The present translation into English is given solely to assist the foreign Interested Parties and, in all cases, the applicable text is the one in Greek.

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Contract notice

(Directive 2004/18/EC)

Section I : Contracting authority

I.1) Name, addresses and contact point(s):

Official name: Municipality of Naoussa National ID: *(if known)*

Postal address: 30, Dimarchias street

Town: Naoussa Postal code: 59200 Country: Greece (GR)

Contact point(s): General Secretary's office Telephone: +30 2332350330

For the attention of: Mr. George Adamidis

E-mail: adamidis@naoussa.gr Fax: +30 2332024620

Internet address(es): *(if applicable)*

General address of the contracting authority/entity: *(URL)* http://www.naoussa.gr

Address of the buyer profile: *(URL)*

Electronic access to information: *(URL)* http://www.ppp.naoussa.gr

Electronic submission of tenders and requests to participate: *(URL)*

Further information can be obtained from

◉ The above mentioned contact point(s) ○ Other (please complete Annex A.I)

Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from

◉ The above mentioned contact point(s) ○ Other (please complete Annex A.II)

Tenders or requests to participate must be sent to

◉ The above mentioned contact point(s) ○ Other (please complete Annex A.III)

I.2) Type of the contracting authority

○ Ministry or any other national or federal authority, including their regional or local sub-divisions

○ National or federal agency/office

◉ Regional or local authority

○ Regional or local agency/office

○ Body governed by public law

○ European institution/agency or international organisation

○ Other: *(please specify)*

I.3) Main activity

☒ General public services

☐ Defence

☐ Public order and safety
☐ Environment
☐ Economic and financial affairs
☐ Health
☐ Housing and community amenities
☐ Social protection
☐ Recreation, culture and religion
☐ Education
☐ Other: *(please specify)*

I.4) Contract award on behalf of other contracting authorities

The contracting authority is purchasing on behalf of other contracting authorities:

○ yes ◉ no

information on those contracting authorities can be provided in Annex A

Section II : Object of the contract

II.1) Description :

II.1.1) Title attributed to the contract by the contracting authority :

Upgrading, expansion and operation of the ski resort 3-5 Pigadia and development and exploitation of tourist and sports facilities in the area of Ntorntopoli, Naoussa, Imathia

II.1.2) Type of contract and location of works, place of delivery or of performance :
choose one category only – works, supplies or services – which corresponds most to the specific object of your contract or purchase(s)

○ Works	○ Supplies	◉ Services
☐ Execution ☐ Design and execution ☐ Realisation, by whatever means of work, corresponding to the requirements specified by the contracting authorities	○ Purchase ○ Lease ○ Rental ○ Hire purchase ○ A combination of these	Service category No: Please see Annex C1 for service categories

Main site or location of works, place of delivery or of performance :

Municipality of Naoussa

NUTS code: GR121

II.1.3) Information about a public contract, a framework agreement or a dynamic purchasing system (DPS):
☒ The notice involves a public contract
☐ The notice involves the establishment of a framework agreement
☐ The notice involves the setting up of a dynamic purchasing system (DPS)

II.1.4) Information on framework agreement : *(if applicable)*
○ Framework agreement with several operators ○ Framework agreement with a single operator
Number :
or
(if applicable) maximum number : of participants to the framework agreement envisaged

Duration of the framework agreement
Duration in years : or in months :

Justification for a framework agreement, the duration of which exceeds four years :

Estimated total value of purchases for the entire duration of the framework agreement *(if applicable, give figures only)*
Estimated value excluding VAT : Currency :
or
Range: between : : and : : Currency :

Frequency and value of the contracts to be awarded : *(if known)*

II.1.5) Short description of the contract or purchase(s) :

1.1 According to the Law No 3389/2005, the Municipality of Naoussa submitted to the Special Secretariat for Public Private Partnerships (Special Secretariat for PPP) proposal in order to implement the project Upgrade, Expansion and Exploitation of Ski Centre “3-5 PIGADIA” and Development & Exploitation of Tourist and Athletic Facilities in Dordopoli area”" Municipality of Naoussa, Prefecture of Imathia which was included in the projected by Law no 3389/2005 list of Proposed Partnerships. An application was then submitted to the Inter-Ministerial PPP Committee for membership of the Partnership to the provisions of Law No 3389/2005. According to the decision of 9.4.2012, the Inter-Ministerial PPP Committee approved the inclusion of the abovementioned application via a PPP under the provisions of Law 3389/2005.
1.2 The financing of the construction of the Project will be provided through equity and/or loan capital of the Special Purpose Vehicle (SPV).
1.3 The SPV shall recuperate its investment expenses through the operation of the facilities of the Project. Furthermore, the Municipality of Naoussa shall receive a rental fee equal to a percentage of the annual turnover. The above, as well as all the necessary details regarding the Project’s implementation (such as construction and output specifications, maximum construction time, operation and maintenance services, etc.) shall be identified during Phase B of the Procurement Process.
1.4 In relation to the “Project”, the Private Sector Partner (via the SPV that the PSP will establish) will undertake:
1.4.1 the drawing up of all necessary designs,
1.4.2. the construction of all the works and the operation and maintenance of the infrastructure of the Project, the formulation of the surroundings and the connection of the Project to the public utilities network,
1.4.3 financing of the Project using equity and/or loan capital (subject to article 3 of the Contract via Competitive Dialogue – Phase A),
1.4.4 the insurance of the buildings and further installations and systems of the infrastructure ,
1.4.5 commercial exploitation of the infrastructure of the Project.
1.5 At this stage the planned infrastructure of the Project has been described by the Contracting Authority at the Contract via Competitive Dialogue – Phase A, that is provided to the interested parties according to article IV.3.3, however, this will be specified during the competitive dialogue. Thus, the Contracting Authority reserves the right to further specify and determine accurately or modify the subject-matter Project during the competitive dialogue (stage B.I of the procurement process), in order to adapt it better to the needs of the Contracting Authority.
1.6 The total contractual duration of the Partnership is between forty (40) and fourty-five (45) years commencing on the date that the PPP Contract will be effective.. The precise duration of the contract will be determined during the competitive dialogue and defined in the Invitation to Submit Binding Bids.
The cost of the infrastructure of the Project as this has been initially planned by the Contracting Authority is estimated at EURO 25-30 million (VAT not included). However, the planned infrastructure can be further specified during the Competitive Dialogue.

