

Special garments purchase

Tender Specifications

Annex I to invitation to tender no

Frontex/2023/OP/1130/JL/MS

I. GENERAL INFORMATION

I.1 General Information on Frontex

The European Border and Coast Guard Agency - Frontex (hereinafter referred to as “Frontex” or “Contracting authority”) is governed by Regulation (EU) 2019/1896 of the European Parliament and of the Council of 13 November 2019 on the European Border and Coast Guard and repealing Regulations (EU) No 1052/2013 and (EU) 2016/1624.

Further information about Frontex can be found on the Agency’s web site www.frontex.europa.eu.

I.2 Procurement procedures

For its fast growing organisation and performance, Frontex is in constant need of goods and services. Tendering is the structured way to consult the market for the purchase of these goods and services.

The purpose of competitive tendering for awarding contracts is two-fold:

- To ensure the transparency of its operations;
- To obtain the desired quality of services and supplies at the best possible price.

The procurement procedure is governed by the following legal provisions:

Frontex is an autonomous EU Agency and has therefore its own Financial Regulation (Management Board Decision 19/2019 of 23 July 2019 adopting the Frontex Financial Regulation. In accordance with this Regulation, the relevant provisions of the Financial Regulation applicable to the general budget of the Union Regulation (EC, Euratom) No 2018/1046 on the financial rules applicable to the general budget of the Union (hereinafter Financial Regulation), repealing Regulation (EU, Euratom) No 966/2012 and specifically Title VII - Procurement and concessions and Annex I to the same Regulation shall apply.

I.3 Eligibility

Participation in this call for tenders is open on equal terms to all natural and legal persons coming within the scope of the Treaties, as well as to international organisations.

It is also open to all natural and legal persons established in a third country which has a special agreement with the European Union in the field of public procurement on the conditions laid down in that agreement.

The plurilateral Agreement on Government Procurement concluded within the World Trade Organisation (GPA) is not applicable to Frontex procurement procedures.

The rules on access to procurement do not apply to subcontractors. Subcontracting may not be used with the intent to circumvent the rules on access to procurement.

Participation is open to all natural and legal persons as defined above, under the condition that:

- a) They are not in any of the situations excluding them from participation and that they have no conflict of interest in connection with this contract;
- b) They have all the necessary knowledge and experience as well as technical and human resources to implement the contract; and
- c) They possess adequate economic and financial capacity to perform the required services.

Tenderers must ensure that none of the involved entities (see Sections I.5 and I.6) are subject to EU restrictive measures adopted under Article 29 of the Treaty on the European Union (TEU) or Article 215 of the Treaty on the Functioning of the EU (TFEU)¹. The prohibition applies throughout the whole performance of the contract.

¹ Please note that the EU Official Journal contains the official list of entities subject to restrictive measures and, in case of conflict, it prevails over the list of the [EU Sanctions Map](#).

I.4 Penalties

Without prejudice to the application of the remedies laid down in the contract, Tenderers and Contractors who have been guilty of making false declarations concerning situations referred to in point III.3, shall be subject to the financial penalties set out in Article 135 and 138 of the above mentioned Regulation No 2018/1046.

I.5 How can economic operators organise themselves to submit a tender?

Economic operators can submit a tender either as a sole economic operator (sole tenderer) or as a group of economic operators (joint tender). In either case subcontracting is permitted.

In order to fulfil the selection criteria set out in Section III.4 the Tenderer can rely on the capacities of subcontractors or other entities that are not subcontractors.

The role of each entity involved in a tender must be clearly specified in the Tender Submission Form (Annex VI): i) sole tenderer, ii) *Group leader* of a group of tenderers, iii) member of a group of tenderers, or iv) subcontractor.

I.6 Joint Tenders

A joint tender is a situation where a tender is submitted by a group (with or without legal form) of economic operators regardless of the link they have between them. The group as a whole is considered a Tenderer.

No special legal form is required but, Group/Consortium members must appoint a Group/Consortium leader and a single point of contact authorised to act on their behalf in connection with the submission of the tender and in connection with all relevant questions, clarification requests, notifications, etc., that may be received during the evaluation & award process, until the contract signature. Such appointment needs to be based on the template provided in Annex VII (Power of Attorney). In addition, under the same document, Group/Consortium members shall provide an undertaking that each company shall be jointly and severally responsible for the due performance of the contract.

In the event a Tenderer submitting a joint tender has already set up a legal entity for performance of the contract (if it is awarded), the Tenderer should mention this fact in the tender along with any other relevant information/documentation in this respect.

All members of the Group/Consortium assume joint and several liability towards the Contracting authority for the performance of the contract as a whole. Statements saying, for instance, that:

- a) "...one of the partners of the joint tender shall be responsible for part of the contract and another one for the rest...", or
- b) "...more than one contract shall be signed if the joint tender is successful..."

are thus incompatible with the principle of joint and several liability.

Frontex shall disregard any such statement contained in a joint tender, and further reserves the right to reject such tenders without further evaluation on the grounds that they do not comply with the tender specifications.

Any change in the composition of the Group/Consortium during the procurement procedure may lead to the rejection of the tender. Any change in the composition of the Group/Consortium after the signature of the contract may lead to the termination of the contract.

All members of the Group/Consortium shall meet the eligibility and exclusion criteria given in points I.3, III.3 and III.6.

