Act of 13 April 2022.on specific solutions for counteracting support for aggression against Ukraine and for protecting national security *(Journal of Laws item 835).*

[ ] \* **I am subject to exclusion** from the proceedings pursuant to Article 7 paragraph 1 of the Act of 13 April 2022.on specific solutions for counteracting support for aggression against Ukraine and for protecting national security *(Journal of Laws item 835)[[1]](#footnote-2)* due to the occurrence of circumstances:

[ ] The Contractor is listed in the lists specified in Regulation 765/2006 and Regulation 269/2014 or entered on the list based on a decision on entry on the list deciding on the application of the measure referred to in Art. 1 item 3 (of the Act as above);\*

[ ] the beneficial owner of the Contractor within the meaning of the Act of 1 March 2018 on Counteracting Money Laundering and Terrorist Financing (Journal of Laws of 2022, items 593 and 655) is a person listed in the lists specified in Regulation No. 765/2006 and Regulation No. 269/2014 or entered on the list or being such a beneficial owner from 24 February 2022, provided that he or she was entered on the list on the basis of a decision on entry on the list deciding on the application of the measure referred to in Art. 1 point 3;\*

[ ] the Contractor's parent entity within the meaning of art. 3 sec. 1 item 37 of the Act of 29 September 1994 on Accounting (Journal of Laws of 2021, items 217, 2105 and 2106) is an entity listed in the lists specified in Regulation 765/2006 and Regulation 269/2014 or entered on the list or being such a parent entity from 24 February 2022, provided that it was entered on the list on the basis of a decision on entry on the list deciding on the application of the measure referred to in art. 1 item 3.\*

**\* please select the appropriate one**

|  |
| --- |
| ……………………………………………….. |
| *Signature(s) of the person(s) authorized to sign this declaration.***Please sign with a qualified electronic signature.****The declaration is submitted together with the offer.** |

**Annex No. 8 to SWZ**

**CONTRACTOR'S DECLARATION**

**ON THE EU-WIDE BAN ON THE PARTICIPATION OF RUSSIAN CONTRACTORS
IN PROCUREMENT**

based on Article 5k of Council Regulation (EU) No 833/2014 of 31 July 2014
concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine (OJ EU No L 229, 31.7.2014, p. 1)

**Insurance of property consisting of automatic telescopic sets located in Chile, the Republic of South Africa and Australia - case reference number: BO/13/2025 ,**

I (we), the undersigned ………………………………………………………………………..

Acting for and on behalf of:……………………………………………….………………………….

 *(full name/company, address, depending on the entity: NIP/PESEL, KRS/CeiDG)*

aware of the liability for making false declarations in relation to Article 5k of Council Regulation (EU) No 833/2014 of 31 July 2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine (OJ EU No L 229, 31.7.2014, p. 1), added to Council Regulation (EU) No 833/2014 by Article 1 point 23 of Regulation 2022/576 (OJ EU No L 111, 8.4.2022, p. 1), I declare that:

* + - * 1. [ ]  **I'm not** /[ ]  **I am\***

a Russian citizen or a natural or legal person, entity or body based
in Russia;

* + - * 1. [ ]  **I'm not** /[ ]  **I am\***

a legal person, entity or body whose ownership rights are directly or indirectly more than 50% owned by an entity referred to in point (a) of this paragraph; or

* + - * 1. [ ]  **I'm not** /[ ]  **I am\***

a natural or legal person, entity or body acting on behalf of or at the direction of an entity referred to in point (a) or (b) of this paragraph,

and[ ]  **I don't use** /[ ]  **I use** subcontractors , suppliers \* and[ ]  **I don't rely on** /[ ]  **I am relying** on the capacities of entities\*, within the meaning of the public procurement directives, where they account for **more than 10% of the value of the contract** .

\* please select the appropriate one

|  |
| --- |
| ……………………………………………….. |
| *Signature(s) of the person(s) authorized to sign this declaration.***Please sign with a qualified electronic signature.****The declaration is submitted together with the offer.** |

**ANNEX No. 9 to SWZ**

**Draft provisions of the agreement (PPU)**

General Insurance Conditions (GTC) and the Policy issued by the Contractor, provided that in the event of a conflict between the provisions of the GTC, the provisions of the GTC shall prevail.

**…………………………..**

**Performer**

1. In accordance with the content of art. 7 sec. 1 of the Act of 13 April 2022 on special solutions for counteracting support for aggression against Ukraine and for protecting national security *,* hereinafter referred to as the "Act", the following are excluded from the public procurement procedure or competition conducted on the basis of the Public Procurement Law:

1) a contractor and a competition participant included in the lists specified in Regulation 765/2006 and Regulation 269/2014 or entered on the list on the basis of a decision on entry on the list deciding on the application of the measure referred to in Art. 1 item 3 of the Act;

2) a contractor and a competition participant whose beneficial owner within the meaning of the Act of 1 March 2018 on Counteracting Money Laundering and Terrorist Financing (Journal of Laws of 2022, items 593 and 655) is a person listed in the lists specified in Regulation No. 765/2006 and Regulation No. 269/2014 or entered on the list or being such a beneficial owner from 24 February 2022, provided that he or she was entered on the list on the basis of a decision on entry on the list deciding on the application of the measure referred to in Art. 1 item 3 of the Act;

3) a contractor and a competition participant whose parent entity within the meaning of art. 3 sec. 1 item 37 of the Act of 29 September 1994 on Accounting (Journal of Laws of 2021, items 217, 2105 and 2106) is an entity listed in the lists specified in Regulation 765/2006 and Regulation 269/2014 or entered on the list or being such a parent entity from 24 February 2022, provided that it was entered on the list on the basis of a decision on entry on the list deciding on the application of the measure referred to in art. 1 item 3 of the Act. [↑](#footnote-ref-2)