II.1.6) Common procurement vocabulary (CPV) :

	Main vocabulary	**Supplementary vocabulary** *(if applicable)*
Main object	92610000	
Additional object(s)	45212210	
	45212220	
	45212223	
	45212225	
	45212400	
	45212411	
	45212413	
	45212420	
	45400000	

	Main vocabulary	Supplementary vocabulary *(if applicable)*
	45454100	
	50880000	
	55000000	
	55110000	
	55200000	
	55250000	
	79993000	
	92000000	
	92600000	
	98340000	
	45234200	
	45234210	
	45234220	
	45234230	
	42418200	
	42418290	
	45200000	
	45111291	
	45212000	
	45212100	
	45212140	
	45212200	

II.1.7) Information about Government Procurement Agreement (GPA) :
The contract is covered by the Government Procurement Agreement (GPA) : ◉ yes ○ no

II.1.8) Lots: *(for information about lots, use Annex B as many times as there are lots)*

This contract is divided into lots: ○ yes ◉ no
(if yes) Tenders may be submitted for
○ one lot only

○ one or more lots

○ all lots

II.1.9) Information about variants:
Variants will be accepted : ◉ yes ○ no

II.2) Quantity or scope of the contract :

II.2.1) Total quantity or scope : *(including all lots, renewals and options, if applicable)*

In relation to the “Project”, the Private Sector Partner (via the SPV that the PSP will establish) will undertake:
• the drawing up of all necessary designs that will be submitted during the execution of the PPP contract, along with all the actions necessary for the drafting of all necessary documents in order to secure that all the licences and permits required for the implementation of the Project will be issued on time, in line with the laws applicable to the construction, completion, operation and maintenance of the Project.
• the construction of all the works and the operation and maintenance of the infrastructure of the Project, the formulation of the surroundings and the connection of the Project to the public utilities network. The construction and operation of the Project shall properly meet, as a total result, the targets that are set at any given time by the EU Directives and the output specifications that will be identified via the competitive dialogue procedure during Phase B of the Procurement Process. The operation and maintenance throughout the entire duration of

Unofficial Translation

the PPP Contract will mainly involve the daily operation of the whole infrastructure with own means, the normal, preventive and corrective maintenance, heavy maintenance, periodical change / renewal of parts, sections and elements of the equipment (lifecycle costs) of the whole infrastructure, the day-to-day availability of the installations and systems of the Project, of the building facilities and of their surrounding areas as these will be described in detail in the tender documents of Phase B of the Procurement Process, in order for the Project to be fully appropriate and available according to the availability requirements, the specifications and the targets set by the National and European Community legislation as they will be laid down in Phase B of the Tender.
• financing of the Project using equity and/or loan capital (subject to article 3).
• the insurance of the buildings and further installations and systems of the infrastructure that fall within the scope of the PPP Contract, during the design, the construction and the operation of the Project.
• commercial exploitation of the infrastructure of the Project.
At this stage the planned infrastructure of the Project has been described by the Contracting Authority in the Contract via Competitive Dialogue – Phase A, that is provided to the interested parties according to article IV.3.3,however, this will be specified during the competitive dialogue. Thus, the Contracting Authority reserves the right to further specify and determine accurately or modify the subject-matter Project during the competitive dialogue (stage B.I of the procurement process), in order to adapt it better to the needs of the Contracting Authority. The total contractual duration of the Partnership is between forty (40) and forty-five 45 years commencing on the date that the PPP Contract will be effective.. The precise duration of the contract will be determined during the competitive dialogue and defined in the Invitation to Submit Binding Bids.

(if applicable, give figures only)
Estimated value excluding VAT : Currency :
or
Range: between : : and : : Currency :

II.2.2) Information about options : *(if applicable)*
Options : ○ yes ◉ no
(if yes) Description of these options :

(if known) Provisional timetable for recourse to these options :
in months : or in days : (from the award of the contract)

II.2.3) Information about renewals : *(if applicable)*
This contract is subject to renewal: ○ yes ◉ no
Number of possible renewals: *(if known)* or Range: between : and:
(if known) In the case of renewable supplies or service contracts, estimated timeframe for subsequent contracts:
in months: or in days: (from the award of the contract)

II.3) Duration of the contract or time limit for completion:
Duration in months : or in days: (from the award of the contract)
or
Starting: (dd/mm/yyyy)
Completion: (dd/mm/yyyy)

Unofficial Translation

Section III : Legal, economic, financial and technical information

III.1) Conditions relating to the contract:

III.1.1) Deposits and guarantees required: *(if applicable)*

No guarantee is demanded for the participation in the phase of the Competitive Dialogue of the Procurement Process. The guarantee for the participation required in Stage II of Phase B of the Procurement Process, as well as other guarantees that may be required, will be determined in the Invitation to Submit Binding Bids.