I.7 Sub-contracting

Subcontracting is the situation where the contractor enters into legal commitments with other economic operators which will perform part of the contract on its behalf. The contractor retains full liability towards the Contracting authority for performance of the contract as a whole.

Sub-contracting is allowed, provided that the subcontractor(s) and its estimated scope of work shall be clearly indicated in the tender. Nevertheless, the responsibility for the full execution of the contract rests with the Contractor, as Frontex has no direct legal commitment with the subcontractor(s).

Accordingly:

- a) Frontex shall treat all contractual matters (e.g. payment) exclusively with the main Contractor, whether or not the tasks are performed by a subcontractor;

- b) Under no circumstances the main Contractor can avoid liability towards Frontex on the grounds that the subcontractor is at fault.

For all subcontractors, regardless their share of the contract, the Tenderer shall include a complete documentation that contains:

- a) an indication of the proportion of the contract that the Tenderer intends to subcontract, and identification and brief description of the envisaged contractual roles/tasks of subcontractors. The information shall be provided in the relevant parts of the Tender Submission Form (Annex VI).
- b) A commitment letter (drawn up using a model in Annex VII) signed by each subcontractor stating its intention to put its capacity for the disposal of bidder.
- c) the declaration on honour in relation with the exclusion criteria (Annex V), since all subcontractors shall **meet the exclusion criteria given in points III.3 and III.6.**

There is no limitation to tasks that may be subcontracted unless the Technical specifications expressly reserve the execution of certain critical tasks to the sole tenderer itself, or in event of a joint tender, to a member of the group.

Please note that changes concerning subcontractors identified in the tender (removal/replacement of a subcontractor) during the procurement procedure (after the tender submission deadline) require prior written approval of the Contracting authority subject to the following verifications:

- any new subcontractor is not in an exclusion situation;
- the Tenderer still fulfils the selection criteria and the new subcontractor fulfils the selection criteria applicable to it individually, if any;
- the terms of the originally submitted tender are not altered substantially, i.e. all the tasks assigned to the former subcontractor are taken over by another involved entity, the change does not make the tender non-compliant with the tender specifications, and the result of evaluation of award criteria of the originally submitted tender is not modified.

If any of the a.m. conditions is not fulfilled, the tender will be rejected.

Tenderers must inform the subcontractor(s) and include in their sub-contracting documents that the subcontracting does not affect the rights of the Contracting authority under the awarded contract, particularly those under Articles II.8, II.13 and II.24 of the draft contract.

I.8 Relying on capacities of other entities not being subcontractors

In order to fulfil the selection criteria set out in Section III.4 the Tenderer may also rely on the capacities of other entities, regardless of the legal nature of the links it has with them.

By filling in the Tender submission form available in Annex VI, Tenderers are required to identify the other entities and describe briefly the envisaged contractual roles/tasks of those entities on whose capacities the Tenderer relies upon to fulfil the selection criteria as described under Section III.4.

It applies also where the economic operators on whose capacities the Tenderer relies to fulfil the selection criteria (that are not subcontractors) belong to the same economic/corporate group as the sole Tenderer or a member of the group submitting the joint tender.

The Tenderer must in that case prove that it will have at its disposal the resources necessary for the performance of the contract by producing a commitment letter in the model attached in Annex VII, signed by the authorised representative of such an entity, and the supporting evidence that those other entities have the respective resources.

If the contract is awarded to a Tenderer intending to rely on another entity to meet the minimum levels of economic and financial capacity, the Contracting authority may require the entity to sign the contract or, alternatively, to provide a joint and several first-call financial guarantee for the performance of the contract.

With regard to technical and professional selection criteria, a Tenderer may only rely on the capacities of other entities where the latter will perform the works or services for which these capacities are required.

Relying on the capacities of other entities is only necessary when the capacity of the Tenderer is not sufficient to fulfil the required minimum levels of capacity. Abstract commitments that other entities will put resources at the disposal of the Tenderer will be disregarded.

I.9 Cost of preparing tenders

The invitation to participate in a tender procedure does not constitute any commitment on behalf of Frontex for award of the contract to a company. Frontex shall not reimburse any costs incurred by Tenderers in preparing and submitting tenders.

I.10 Misrepresentation and corruptive practices

The contract shall not be awarded to Tenderers who, during the procurement procedure:

- a) are subject to a conflict of interest;
- b) are guilty of misrepresentation in supplying the information required by Frontex as a condition of participation in the contract award procedure or fail to supply this information;
- c) attempt to obtain confidential information, enter into unlawful agreements with competitors or influence the evaluation committee or Frontex during the process of examining, clarifying, evaluating and comparing tenders.

All the above-mentioned circumstances shall lead to the rejection of this tender and may result in administrative penalties.

I.11 Confidentiality of tenders: what information and under what conditions can be disclosed?

In the general implementation of its activities and for the processing of tendering procedures in particular, Frontex observes the following EU regulations:

- a) Regulation (EC) 2018/1725 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC;
- b) Regulation (EC) No. 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents.

