

WRITTEN REPORT BY CONTRACTING AUTHORITY

(pursuant to Sec. 85 of Act No. 137/2006 Coll. on Public Contracts)

Public Contract Name:

**Personal Safety Interlock
System**

The Contracting Authority of the above mentioned above-the-threshold public contract for supplies of issued in the negotiation procedure without publication pursuant to Act No. 137/2006 Coll. on Public Contracts (hereinafter the "Act") drew up this written report.

A. Identification of the Contracting Authority, Subject matter of the public contract, Remuneration agreed in Contract

Contracting Authority:

Registered office:

Company identification No.:

**Person authorised to act on behalf
of the Contracting Authority:**

Fyzikální ústav AV ČR, v.v.i.

**Na Slovance 2, 182 21 Prague 8
68378271**

RNDr. Michael Prouza, PhD., Director

The Contracting Authority, the Institute of Physics of the Czech Academy of Sciences, public research institution – whose main activity is to conduct research and development in the physical sciences field – is the recipient of a grant for the project "ELI: EXTREME LIGHT INFRASTRUCTURE – phase 2," reg. No CZ.02.1.01/0.0/0.0/15_008/0000162, which is implemented under the Operational Program Research, Development and Education (hereinafter the "Project"). The aim of the Project is implementation of the final phase of construction and delivery of international laser research centre ELI Beamlines including its laser and experimental technology.

The subject matter of the Public Contract is the supply of a personal safety interlock system (hereinafter also the "PSI system") in the scope and under the conditions as defined herein. The PSI system is a safety system that protects personnel against defined hazards. The main strategy of the system is to confine the hazard within the hazardous area and terminates the hazardous process that can lead to injury or death.

ELI Beamlines facility is divided into four functional parts enabling the process and experiments. These are lasers, beam distribution, experimental areas and supporting technology (like vacuum, electricity, cooling system etc.). These parts are driven or supported with different automation (local control systems, central control system etc.), and safety, security and monitoring systems. Each particular technology is located in dedicated area. These areas contain hazards which are identified with hazard identification process. The PSI system is one of the layers of protection. Other layers, such as passive shielding, signs, alarms, monitoring systems, trainings of personnel, and so on are used in conjunction with the PSI system to reduce the risk of injury from high to acceptable or negligible.

Subject-matter of the Public Contract is in detail specified in the Tender Documentation attached hereto, particularly in the following Annexes thereto Annex No. 3 Technical Specifications - Requirements Specification Document including the PSI Functional Concept Description, Annex No. 4 Clarification of Requirements on the PSI System, Annex No. 5 PSI system – Maintenance services and Annex No. 6 Contract for Work.

The remuneration agreed in Contract: 1.331.592 EUR excl. VAT (34.834.446,72 Kč bez DPH)

B. Selected type of an Awarding Procedure

Negotiation procedure without publication pursuant to Sec. 23 (5) (a) of the Act.

C. Selected Bidder Identification, Most suitable bid selection justification, Public Contract parts to be performed via subcontractor

Bid Number based on Delivery Time	Bidder's Name	Registered Office	ID Number
1.	Rockwell Automation s.r.o.	Argentinská 1610/4, 170 00 Praha 7	48590631

Evaluation Commission did not perform the Evaluation phase pursuant to the Sec. 79 (6) of the Act since there was only one bid to evaluate.

The Evaluation Commission recommends to the Contracting Authority to assign the public contract to the Bidder called „**Rockwell Automation s.r.o.**” with respect to the fact that the bid was complete and is in accordance with the Act and tender conditions.

D. Identification of each bidder along with their bid prices

Number of Bid Based on Time of Delivery	Bidders Name	Registered Office	ID Number	Bid Price (EUR excl. VAT)
1.	Rockwell Automation s.r.o.	Argentinská 1610/4, 170 00 Praha 7	48590631	1 331 592
2.	Honeywell, spol. s.r.o.	V Parku 2326/18, 148 00 Praha 4	CZ18627757	841 226

E. Identification of excluded Applicants and justification for their exclusion

Bidder's Name	Registered Office	ID Number
Honeywell, spol. s.r.o.	V Parku 2326/18, 148 00 Praha 4	18627757

Technical conditions of the bid do not meet the requirements specified by the Contracting Authority and by law in the Tender Documentation. Within an Annex No. 2 of Protocol, the Evaluation Commission provided detailed reasoning of incompliance with the technical conditions.

The Total Bid Price has not been determined by the Participant within the bid in accordance with the Contracting Authority's requirements stipulated by the Tender Documentation. A detailed statement of reasoning of this fact is given in the Annex No. 2 to Protocol.

There are also certain deficiencies in documentation in the bid proving that the Participant meets qualification prerequisites. A detailed statement of reasoning of this fact is given in the Annex No. 2 to this Protocol and in the separate protocol on assessment of qualifications.

Conclusion: The deficiencies of qualification meeting could be solved within an explanation in accordance with Sec. 59 of the Act. However, with regard to the other irremovable deficiencies in the bid, the Commission has decided to exclude the bid from the tender procedure because the bid cannot be corrected without being changed (which is in contrary to the Act).

Details of the assessment are stated in Annex attached.

F. Applicant exclusion due to Abnormally Low Tender Price

No applicant was excluded due to abnormally low tender price.

G. Justification of Competitive Dialogue, Negotiated Procedure with Publication, Negotiated Procedure without Publication application, if applied

Given the fact that conditions stated in Sec. 23 (5) a) of the Act are fulfilled, thus that the supplied products are manufactured purely for the purposes of research or development, the Contracting Authority issued this public contract in negotiation procedure without publication.

H. Justification of Awarding Procedure cancellation, if cancelled

The tender procedure was not cancelled.