III.1.2) Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them:

The expenses of the Project will be borne by the SPV and will be financed by equity and/or loan capital. The PSP is expected to pledge the necessary equity and/or loan capital for the SPV. The Contracting Authority will not participate in any way in the financing of the Project. It is noted that a financial agreement was recently signed between the Greek Government and the European Investment Bank for the creation of the structural fund JESSICA (Joint European Support for Sustainable Investment in City Areas) via which sustainable regeneration activity regarding urban can be financed. It is the interested parties' responsibility to explore the possibility / eligibility / ability to receive such financing for the project's construction cost out of this structural fund or any other equivalent financing tools that exist or are to be created.

III.1.3) Legal form to be taken by the group of economic operators to whom the contract is to be awarded: *(if applicable)*

In order for the Partnership Contract to be concluded, it is mandatory and in accordance with Article 1 paragraph 4 of Law no. 3389/2005, for the PSP to establish a Special Purpose Vehicle (SPV), which will be subject to the provisions of law 3389/2005 and Law no. 2190/1920. More specifically, the PSP shall establish a SPV with the sole purpose of implementing the subject matter of the Partnership Contract. This SPV will have the PSP as it's only founding shareholder and, in the case of a Group of Economic Operators, its founding shareholders will be the PSP's Members according to their participation shares, as these have been stated pursuant to the provision of paragraph 13.4 of the Contract via Competitive Dialogue. The SPV shall enter into the Partnership contract with the Contracting Authority.
Furthermore, the SPV will be able to sign contracts, amongst others:
• for preparing the necessary designs with the design engineers that were appointed to carry out these designs in accordance with paragraph 13.6 of the Contract via Competitive Dialogue, regardless of whether or not they participate in the PSP and, therefore in the SPV or they collaborate with the PSP, pursuant to paragraph 13.9 of the Contract via Competitive Dialogue,
• for the construction of the Project's facilities, with the construction companies which were appointed, in accordance with paragraph 13.7 of the Contract via Competitive Dialogue, to carry out the construction part of the Project and in the percentages specified, regardless of whether or not they participate in the PSP and, therefore in the SPV or they collaborate with the PSP, pursuant to paragraph 13.9 of the Contract via Competitive Dialogue,
• for the operation and maintenance of the Project's facilities, which form the subject matter of the Partnership, with the service providers which were appointed, in accordance with paragraph 13.8 of the Contract via Competitive Dialogue, to provide these services and in the percentages specified, regardless of whether or not they participate in the PSP and, therefore in the SPV, or they collaborate with it in accordance with paragraph 13.9 of the Contract via Competitive Dialogue,
• for the construction of the Project's facilities, with the construction companies which were appointed, in accordance with paragraph 13.7 of the Contract via Competitive Dialogue, to carry out the construction part of the Project and in the percentages specified, regardless of whether or not they participate in the PSP and, therefore in the SPV or they collaborate with the PSP, pursuant to paragraph 13.9 of the Contract via Competitive Dialogue,

Unofficial Translation

• for the operation and maintenance of the Project's facilities, which form the subject matter of the Partnership, with the service providers which were appointed, in accordance with paragraph 13.8 of the Contract via Competitive Dialogue, to provide these services and in the percentages specified, regardless of whether or not they participate in the PSP and, therefore in the SPV, or they collaborate with it in accordance with paragraph 13.9 of the Contract via Competitive Dialogue,
In any case, these contracts will be approved by the Contracting Authority, in accordance to the more specific provisions of the Invitation to Submit Binding Bids and of the other information documents accompanying it.

III.1.4) Other particular conditions: *(if applicable)*

The performance of the contract is subject to particular conditions : ○ yes ◉ no

(if yes) Description of particular conditions:

III.2) Conditions for participation:

III.2.1) Personal situation of economic operators, including requirements relating to enrolment on professional or trade registers:

Information and formalities necessary for evaluating if the requirements are met:

A. WHO HAS THE RIGHT TO PARTICIPATE
Economic Operators have the right to participate in this Procurement Process tender (liable persons or legal entities, individually or in a group) provided that:
i. they or their Members (in case of a Group of Economic Operators) originate from Member States of the European Union (EU) or the European Economic Area (EEA) or from states which are parties to the Government Procurement Agreement (G.P.A.) of the World Trade Organization (W.T.O.), which was ratified by the Hellenic Republic via Law no. 2513/1997 or have signed bilateral agreements or association agreements with the EU that foresee the reciprocal 'opening' of public contracts' markets between the parties.
ii. they meet the terms and conditions set in paragraphs 13.5 to 13.8 inclusive and 16.1 of the Contract via Competitive Dialogue.
The Groups of Economic Operators participating in the Procurement Process are not required to assume a specific legal form in order to express their interest to participation in the procedure. However, during the Procurement Process the Candidate's Members (in the case of a Group of Economic Operators) will be held responsible jointly and severally before the Contracting Authority for their obligations pursuant to the terms of the Contract via Competitive Dialogue.
B. REASONS FOR ELIMINATION
Each contestant can be eliminated in case that from the checking of the submitted certifications it derives that any of the exclusion grounds provided in article 43 of P.C. no.60/2007 (article 45 of Directive 2004/18/EC) holds true for him (if a single natural legal or legal person) or any of its members (in the case of a Group of Economic Operators) and specifically, if any of the following occurs:
1. they are under bankruptcy, liquidation, suspension of activity, compulsory administration or entered into an arrangement with creditors or any other status arising from a similar procedure as provided by the applicable national, legislative and regulatory provisions in each case, according to their country of establishment or if an action has been brought against him for their bankruptcy, liquidation, compulsory administration or entered into an arrangement with creditors or any other status arising from a similar procedure as provided by the applicable national, legislative and regulatory provisions in each case according to their country of establishment.
2. they have been definitively convicted for participation in a criminal organisation, corruption, fraud, or money laundering in accordance with the provisions of article 43 par. 1 P.C. 60/2007 (article 45 paragraph 1 of Directive 2004/18/EC).
3. They have been convicted based on a ruling bearing power of res judicata according to the legislation of the country of establishment, for an offence pertaining to their professional conduct.
4. They have been proven to commit a grave professional misdemeanour, ascertained by any means available by the Contracting Authority.