Once the Contracting authority has opened a tender, it becomes its property and shall be treated confidentially, subject to the following:

- For the purposes of evaluating the tender and, if applicable, implementing the contract, performing audits, benchmarking, etc., the Contracting authority is entitled to make available (any part of) the tender to its staff and the staff of other Union institutions, agencies and bodies, as well to other persons and entities working for the Contracting authority or cooperating with it, including contractors or subcontractors and their staff provided that they are bound by an obligation of confidentiality.
- After the signature of the award decision Tenderers whose tenders were received in accordance with the submission modalities, who have access to procurement, who are not found to be in an exclusion situation referred to in Article 136(1) of the Financial Regulation, who are not rejected under Article 141 of the Financial Regulation, whose tenders are not found to be incompliant with the procurement documents, and who make a request in writing will be notified of the name of the Tenderer to whom the contract is awarded, the characteristics and relative advantages of the successful tender and the price of the offer and/or contract value. The Contracting authority may decide to withhold certain information that it assesses as being confidential, in particular where its release would prejudice the legitimate commercial interests of economic operators or might distort fair competition between them. Such information may include, without being limited to, confidential aspects of tenders such as unit prices included in the financial offer, technical or trade secrets.
- For the specific case of framework contract in cascade, the second ranked in the cascade may ask for comparative advantages of the tender ranked first, but not about the tender ranked third and so forth if there are

more than three contractors in the cascade. For specific contracts awarded following reopening of competition, the unsuccessful contractors can ask for the name of the winning contractor but not for the characteristics and relative advantages of the winning tender and the price paid, since the receipt of such information by parties to the same framework contract each time competition is reopened might prejudice fair competition between them.

- The Contracting authority may disclose the submitted tender in the context of a request for public access to documents, or in other cases where the applicable law requires its disclosure. Unless there is an overriding public interest in disclosure, the Contracting authority may refuse to provide full access to the submitted tender, redacting the parts (if any) that contain confidential information, the disclosure of which would undermine the protection of commercial interests of the Tenderer, including intellectual property.
- The Contracting authority will disregard general statements that the whole tender or substantial parts of it contain confidential information. Tenderers need to mark clearly the information they consider confidential and explain why it may not be disclosed. The Contracting authority reserves the right to make its own assessment of the confidential nature of any information contained in the tender.

For the purpose of executing the contract the Contractor and its staff engaged in the implementation of the contract will be required to sign the Declaration of Confidentiality (see Annex VIII).

I.12 Use of Data

The Contracting Authority retains the right to publish first any outcomes of the contract.

When the contractor uses the data, they shall use a reference to this contract as well as a disclaimer stating that “The presented information and views do not reflect the official position of the European Union’ or of The European Border and Coast Guard Agency - Frontex”. The Contractor shall inform the Contracting Authority of any possible use of the data and/or other outcomes of this contract.

II. SPECIFIC INFORMATION

II.1. Scope and contractual information

II.1.1 Scope of contract

The subject of the contract is purchase and delivery of clothes and accessories adapted to extreme cold and/or rainy conditions, including extremely muddy environment like swamps, for Frontex operational activities as described in Terms of Reference (Annex II).

The contract is divided in the following fifteen (15) lots:

Lot 1- Ski pants

Lot 2- Snowboots

Lot 3- Winter boots

Lot 4- Rubber boots with warmers

Lot 5- Neck warmers

Lot 6- Balaclava hoods

Lot 7- Extreme winter socks

Lot 8- Gaiters

Lot 9- Thermal underwear (1set = pant + top)

Lot 10- Winter gloves

Lot 11- Ski gloves

Lot 12- Ski goggles

Lot 13- Hand and feet warmers (1 pack = 2 pads)

Lot 14- Tatami mat shoes

Lot 15- Flight compression socks

II.1.2 Contractual information

Frontex will conclude a single framework supply contract per lot(s) with the selected candidate on the basis of the draft contract included in Annex III to the Invitation to tender.

II.1.3 Duration of the contract

The duration of the contract is 24 months with the possibility to prolong it maximum 1 time, for an additional period of 24 months and on the same conditions unless one of the parties informs the other of its intention not to extend the framework contract and such notification is received by the party to which it is addressed, not later than three months before the contract expires. The overall duration of the framework contract may in no event exceed four (4) years.

II.1.4 Volume of the contract

The maximum value (excluding VAT) estimated for all lots and the whole duration of the framework contract) (max. 4 years) is EUR 2,711,020.00 (two million seven hundred and eleven thousand twenty euros), as follows:

LOT	VALUE FOR 4 YEARS
Lot 1: Ski pants	184,000.00 EUR
Lot 2: Snowboots	96,000.00 EUR
Lot 3: Winter boots	96,000.00 EUR
Lot 4: Rubber boots with warmers	96,000.00 EUR
Lot 5: Neck warmers	90,000.00 EUR
Lot 6: Balaclava hoods	120,000.00 EUR
Lot 7: Extreme winter socks	360,000.00 EUR

Lot 8: Gaiters	24,000.00 EUR
Lot 9: Thermal underwear sets	475,000.00 EUR
Lot 10: Winter gloves	600,000.00 EUR
Lot 11: Ski gloves	138,000.00 EUR
Lot 12: Ski goggles	72,000.00 EUR
Lot 13: Hand and feet warmers	211,200.00 EUR
Lot 14: Tatami mat shoes	140,000.00 EUR
Lot 15: Flight compression socks	8,820.00 EUR
Estimated grand total	2,711,020.00 EUR

Frontex reserves the right to conduct negotiated procedure without prior publication of a contract notice based on point 11.1 (f) of the Annex I to Financial Regulation to increase the ceiling, if such a need occurs and the respective conditions apply.

II.2. Form and content of the tender

The tender for this Contract shall be submitted according to the rules set out in the Invitation to Tender exclusively via the electronic submission system (e-Submission).

