consip

Rome, 14th December, 2016

Ref. no. 29935/2016
Sent by certified e-mail

FAO
**BLI SERVICES LIMITED**
11 The Business Center
Molly Millars Lane
Wokingham
Berkshire, RG41 2QZ
United Kingdom

**Subject: Direct award pursuant to paragraph 2a) of art. 36 of Italian Legislative Decree no. 50 of 18 April 2016 for the purposes of the conclusion of a contract for supply n. 1 license BLI . SMART CIG (Tender Identification Code) Z831C7DD49**
**Request for Proposals.**

By means of this Request for Proposals, Consip S.p.A. intends to award the Contract – the subject of which is supply n. 1 license BLI.

The software products referred to in letter a) above must be accompanied by the relevant technical documentation and user manuals, drafted primarily in Italian, and the associated exclusive, non-transferable and perpetual licences granted to the Contracting Authority.
Without prejudice to the infinite duration of all the open-ended licences installed during its term, the Contract will take effect from the date of signature and expire after 12 (twelve) months from the "Delivery acceptance date" and, in any event, at least until the expiry of the service provision period referred to in the previous points.

By signing this Contract, the successful company is undertaking to provide the service(s) and or goods referred to above. The Contract will be entered into by Consip.
The Contract will not contain an arbitration clause.

Consip, pursuant to and in accordance with paragraph 4 of art. 4 of Italian Legislative Decree no. 231/02 as subsequently amended and supplemented, reserves the right to negotiate the payment terms for the invoices with the supplier, up to 60 (sixty) days from the receipt of the invoice; please take this into consideration when formulating the bid.

The Supplier may not claim any right to other compensation or adjustment or increase of the contractual consideration, except as provided for by art. 106 of Legislative Decree 50/2016 for periodic and continuous contracts.

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In view of the considerations above, the company is therefore required to send Consip S.p.A., by 12/23/2016, its Bid Declaration, complete with all the documentation indicated hereinafter to the certified e-mail address: Fabiana.divenanzi@consip.it

Please note that, for the sending of the documentation indicated hereinafter, necessary for participating in the procedure, a certified e-mail address attributable to the economic operator must be used.
In particular, the competing company must insert the following data into the subject line of the e-mail:
"***Purchase request no. 47339 – attn. Fabiana Di Venanzi***"

The e-mail containing the bid must contain the following:

(a) **mandatory declaration in accordance with the facsimile in Annex 1**, i.e. a document/declaration to be issued in accordance with Italian Presidential Decree no. 445/2000, containing an attestation of possession of the requirements established by art. 80 of Italian Legislative Decree no. 50/2016, the absence of the grounds for prohibition laid down in paragraph 16-*ter* of art. 53 of Italian Legislative Decree no. 165/2001, as well as the further declarations included in the facsimile in Annex 1 to this Request for Proposals (to this end, the said facsimile must be used).
Should there be parties who have left office during the year preceding the forwarding of this Request for Proposals and, in any event, until the date of submission of the bid, who are subject to the measures laid down in paragraph 1 of art. 80 of Italian Legislative Decree no. 50/2016, the company must prove its complete and genuine non-involvement in the criminally sanctioned conduct through the submission of all documents (e.g. lack of cooperation/dismissal/filing of an action for damages/report of the criminal conduct) suitable for proving the exclusion of such parties from the corporate structure and/or company positions.
The aforementioned declaration must be submitted in electronic format, complete with the digital signature of the legal representative of the competing company, or, in any event, a party vested with proven signatory powers
In cases of sale/lease of business or business unit, incorporation or merger during the year before the date of submission of this Request for Proposals and, in any event, until the date of submission of the bid, the declaration referred to in paragraph 1 of art. 80 of Italian Legislative Decree no. 50/2016 shall be issued by the company including with reference to the parties indicated in par. 3 of art. 80 of Italian Legislative Decree no. 50/2016 (the owner or technical director, if a single-member company; the partners or technical director, if a partnership; the managing partners or technical director, if a limited partnership; the members of the board of directors vested with powers of legal representation, management or supervision or parties vested with powers of representation, management or control, the technical director or the

sole natural person shareholder, or the majority natural person shareholder in the case of a company with fewer than four shareholders, if another type of company or consortium), agents, attorneys vested with the broadest decision-making powers, applicable to a number of areas and which, taken as a whole, may be considered equivalent to, if not broader than, those which the articles of association grant to the directors, persons vested with powers of representation, management or control over the company who have been working at the assignor/lessor, incorporated or merged companies during the year prior to the submission of this Request for Proposals and, in any event, until the date of submission of the bid and those who left office during the same period.

In case of formal irregularities, or missing or incomplete non-essential declarations, the contracting authority will ask the competing company to regularise them within ten days, but will not apply any penalty.
Should this deadline elapse without the due regularisation, the competing company will be **excluded** from the procedure.

The provisions of art. 35 of Italian Legislative Decree no. 90 of 24 June 2014, as converted by Law no. 114 of 11 August 2014, shall apply.

Yours sincerely,

Mr Gaetano Santucci
ICT Sourcing Department
(the Head of Department)
Digital signature

Annexes:
Annex 1 – Facsimile of Declaration
Annex _ – General terms and conditions
Annex _ – Facsimile of Bid Declaration
Annex _ – Declaration regarding the traceability of financial flows