Unofficial Translation

5. They have not fulfilled their obligations regarding the payment of social security contributions in accordance with the Greek legal provisions or the provisions of their country of establishment.
6. They have not fulfilled their obligations regarding the payment of taxes in accordance with the Greek legal provisions or the provisions of their country of establishment.
7. They have submitted a serious misleading statement when providing the information required according to this document or have failed to provide this information.
C. Evidence to be provided by the Candidates
I. In order to prove that there is no reason to eliminate anyone, each Candidate, or in the case of a Group of Economic Operators, each Candidate's Member, must submit an affidavit that has been drafted before a judicial or administrative authority or public notary and in the case that an affidavit is not provided by the Law of country of origin, an equivalent statement which takes place before a judicial or administrative authority or public notary, which confirms that:
1. No definitive court sentence exists against them for one or more of the mandatory exclusion reasons in accordance with article 43 par. 1 P.C. 60/2007 (article 45 par. 1 Directive 2004/18/EC) as indicated below:
i. Participation in a criminal organisation, as defined in article 2 paragraph (1) of Council Joint Action 98/733/JHA (OJ L 351 of 29.1.1998, p. 1).
ii. bribery, as defined in article 3 of Council action on 26 May 1997 (OJ C 195 of 25.6.1997, p. 1) and article 3 paragraph 1 of Council Joint Action 98/742/CFSP (OJ L 358 of 31.12.1998, p.2).
iii. fraud within the meaning of article 1 of the Convention relating to the protection of the financial interests of the European Communities (OJ C 316 of 27.11.1995, p. 48).
iv. money laundering as defined in article 1 of Council Directive 91/308/EEC of 10 June 1991, on prevention of the use of the financial system for the purpose of money laundering (OJ L 166 of 28.6.1991, p. 77 a Directive amended by Directive 2001/97/EC of the European Parliament and of the Council (OJ L of 28.12.2001, p. 76).
2. is not under bankruptcy, liquidation, suspension of activity, compulsory administration or enters into an arrangement with creditors, or any other similar status arising from a similar procedure, as provided by legislative and regulatory provisions of its country of establishment.
3. no procedure has been started against them for their declaration under bankruptcy, liquidation, compulsory administration or entered into an arrangement with creditors or of any other similar status arising from a similar procedure as provided by legislative and regulatory provisions of its country of establishment.
4. has not been sentenced by a court ruling bearing power of res judicata, pursuant to the legislative provisions of its country of establishment and which ruling refers to a crime pertaining to its professional conduct.
5. has not committed a grave professional misdemeanour.
6. has fulfilled its obligations regarding payment of primary and auxiliary social insurance contributions for their employees, pursuant to the applicable Greek legislation or the legislation of its country of establishment.
7. has fulfilled its obligations regarding payments of taxes and fees (tax clearance certificate) pursuant to the applicable Greek legislation or the legislation of its country of establishment.
In the case of a legal person, the affidavit or the equivalent statement in the case of foreign law must be submitted: a) in the a case of a General Partnership or Limited Partnership by the general partners and administrators; b) in the case of a Limited Liability company or Private Limited Company, by the Administrators; c) in the case of a Societe Anonyme, by the President and the Managing Director of the Company pursuant to article C.I.1 regarding them as individuals and by the Managing Director of the Company pursuant to articles C.I.2 up to C.I.7 of the Contract Notice via Competitive Dialogue regarding the Societe Anonyme, and in every other case of a legal entity, by its legal representatives in each case.
II. The Procurement Process is subject to, amongst others, the provisions of Law no. 3310/2005 (Government Gazette A 30/14.02.2005) as amended and in force. In accordance with article 8 of this Law, only Candidates meeting the conditions of paragraphs 1 to 3 of this article are entitled to participate in the procedure. For their participation in the Procurement Process to be accepted, the Candidates must provide the supporting documents described in these provisions. It is also pointed out, that the offshore companies, as per paragraph 4a' of article 4 of Law no. 3310/2005 are prohibited to participate in this procedure.
It is also pointed out that societe anonymes which are listed on a Stock Exchange Market in the EU or the Organisation for Economic Co-operation and Development (OECD) areas are excluded from this obligation proviso they declare this in a related Solemn Statement of their legal representative.
The following documents must be submitted:

Unofficial Translation

1. The domestic S.A. companies produce a detailed statement with the details of the Company's shareholders and the number of shares of each shareholder (stock register), as this information is entered in the Company stock register, thirty (30) working days at the most prior to the date of submitting the application for the expression of interest.
2. The foreign companies as long as they have, pursuant to the law of their registered office, obligatory registered shares, they produce:
(1) a certificate by the competent authority of the country of their establishment from which it is evidenced that the shares are registered (nominal)
(2) a detailed list of shareholders with the number of shares of every shareholder, as this information is listed in the stock register of the company with the date being thirty (30) working days at the most prior to the date of submission of the application for the expression of interest;
(3) any other information proving the registration down to physical person of the shares, performed in the last thirty (30) days prior to the submission of the application for the expression of interest.
3. The foreign companies, that are not obliged to have, registered shares,, according to the law of their country, shall produce:
(1) a certificate by a competent authority, confirming that the company is not required to register its shares, when such a provision exists; otherwise, a Solemn Statement by the Candidate or by its Member must be submitted.
(2) a valid and updated catalogue of the shareholders holding at least 1% of shares.
(3) if such a list is not maintained, it is required to produce the relevant catalogue of shareholders (with at least 1%), in accordance with the last General Meeting, if these shareholders are known to the company.
(4) if this list is not produced pursuant to the above, the company must justify the reasons that these shareholders are not identified. The TCC cannot assess the adequacy of the justification, but should it prove that this catalogue can be obtained or drafted, then the Candidate shall be eliminated.
It is noted that, if the book of shareholders is kept in electronic format, a related Solemn Statement by the Candidate's Representative or the legal representative of the Candidate's Member must be provided and the book must be submitted in print format, which will be dated and signed by the Candidate's competent person, who will be responsible for keeping the book and will confirm the accuracy of its data.

III.2.2) Economic and financial ability:

Information and formalities necessary for evaluating if the requirements are met:	Minimum level(s) of standards possibly required: *(if applicable)*
A. The candidate: As a proof of the financial capacity and creditworthiness requirements of the paragraph 13.5 of the Contract via Competitive Dialogue, the Candidate and, in the case of a Group of Economic Operators, each of its Members must submit: 1. the Financial Statements of the Previous Three Fiscal Years, 2. a table with the Candidate's financial information regarding the previous three fiscal years drafted in accordance with Annex 4 of the Contract via Competitive Dialogue, 3. a financial support statement / letter by a financial institution, drafted in accordance with Annex 8 of the Contract via Competitive Dialogue – Phase A, stating at least that the financial institution is aware of this Contract via Competitive Dialogue (Phase A of the Tender) and that is interested in examining the Candidate's application for funding the project, either on its own or in collaboration with other financial	A. The candidate: The Candidate must satisfy cumulatively the minimum conditions of financial capacity and creditworthiness as follows: 1. The average Equity of each Candidate for the previous three (3) fiscal years must be greater than ten million euro (€ 10,000,000), as proven by the Financial Statements of the Previous Three Fiscal Years. In the case of a Group of Economic Operators, the weighted average Equity of the Group of Economic Operators for the previous three (3) fiscal years period will be taken into account, on the basis of the percentage participation of each Member in the Group of Economic Operators. 2. Creditworthiness must be proven by submitting a letter of financial support by a financial institution in accordance with article 15.3.3 of the Contract Notice via Competitive Dialogue. B. The proposed manufacturer by the candidate:

institutions, in the case where the supported Candidate is selected as PSP. It is noted that in case of Group of Economic Operators, it will be enough to submit a letter of financial support by a financial institution, drafted in accordance with the annex 8 of the Contract via Competitive Dialogue, for the Group of Economic Operators and
4. a Solemn Statement drafted in accordance with Annex 9 of the Contract via Competitive Dialogue –, which will be signed by the Candidate's Representative or the joint Representative of the Candidate confirming that it will fund the Project exclusively using debt and/or equity.
B. The proposed manufacturer by the candidate:
As a proof for the criterion mentioned in paragraph 13.7.4 of the Contract Notice via Competitive Dialogue each construction company must submit:
1. the Financial Statements for the Previous Three Fiscal Years as well as a table of financial information of the construction company drafted in accordance with Annex 5 of the Contract via Competitive Dialogue, and
2. a Solemn Statement, confirming the accuracy of the data included in the table of Annex 5 of the Contract via Competitive Dialogue.
C. Invocation financial capacity of third parties:
If the Candidates are relying on the abilities of other economic operators, according to what is mentioned in paragraph 13.9 of the Contract Notice via Competitive Dialogue, then the Participation Supporting Documents File must also include the following documents for each operator providing its financial or professional / technical abilities to the Candidate:
1. The requirements proving the legality of these bodies in accordance with paragraphs 15.1.2.1, 15.1.2.2, 15.1.3.1 and 15.1.3.2 of the Contract Notice via Competitive Dialogue
2. A decision by the Board of Directors or by the competent Statutory Authority of the operator that provides the Candidate the financial or professional/ technical ability, which will be:
i. Approving the cooperation with the Candidate and the provision to the Candidate of the financial and/ or technical and/or professional capacity of the body so that this will be at the Candidate's disposal for the implementation of the Partnership Contract. The related report must be detailed and must at least mention the specific resources available for the Project as well as the manner according to which these resources will be used for the implementation of the Project,
ii. expressly committing to provide the Candidate with the specific resources during the Partnership Contract,
iii. stating the person authorised to bind the economic operator by signing all the documents required for the Tender, including the documents providing the financial body's commitment towards the Candidate.