II.2.1 Documents to be included in the tender

The tender shall be clear and concise and shall include all the information and documents required by Frontex for the appraisal of tenders on the basis of the award criteria, and in accordance with these specifications and the relevant Terms of Reference. In the absence of these documents/information Frontex may decide to reject the tender from the award procedure for the contract.

a) Technical Proposal

The Technical Proposal shall:

- Be consistent with the Terms of Reference (Annex II to the invitation to tender) so that Frontex can evaluate the quality of the offers.
- Be presented with a cover template (**Annex IX - Technical Proposal Checklist** and **Annex X - Product Description**) and complemented with the following:

1. Product description:

Offered product specifications or Technical / data sheets: 1 per each product requested.

The technical/data sheets shall include at least the following information:

- Material Composition
- Weave / Construction
- Surface weight (e.g. g/m² for fabrics) (where applicable)
- Elongation (where applicable)
- Dimension stability (where applicable)
- Tear Strength (where applicable)
- Colour Fastness (where applicable)
- Delivery lead time (shall be indicated in Annex X)
- Packaging details (shall be indicated in Annex X)

2. Samples of the items

The Tenderer shall provide one sample of the item from the offered lot (as described in Annex II - art.5).

The required samples shall match the product requirements as described in the Annex II - Terms of Reference (ToR) art.5.

Preferably the samples should be provided in the requested colour. Nevertheless, samples in other colours are also acceptable, but in latter case the additional sample of the fabric in the requested colour shall be provided.

No size requirements are applicable to samples².

Delivery of samples.

As the offer must be submitted electronically via the e-Submission, samples must be delivered via the courier service to Frontex headquarters (Plac Europejski 6, 00-844 Warsaw, Poland) not later than on the day/time of deadline for receipt of tenders. Lack of the sample will result in the rejection of the offer.

3. **Short description of the company**, including the years of operation, number of staff, hierarchical structure, number and description of facilities/production sites.
4. **Description of the Quality Management system** applied by the company, including relevant supporting documents (ISO or similar QM certification, or in the absence of such a certificate: QM strategy, processes, procedures).
5. **Description of the Delivery process**, detailing all the steps the company implements from reception of the Order until its delivery to the designated location, accompanied by supporting documents (e.g. process charts).

Please note that the links to the open sources can only be acceptable for the illustrative purposes but cannot be considered as substituting the required documents.

b) Financial proposal

Financial proposal shall be submitted using the form in **Annex IV**.

Prices shall be indicated in Euro, net amount (excluding VAT) and be all inclusive, i.e. include all costs aligned with the services/supplies.

In preparing the Financial Proposal, the Tenderer should take into account that Frontex is, in general, exempt from all taxes and dues, including VAT, pursuant to the Protocol on the Privileges and Immunities of the European Union, annexed to the Treaty on the Functioning of the European Union. Therefore, VAT will not be taken into account in evaluation of tenders.

The Contractor, if established outside of Poland, shall take the necessary steps in order to obtain, from the competent national authorities, exemption from VAT in respect of the services to be provided under the contract concluded with Frontex. Frontex will assist the Contractor by issuing "VAT and excise Duty Exemption Certificate - 1510 form" used for this purpose by the European Union.

c) Supporting documentation

The supporting documentation is an important part of the tender and shall be complete to guarantee that the technical proposal shall be evaluated. The supporting documentation shall contain the following elements:

1. Tenderer's Declaration of Honour (**Annex V**),

² Upon request, the bidders which are not awarded the contract may receive their samples back. The cost of returning such samples will be covered by Frontex.

2. Tender Submission Form - duly filled and signed by the authorised representative of the Tenderer (**Annex VI**),
3. Documents confirming fulfilment of legal, economic and financial, and technical and professional capacities as requested in points III.4.1, III.4.2 and III.4.3.

II.2.2 Plagiarism in the tender

In the tender and/or in the deliverables of the contract, all quotations or information originating from other sources and to which third parties may claim rights have to be clearly marked (source publication including date and place, creator, number, title, etc.) in a way allowing easy identification.

III. ASSESSMENT OF TENDERERS AND EVALUATION OF TENDERS

Tenders are opened and evaluated by duly designated opening board and evaluation committee, possessing the technical and administrative capacities necessary to give an informed opinion on the tenders.

III.1 Tender opening session

The main aim of the public opening session is to check whether the tender received is compliant with the following formal requirements:

- a) Not submitted later than the submission deadline, and
- b) the integrity and structure of the tender is maintained

The tender opening session will take place on the date indicated in the Invitation to tender at the premises of Frontex, Plac Europejski 6, 00-844 Warsaw. Tenderers wishing to attend the opening session shall send an e-mail to procurement@frontex.europa.eu in accordance with the instructions indicated in the Invitation to tender. A maximum of one representative per Tenderer may attend the opening session. Their participation shall be restricted to an observer's role.

III.2 Tender evaluation session

Tenders complying with the formal requirements checked during the tender opening session shall be considered eligible and will be evaluated against the following criteria:

- a) Exclusion criteria referring to Tenderer
- b) Selection criteria referring to Tenderer
- c) Award criteria referring to tender

The evaluation committee's deliberations are held in closed sessions and its decisions are collective. The members of the evaluation committee are bound to secrecy.

Frontex may on its own discretion decide to change the order of the evaluation stages.

III.3 Exclusion criteria

Tenderers or in case of consortium all members of consortium (as well as all subcontractors) will declare on their honour, by completing and signing **Annex V** that they are not in any of the situations excluding them from the participation in this tender. Tenderers may be asked to provide in due time, preceding the award of the contract, the evidence confirming fulfilment of the Exclusion Criteria, as requested by the contracting authority.

III.4 Selection criteria

Each tender shall be verified against the criteria specified below. Incomplete Tenders shall be rejected. However, Frontex may request that missing formal documents are submitted by email (normally these are to be submitted within 48 hours following the request).

III.4.1 Legal capacity

Requirement

The Tenderer is asked to prove that is authorised to perform the contract under the national law.

Evidence required

- A copy of an official document (Company Register, Official Gazette, etc.) confirming that the Tenderer is already established as a recognised legal entity and is registered in a relevant professional or trade register. The Tenderer must be authorized to perform the prospective contract under the national law of the country it is established (or, in case of consortium, under the national law of the country of the consortium leader). If the Tenderer is not required or permitted to enrol in such a register for reasons of his statute or legal status, an explanation should be provided.

III.4.2 Economic and financial capacity

Requirement

The Tenderer shall provide evidence of its sufficient economic and financial capacity to guarantee continuous and satisfactory performance throughout the envisaged lifetime of the contract.

Evidence required

- a) a free-format declaration of the company's total turnover from the past three years for which accounts have been closed, in line with the applicable national legislation (information shall be provided separately for each year); the average annual turnover over the last three years must be greater than:
 - For Lot 1: 92,000.00 EUR
 - For Lot 2: 48,000.00 EUR
 - For Lot 3: 48,000.00 EUR
 - For Lot 4: 48,000.00 EUR
 - For Lot 5: 45,000.00 EUR
 - For Lot 6: 60,000.00 EUR
 - For Lot 7: 180,000.00 EUR
 - For Lot 8: 12,000.00 EUR
 - For Lot 9: 272,500.00 EUR
 - For Lot 10: 300,000.00 EUR
 - For Lot 11: 69,000.00 EUR
 - For Lot 12: 36,000.00 EUR
 - For Lot 13: 105,600.00 EUR
 - For Lot 14: 70,000.00 EUR
 - For Lot 15: 4,410.00 EUR

If a tender is submitted for more than one lot, the average annual turnover over the last three years must be greater than the sum of the estimated amounts specified above for these lots for which it submits a tender.

If the currency of the Tenderer's accountancy is other than Euro, the equivalent will be calculated on the basis of the exchange rates applicable for the month of tender submission published by the European Commission at: http://ec.europa.eu/budget/contracts_grants/info_contracts/inforeuro/inforeuro_en.cfm

The obligation of a Tenderer to submit the documentary evidence referred to in this point is waived for a particular year if such evidence has already been submitted to Frontex for that year for the purposes of another procurement procedure and still complies with requirements of this point. The Tenderer is in such cases obliged to indicate the reference number of that procurement procedure.

Frontex reserves the right to request any additional documentary evidence it deems necessary or useful in order to verify a Tenderer's economic and financial standing.

III.4.3 Technical and professional capacity

Requirement

The Tenderer must have at least three years of professional experience in providing similar items (such as production or distribution of clothes, uniforms, textile garments, leather items, shoes, belts and accessories).

The Tenderer must have in place a suitable organisation system in relation to managing orders and delivery.

Evidence required

The following documents or information shall be presented as evidence of compliance with the technical and professional capacity criteria:

- a) Provision of a **list of contracts** performed or deliveries executed in the years 2020, 2021 and 2022 which correspond to the supplies required within this call for tenders, indicating their customers, financial volume, scope and complexity;
- b) At least **3 reference letters/confirmations of good execution of the contract** are required to be submitted in the offer. The proper performance of these contracts which were listed shall be documented in a form of reference letters/confirmation of good execution of the contract signed by the authorised persons of the tenderer's clients;
- c) Provision of **description of the company**, including the years of operation, number of staff, hierarchical structure, number and description of facilities/production sites.
- d) Provision of **description of the Quality Management system** applied by the company, including relevant supporting documents (ISO or similar QM certification, or in the absence of such a certificate: QM strategy, processes, procedures).
- e) Provision of **description of the delivery process**, detailing all the steps the company implements from reception of the Order until its delivery to the designated location, accompanied by supporting documents (e.g. process charts).
- f) Provision of **self-declaration of conformity to REACH Regulation** (REGULATION (EC) No 1907/2006 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 18 December 2006) and its implementing legislation.

Only tenders meeting the Selection Criteria will pass to the next stage of the evaluation.

III.5 Award criteria

Once the Tenderer has demonstrated the capacity to perform the contract on the grounds of the selection criteria, the tender will be assessed on the basis of the award criteria.

The award criteria serve to identify the most economically advantageous tender. The quality of each tender will be evaluated, in accordance with the award criteria and the associated weighting. No other award criteria and sub-criteria apart from those detailed below will be used to evaluate the tender.

The contract shall be awarded to the Tenderer offering the best value for money, with 60/40 ratio for the technical quality and price.