The minimum levels of financial capacity must be achieved and, specifically, the construction company must have, over the previous three (3) fiscal years, an average turnover of at least twelve million euro (€12.000.000), of which at least five million euro (€5.000.000) in building works and two million five hundred euro (€2.500.000) in Electro / Mechanical (E/M) operations. If several construction companies participate, the above minimum levels of average turnover must be achieved cumulatively by these companies which will undertake the Project's construction, pursuant to paragraph 15.1.1 of the Contract Notice via Competitive Dialogue.
C. Invocation financial capacity of third parties:
In order to meet the minimum requirements mentioned in paragraphs 13.5 to 13.8 of the Contract Notice via Competitive Dialogue inclusive above, in accordance to what is mentioned in that article, the Candidate may rely on and make use of the financial capacity of other economic operators, pursuant to articles 45 paragraphs 2, 3 and 46 paragraphs 3,4 of the P.C. no. 60/2007 (articles 47 paragraph 2,3 and 48 paragraphs 3,4 of Directive 2004/18/EC, respectively), regardless of the legal nature of the links it has with them given that the intention of these operators to provide/dispose their financial resources to the Candidate in respect to the sole implementation of this project is fully proven.

Unofficial Translation

iv. committing, in case where the Candidate "……" is announced as the Private Sector Partner for the implementation of the project "Upgrade, Expansion and Exploitation of Ski Centre "3-5 PIGADIA" and Development & Exploitation of Tourist and Athletic Facilities in Dordopoli area Municipality of Naoussa, Prefecture of Imathia", to cooperate exclusively with this Candidate, and to cooperate with the SPV that will be incorporated by the Candidate in case the Candidate is declared PSP of the above Tender according to the terms of the Contract via Competitive Dialogue. From this (no 4) commitment are exempt the operators possessing the experience of paragraph 13.8 (i) of the Contract Notice via Competitive Dialogue- Phase A; such operators may be declared as cooperating parties by more than one Candidates.
3. If the economic operator is a liable person, it must submit a Solemn Statement with the above content according to the requirements of paragraphs 15.1.4 (1) and (2) of the Contract Notice via Competitive Dialogue - Phase A.
4. If the Candidate states that it relies on and makes use of the capacity of other economic operators in order to meet the requirements of paragraph 13.5 of the Contract Notice via Competitive Dialogue, the supporting and other documents of paragraph 15.3 of the Contract Notice via Competitive Dialogue concerning the economic operator that provides the financial or professional/technical capacity to the Candidate.
5. In case where the economic operator who provides the financial or professional/technical capacity to the Candidate is a design engineer (liable person or legal entity) the supporting and other documents of paragraph 15.4 of the Contract Notice via Competitive Dialogue, in accordance with what is mentioned in that provision,
6. In case where the economic operator who provides the financial or professional/technical capacity to the Candidate is a construction company, the supporting and other documents of paragraph 15.5 of the Contract Notice via Competitive Dialogue, and
7. In case where the economic operator who provides the financial or professional/technical capacity to the Candidate is a company that its scope of business is the operation and maintenance of the Project's facilities, the supporting and other documents of 15.6 of the Contract Notice via Competitive Dialogue, in accordance to what is mentioned in that provision.

III.2.3) Technical capacity:

Information and formalities necessary for evaluating if the requirements are met:	Minimum level(s) of standards possibly required: *(if applicable)*
A. The proposed design engineer by the candidate: For the Candidate to prove its ability to carry out the design procedures required for the implementation of	A. The proposed design engineer by the candidate:

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the Partnership's subject matter and with regard to the design engineers that will accomplish these, additional supporting and other documents should be submitted. Specifically:
1. The design engineers mentioned in paragraph 13.6.1 of the Contract Notice via Competitive Dialogue must submit a copy of their design engineering degree that verifies their registration at the Design Engineers or Design Engineering Companies Register of the General Secretariat of Public Works of the Ministry of Development, Competitiveness, Infrastructure, Transport and Networks.
2. The design engineers mentioned in paragraph 13.6.2 of the Contract Notice via Competitive Dialogue who originate from the EU or the EEA or countries which are parties to the GPA of the WTO or have signed bilateral agreements or association agreements with the EU and keep registers similar to those mentioned in paragraph 13.6.1, must produce the related registration certificates and
3. The design engineers mentioned in paragraph 13.6.3 of the Contract Notice via Competitive Dialogue who originate from the EU or the EEA or countries which are parties to the GPA of WTO's Government Procurement Agreement or have signed bilateral agreements or association agreements with the EU and which do not keep the registers similar to those mentioned in the previous paragraphs must submit the certificate of registration in the professional / commercial register of their country of establishment, or if this certificate is not issued, it can be substituted by an affidavit, which takes place before the competent judicial, or administrative authority or public notary confirming the inability to issue the certificate and that they have been recorded in the register and if affidavits are not drafted at the Country of establishment, the affidavit could be replaced by a Solemn Statement. In addition, in every case, curricula vitae of their personnel, indicating that they possess the capacity required.
B. The proposed manufacturer by the candidate:
For the Candidate to prove his ability to construct the Project's subject matter and with regard to the construction companies that will undertake the project's construction, the following additional supporting and other documents should be submitted.
(1) Supporting documents of professional registration in accordance to the following:
i. construction companies mentioned in paragraph 13.7.1 of the Contract Notice via Competitive Dialogue, a certificate of registration in the Contracting Companies Register kept by the General Secretariat of Public Works of the Ministry of Development, Competitiveness, Infrastructure, Transport and Networks and mentioned in Annex IX A of Directive 2004/18/EC.
ii. construction companies mentioned in paragraph 13.7.2 of the Contract Notice via Competitive Dialogue,

The design engineers who will carry out the design procedure required for the Partnership's subject matter must meet the following criteria:
1. If these are Greek design engineers, they must be registered at the Greek Design Engineers or Design Engineering Companies Register, which are mentioned in Annex IX C of Directive 2004/18/EC and must specifically hold the following design engineering degrees, which they must submit as well:
• E Class in category 6 "Architectural designs of building projects"
• E Class in category 8 "Statics"
• E Class in category 9 "Mechanical, Electrical and Electronic Designs"
• C Class and above in category 13 "Hydraulic Works and water resources management"
• C Class and above in category 10 "Transportation Project Studies"
• C Class and above in category 21 "Geotechnical studies and researches"
2. If the design engineers originate from EU or EEA member states or Countries that are parties to the Government Procurement Agreement (GPA) of the World Trade Organisation (WTO) or have signed bilateral agreements or association agreements with the EU and which keep registers similar to those mentioned in paragraph 13.6.1 of the Contract Notice via Competitive Dialogue, they must be registered in design engineering branches and categories corresponding to those of paragraph 13.6.1. of the Contract Notice via Competitive Dialogue,
3. If the design engineers originate from EU or EEA member states or Countries that are parties to the Government Procurement Agreement (GPA) of the World Trade Organisation (WTO) or have signed bilateral agreements or association agreements with the EU and which do not keep registers similar to those mentioned in the previous paragraphs, and they are registered in professional / commercial registers of their Country of establishment, they must have a general experience similar to that resulting from inclusion in the Design Engineers or Design Engineering Companies Register, i.e. staff members with experience – obtained following the acquisition of the corresponding diploma - in the corresponding categories as follows:
• for E Class design engineering degrees, at least 2 staff members with 12 years of experience and at least 3 staff members with 8 years of experience,
• for D Class design engineering degrees, at least 1 staff member with 12 years of experience and at least 2 staff members with 8 years of experience,
• for C Class design engineering degrees, at least 1 staff member with 12 years of experience.
In the case of availability of larger number of higher experienced design engineers the requirements of lower experienced design engineers are reduced respectively.

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a certificate of registration in the lists of recognised contractors kept in accordance with Annex IX A of Directive 2004/18/EC, of the EU or EEA Member State or the country which is party to the GPA of the WTO's or has signed a bilateral agreement or association agreement with the EU, verified by the competent authority.
iii. construction companies mentioned in paragraph 13.7.3 of the Contract Notice via Competitive Dialogue, a certificate of registration in a professional / commercial register of its Country of establishment or if this is not issued, an affidavit, which takes place before a competent judicial or administrative authority or public notary confirming the inability to issue the certificate and that they have been recorded in the register and if affidavits are not drafted at the Country of establishment, the affidavit could be replaced by a Solemn Statement. If an affidavit or a Solemn Statement is submitted, a quantitative and qualitative account of the similar projects which it has implemented must be given. In the case of public works, the above Solemn Statement must be accompanied by a certificate issued or verified by the competent authority of the principal / public body and must mention the type of the project, its construction value, as per the above, and must certify the proficient, successful, timely and due completion of the project, as well as the completion time of the related works. In the case of a private project, the above Solemn Statement must be accompanied, depending on the particular case, either by the contract or the construction contracts or by a certificate by the private principal which, in all cases, will mention the type of the project, its construction value, as per the above, and must certify the proficient, successful, timely and due completion of the project, as well as the completion time of the related works. If the construction companies fail to provide, as per the above, the required certificate in the case of public works or the construction contracts and the certificates by the private principals in the case of a private project, it will be enough to submit an additional Solemn Statement, outlining the reasons for which the submission of the above documents has not been possible and, also, confirming the proficient, successful, timely and due completion of the project, as well as the completion time of the related works.
In order for the professional registration supporting documents to be accepted, they must be in force at least on the date of submitting the application for the expression of interest.
(2) As a proof for the criterion mentioned in paragraph 13.7.5 of the Contract Notice via Competitive Dialogue, each construction company, or in the case where several companies participate, at least one of them, must submit a Solemn Statement drafted in accordance with Annex 6 of the Contract Notice via Competitive Dialogue, stating that they have the experience required. The Solemn Statement must indicate the type

B. Technical capacity of manufacturer:
The Construction companies that they will undertake the construction of the Project's facilities must meet the following criteria:
1. In the case of a Greek construction company, this should be registered in the Construction Companies Registrar held at the General Secretariat of Public Works of the Ministry for Development, Competitiveness Infrastructure, Transport and Networks and it is mentioned in Annex IX A of Directive 2004/18/ EC.
2. In the case of a construction company originating from an EU or EEA member state of or from a country which is party to the GPA of the WTO or they have singed bilateral agreements or association agreements with the EU and where official lists of recognised constructors are kept in accordance with Annex IX A of Directive 2004/18/EC, it should be registered in these lists,
3. In the case of a construction company originating from an EU or EEA member state or from a country which is party to the GPA of the WTO and where official lists of recognised constructors are not kept, it should be registered in a professional / commercial register of this Country of establishment and carried out similar projects as the present one in qualitative and quantitative terms.
4. Each construction company or, in the case where several construction companies participate, they must cumulatively have constructed and completed building projects (not including warehouses and industrial buildings), with a total construction value of at least ten million euro (€10.000.000), of which at least five million euro (€5.000.000) in building works and two million euro (€2.000.000) in Electro / Mechanical (E/M) works. Every invoked project will be accepted and evaluated as long as its construction value, or in case of these projects have been constructed by a consortium or joint venture the resulting value, taking into account the percentage of its participation in the partnership or consortium, amounts to at least two million euro (€2.000.000). The completion date of the above projects must be within the previous five years prior to the deadline for submitting the dossier for the expression of interest in this Procurement Process, regardless of the date on which construction of the project commenced.
In order to readjust the construction value of a project in 1.01.2013 prices, the difference of the Consumer Price Index will be used, as this is published by the Hellenic Statistical Authority, for the period from the date of the project's completion up to 1.01.2013.
It should be noted that in case of a project that has been undertaken by a partnership or joint venture, each company citing the project, will declare the project only to the extent of its percentage or participation stake in it,