III.5.1 Technical evaluation

Technical quality of the tender will be evaluated in accordance with the following Technical Evaluation criteria:

For Lot 1:

Lot 1 - Ski pants

Criterion		Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 1:

Lot 1: Ski pants			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-3]	The ski pants have 3-layer laminate	10	0
[ToR-7]	The ski pants are built with a mix of synthetic fibres (such as polyester or acrylic) and wool	10	0
[ToR-12]	The ski pants have modern and sportive optic	10	0
[ToR-14]	The ski pants have adjustable shoulder straps	10	0
[ToR-16]	The ski pants have 2 slanted side pockets with zipper (one on each leg)	10	0
[ToR-17]	The ski pants are PFC-free and built with recycled material	10	0
[ToR-20]	The ski pants have integrated gaiters with elastic band to ensure a tight seal to the shoes	10	0
MAXIMUM SCORE		70 points	

Methodology for assessment of criterion 2 for Lot 1:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 1:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 2:

Lot 2 - Snow boots		
Criterion	Scoring method	Maximum number of points

1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 2:

Lot 2: Snow boots			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-27]	The snow boots have a warmth rating above 200g	Above 200 g = 10 points Above 300 g = 15 points Above 400 g = 20 points	0
[ToR-30]	The inner boot liner is removable and washable	10	0
[ToR-33]	The snow boots have a padded shaft to offer additional comfort	10	0
[ToR-35]	The snow boots are equipped with an EVA mid-sole	10	0
[ToR-42]	The snow boots are equipped with pull tabs	10	0
[ToR-43]	The snow boots are equipped with gaiters	10	0
MAXIMUM SCORE		70 points	

Methodology for assessment of criterion 2 for Lot 2:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 2:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 3:

Lot 3 - Winter boots			
	Criterion	Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10

3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 3:

Lot 3: Winter boots			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-52]	The winter boots contain recycled materials	15	0
[ToR-54]	The snow boots have a warmth rating above 200g	Above 200 g = 10 points Above 300 g = 15 points Above 400 g = 20 points	0
[ToR-59]	The winter boots have a padded shaft to offer additional comfort	20	0
[ToR-67]	The winter boots are equipped with pull tabs	15	0
MAXIMUM SCORE		70 points	

Methodology for assessment of criterion 2 for Lot 3:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 3:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 4:

Lot 4 - Rubber boots with warmers			
	Criterion	Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 4:

Lot 4: Rubber boots with warmers			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-76]	The rubber boots have a warmth rating above 200g	Above 200 g = 10 points Above 300 g = 15 points Above 400 g = 20 points	0
[ToR-77]	The rubber boots contain recycled materials	10	
[ToR-86]	The outsole may have self-cleaning properties, shedding mud, snow, and debris	10	0
[ToR-87]	The rubber boots have built-in and adjustable locks or gaiters at the top opening to prevent mud or snow from entering the boots.	10	0
[ToR-90]	The rubber boots have a gusseted design with an adjustable calf strap or buckle to accommodate different leg sizes	10	0
[ToR-91]	The rubber boots include removable and washable warmers or insoles	10	0
	MAXIMUM SCORE	70 points	

Methodology for assessment of criterion 2 for Lot 4:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 4:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 5:

Lot 5 - Neck warmers			
	Criterion	Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20

Total maximum points:	100
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Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 5:

Lot 5 - Neck warmers			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-96]	The blend includes other fibers such as nylon or elastane to enhance durability, stretch, and shape retention	10	0
[ToR-97]	The neck warmers have thermoactivated properties	10	0
[ToR-98]	The neck warmers are a 'one size fits all' type	10	0
[ToR-99]	The neck warmers have an adjustment for a precise fit	10	0
[ToR-102]	The neck warmers feature a double layer of insulation	10	0
[ToR-103]	The neck warmers have an extra-long structure protecting upper part of the torso	10	0
[ToR-106]	The neck warmer comply with Oekotex Standard 100 or equivalent standard	10	0
MAXIMUM SCORE		70 points	

Methodology for assessment of criterion 2 for Lot 5:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 5:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 6:

Lot 6 - Balaclava hoods			
	Criterion	Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10

3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 6:

Lot 6 - Balaclava hoods			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-112]	The blend includes other fibres such as nylon or elastane to enhance durability, stretch, and shape retention	15	0
[ToR-117]	The balaclava hoods feature a double layer of fabric	15	0
[ToR-119]	The balaclava hoods have air vents on the inside at the place of the nose and mouth	15	0
[ToR-122]	The balaclava hoods have material with anti-allergic and bacteriostatic properties	15	0
[ToR-123]	The balaclava hoods feature wind stopper	10	0
MAXIMUM SCORE		70 points	

Methodology for assessment of criterion 2 for Lot 6:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 6:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 7:

Lot 7 - Extreme winter socks			
	Criterion	Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20

Total maximum points:	100
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Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 7:

Lot 7 - Extreme winter socks			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-129]	Nylon and elastane fibers are included in the blend to enhance durability, stretch, and shape retention	15	0
[ToR-132]	The extreme winter socks offer arch support to reduce foot fatigue	15	0
[ToR-137]	Ventilation zones are incorporated into the extreme winter sock design to enhance breathability in specific areas, such as the arch or top of the foot	15	0
[ToR-142]	The extreme winter socks have material with anti-allergic and bacteriostatic properties	10	0
[ToR-143]	The extreme winter socks feature light compression of calves (8-15mmHg)	15	0
MAXIMUM SCORE		70 points	

Methodology for assessment of criterion 2 for Lot 7:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 7:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 8:

Lot 8 - Gaiters			
	Criterion	Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20

Total maximum points:	100
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Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 8:

Lot 8 - Gaiters			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-153]	The gaiters feature water resistant properties above 3000mm	20	0
[ToR-157]	The gaiters feature a reinforced ankle area to provide added durability and protection against sharp objects or crampon spikes	15	0
[ToR-159]	The gaiters feature abrasion-resistant fabric on the lower part	20	0
[ToR-160]	The gaiters feature insect-repellent treatment for material	15	0
MAXIMUM SCORE		70 points	

Methodology for assessment of criterion 2 for Lot 8:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 8:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 9:

Lot 9 - Thermal underwear sets			
Criterion		Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 9:

Lot 9 - Thermal underwear sets			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-166]	The thermal underwear sets are unisex (in terms of design)	15	0
[ToR-167]	The thermal underwear sets have a slim, modern, and sportive optic	15	0
[ToR-170]	The thermal underwear sets have extended cuffs or thumbholes for enhanced wrist and hand coverage	15	0
[ToR-177]	The thermal underwear sets feature merino (or equivalent) mesh for ventilation purposes in specific areas, such as the underarms	15	0
[ToR-181]	The thermal underwear sets are made of material with anti-allergic and bacteriostatic properties	10	0
MAXIMUM SCORE		70 points	

Methodology for assessment of criterion 2 for Lot 9:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 9:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 10:

Lot 10 - Winter gloves			
Criterion		Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 10:

Lot 10 - Winter gloves			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-199]	The winter gloves offer reinforcements on back of hand providing ANSI 138 minimum level 2 protection or equivalent	25	0
[ToR-206]	The winter gloves have an extended cuff design to provide a secure fit and prevent snow or cold air from entering the gloves	25	0
[ToR-210]	The winter gloves feature detachable buckle for linking the gloves	20	0
MAXIMUM SCORE		70 points	

Methodology for assessment of criterion 2 for Lot 10:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 10:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 11:

Lot 11 - Ski gloves			
Criterion		Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 11:

Lot 11 - Ski gloves			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional

[ToR-227]	The ski gloves include a goggle wipe on the thumb or index finger to facilitate clearing fog or snow from goggles	25	0
[ToR-228]	The ski gloves have a zippered pocket or dedicated slot on the backhand area to accommodate a hand warmer	25	0
[ToR-230]	The ski gloves have a removable leash or wrist straps to prevent accidental dropping or loss of the gloves	20	0
	MAXIMUM SCORE	70 points	

Methodology for assessment of criterion 2 for Lot 11:

Frontex will assess the packaging information based on the submitted technical offer.

o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.

o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 11:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 12:

Lot 12 - Ski goggles			
Criterion		Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 12:

Lot 12 - Ski goggles			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-239]	The ski goggles' lens features contrast-enhancing properties	7	0
[ToR-240]	The ski goggles' lens is double layered	7	0

[ToR-242]	The ski goggles' lens has an anti-scratch treatment	7	0
[ToR-244]	The ski goggles provide field of view more than 160 degrees	7	0
[ToR-246]	The ventilation system includes dual vents placed on the lens and frame	7	0
[ToR-252]	The strap has a silicone or grippy inner lining to prevent slippage	7	0
[ToR-254]	The ski goggles are offered with user-friendly additional interchangeable lenses and a case	7	0
[ToR-255]	The ski goggles include a removable nose guard or foam insert to provide additional protection and customization for different face shapes	7	0
[ToR-256]	The ski goggles have compatibility with prescription eyewear	7	0
[ToR-258]	A soft cleaning cloth made of microfiber is offered	7	0
	MAXIMUM SCORE	70 points	

Methodology for assessment of criterion 2 for Lot 12:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 12:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 13:

Lot 13 - hand and feet warmers			
Criterion		Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	40
2	Packaging	Please see the assessment details below	30
3	Delivery time	Please see the assessment details below	30
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 13:

Lot 13 - hand and feet warmers			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-268]	The pads produce heat for more than 4 hours	Up to 5 hours: 10 points Up to 6 hours: 20 points Up to 7 hours: 30 points Up to 8 hours: 40 points	0

Methodology for assessment of criterion 2 for Lot 13:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 30 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 13:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 30 points
- o delivery in 22 to 45 days: 25 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 14:

Lot 14 - Tatami mat shoes			
Criterion		Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 14:

Lot 14 - Tatami mat shoes			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-275]	The insole features a memory foam, removable honeycomb insole or equivalent	20	0
[ToR-276]	The shoes have a non-slip outsole made of rubber or equivalent, featuring a tread	20	0

	pattern and leaving no abrasion marks on the floor when used		
[ToR-279]	Mesh panels or ventilation holes may be incorporated into the design	20	0
[ToR-285]	Each pair of shoes may be offered with a pouch for storage purposes	10	0
	MAXIMUM SCORE	70 points	

Methodology for assessment of criterion 2 for Lot 14:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 14:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

For Lot 15:

Lot 15 - Flight compression socks			
Criterion		Scoring method	Maximum number of points
1	Product Quality	Please see the assessment details below	70
2	Packaging	Please see the assessment details below	10
3	Delivery time	Please see the assessment details below	20
Total maximum points:			100

Frontex will assess the quality of products based on the submitted specifications/certificates of each product included in the technical offer and will score them as follows:

Methodology for assessment of criterion 1 for Lot 15:

Lot 15 - Flight compression socks			
[ToR-number]	Criteria	Maximum Points	Mandatory / Optional
[ToR-290]	The mesh panels or ventilation zones are incorporated into the Items design	10	0
[ToR-291]	The Items have thermoregulating properties	10	0
[ToR-296]	The Items feature arch & achilles heel support	10	0
[ToR-297]	The Items are thermally insulated	10	0
[ToR-300]	The Items have a seamless construction	10	0

[ToR-302]	The Items feature an antimicrobial treatment	10	0
[ToR-306]	The Items comply with Oekotex Standard 100 or equivalent	10	0
	MAXIMUM SCORE	70 points	

Methodology for assessment of criterion 2 for Lot 15:

Frontex will assess the packaging information based on the submitted technical offer.

- o The tender offering packaging produced using recycled materials will be awarded the maximum number of 10 points allocated to this criterion.
- o The tender offering the packaging produced using non-recycled materials will be awarded 0 points. If there will be no information on the packaging materials in the technical offer, such tender will be awarded 0 points.

Methodology for assessment of criterion 3 for Lot 15:

Frontex will assess the proposed delivery time to Warsaw, Poland (Frontex HQ) based on the submitted technical offer.

The score will be awarded in accordance with the below:

- o delivery in less than 22 days: 20 points
- o delivery in 22 to 45 days: 15 points
- o delivery in 46 to 60 days: 10 points
- o delivery in 61 to 90 days: 5 points
- o delivery in more than 90 days: 0 points

Tenders scoring less than 50% for any criterion will be deemed to be of insufficient quality and eliminated from further consideration.

The tender which receives the highest number of points at the Technical Evaluation will receive score 100 of the Individual Technical Score.

Individual Technical Score for the remaining tenders will be calculated as follows:

$$\text{Technical score} = \frac{\text{Total points received by the evaluated tender}}{\text{The highest number of points earned in the tender}} \times 100\%$$

III.5.2 Financial evaluation

The points will be awarded to the tenders eligible to participate in the financial evaluation on the basis of the following formula (based on the total reference price offered indicated in Annex IV - Financial tender):

The tender with the lowest reference price will receive score 100.

The financial score of the remaining tenders will be calculated by using the following formula:

$$\text{Financial score} = \frac{\text{Lowest total Price of an eligible proposal}}{\text{Total Price of the evaluated proposal}} \times 100\%$$

III.5.3 Final evaluation

The contract will be awarded to the Tenderer offering most economically advantageous tender. The most economically advantageous tenders will be established by weighting technical quality against price on 60/40 basis. It will be established by the application of the following formula:

Final Score = 0,6 x Technical score + 0,4 x Financial score

The contract will be awarded to the Tenderer, who submitted tender with the highest Final Score.

III.6 Assessment of joint tenders and tenders involving sub-contracting

Joint tenders shall be assessed as follows:

- c) The exclusion criteria and the selection criteria for economic and financial capacity shall be assessed in relation to each economic operator individually¹.
- a) The selection criteria for technical and professional capacity shall be assessed in relation to the combined capacities of all members of the consortium, as a whole.
- b) The award criteria shall be assessed in relation to the tender, irrespective of whether it has been submitted by a single legal or natural person or by a tendering group.

Joint tenders in the stage following the award:

If the Tenderer submits a joint tender but has not yet set up an entity with a legal form, and if he is awarded the contract, the contracting authority may require the Tenderer to give a formal status to his collaboration before the contract is signed, if this change is necessary for proper performance of the contract. This can take the form of an entity with or without legal personality but offering sufficient protection of Frontex contractual interests (depending on the Member State concerned, this may be, for example, a consortium or a temporary association).

The contract shall be signed by all members of the group, or by one of the members, which has been duly authorised by the other members of the group (a power of attorney or sufficient authorisation has to be provided and shall be attached to the contract as an annex), when the Tenderers have not formed a legal entity.

Tenders involving subcontracting shall be assessed as follows:

- a) The exclusion criteria and the selection criteria for economic and financial capacity shall be assessed in relation to each company individually².
- b) The selection criteria for technical and professional capacity shall be assessed in relation to the combined capacities of the Tenderer and the subcontractor, as a whole, to the extent that the subcontractor puts its resources at the disposal of the Tenderer for the performance of the contract.
- c) The award criteria shall be assessed in relation to the tender. Subcontracting as such cannot be an award criterion.

Relying on the capacities of other entities is necessary when the capacity of the Tenderer is not sufficient to fulfil the required minimum levels of capacity. Abstract commitments/statements that other entities will put resources at the disposal of the Tenderer will be disregarded.

Other annexes:

Annex II - Terms of Reference

Annex III - Draft contract

Annex IV - Financial offer template

Annex V - Declaration on Honour

Annex VI - Tender submission form

Annex VII - Power of Attorney / Commitment Letter

Annex VIII - Declaration of Confidentiality

Annex IX - Technical Proposal Checklist

Annex X - Product Description

¹ For the criteria that are deemed to be achieved above a certain level, e.g. overall turnover or turnover with the respect to the specific procurement, a consolidated assessment of all members of consortium together shall be made.

² For the criteria that are deemed to be achieved above a certain level, e.g. overall turnover or turnover with the respect to the specific procurement, a consolidated assessment of a Tenderer plus subcontractor together shall be made, to the extent that the subcontractor puts its resources at the disposal of the Tenderer for the performance of the contract.