of that project, the total construction value, the value of building construction and E / M works of each project (depending on the kind of project), the place and time of its implementation and completion and the principal - public or private body.
In the case of a public works project, the above Solemn Statement must be accompanied by a certificate issued or verified by the competent authority of the principal - public body and must mention the type of the project, the construction value, as per the above, and must certify the proficient, successful, timely and due completion of the project, as well as the completion time of the related works.
In the case of a private project, the above Solemn Statement must be accompanied, depending on the particular case, either by the contract or the construction contracts or by a certificate by the private principal which, in all cases, will mention the type of the project, the construction value, as per the above, and must certify the proficient, successful, timely and due completion of the project, as well as the completion time of the related works.
If the construction companies fail to provide, as per the above, the required certificate in the case of public works or the construction contracts and the certificates by the private principals in the case of a private project, it will be sufficient to submit an additional Solemn Statement, outlining the reasons for which the submission of the above documents has not been possible and, also, confirming the proficient, successful, timely and due completion of the project, as well as the completion time of the related works.
It is noted that where a project has been undertaken by a joint venture or consortium, is declared by each company citing it only in its participation share or part in it, while also mentioning the subject matter of the works that it executed as part of that particular project.
It is also noted that the project's construction value is defined as the value of the contracts (one or more pertaining to the same project), excluding VAT, according to which the percentage of completion was completed, or, in the case of own -construction, the completed value of the project according to the estimation by the Body of Chartered Surveyors or by a similar certified organization.
If the cited project was implemented as part of a partnership or consortium, only its part corresponding to the participation share of the contracting company citing the experience in the partnership or the contracting consortium or the construction consortium will be taken into account.
C. The proposed by the candidate administrator:
As a proof of experience of the ability to provide services for the operation and maintenance of the Project's facilities, each of the entities assuming the above, as proof of their ability mentioned in paragraph 13.8 of the Contract Notice via Competitive mentioning also the scope of work it performed for that project.
Moreover, it should be noted that as construction value of the project is considered the value of the contracts (one or more that are related to this project) needed to complete the project's scope is declared, not including VAT.
C. Technical capacity of administrator - …:
Each company undertaking the operation, maintenance of the Project's facilities, or, in the case where several companies participate, at least one of them must have signed and implemented or completed, within the last three years prior to the deadline for submitting the dossier for the expression of interest in this Procurement Process, a contract or renewed contracts with a total duration of at least six months with the following subjects:
i. Contract for the operation and / or maintenance of a ski resort, which has, or is in the process of acquiring a special authorization licence, or an operating license of a ski resort, or for a part of it, or it meets the minimum requirements for safe operation set by the competent/ controlling authority of the ski resort's country.
ii. Contract for the management and operation of a hotel facility of at least 100 beds capacity.
The requirements of the preceding paragraph are also met if the company, or in case of a group of companies, at least one of the companies that will undertake the operation and maintenance of the Project's facilities, undertake and execute or have undertaken and executed, within the previous three years prior to the deadline for submitting the dossier for the expression of interest in this Procurement Process, the management and operation of the facilities referred to in subparagraphs 13.8.(i) and 13.8.(ii) above, either as operators, or had undertaken and performed the management and operation of these facilities as owners for at least six (6) months, in which latter case no management contract has been concluded.
In case the contract has been undertaken by a partnership or joint venture, each company citing the project, will declare the project only to the extent of its percentage or participation stake in it, mentioning also the scope of the management, operation and maintenance services it performed as part of the relevant contract.
D. Technical capacity of third parties:
In order to meet the minimum requirements mentioned in paragraphs a, b, c to 13.8 of the Contract Notice via Competitive Dialogue, in accordance to what is mentioned in that article, the Candidate may rely on and make use of the financial capacity of other economic operators, pursuant to articles 45 paragraphs 2, 3 and 46 paragraphs 3,4 of the P.C. no. 60/2007 (articles 47 paragraph 2,3 and 48 paragraphs 3,4 of Directive 2004/18/EC, respectively), regardless of the legal nature of the links it has with them given that the

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Dialogue should submit a Solemn Statement, drafted in accordance with Annex 7 of the Contract Notice via Competitive Dialogue, declaring they possess the required experience. The Solemn Statement will be filled in by indicating the type/ description of the project, the share of participation of the company to the contractor, both the total and the allocated budgets, the dates of commencement and completion; the scope of work of the company at the cited contracts, the principal of the contracts and his contact details. Along with the above Solemn Statement, the following should be submitted:
1) a lawfully certified copy of the contract/contracts referred to in paragraph 13.8 of the Contract Notice via Competitive Dialogue- Phase A, or extracts thereof, which show the information required, and if that is not possible, a Solemn Statement of the enterprise stating the necessary information and outlining the reasons for which the submission of the contract/contracts and extracts is not possible.
2) A certificate issued or verified by the competent authority of the principal/public body should be submitted which must mention and certify the proficient, successful, timely and due provision of the services, as well as the duration of their provision, with reference to the start and end dates.
If it is not possible to produce, as per the above, the required certificate by the principal/public body, it will be adequate to submit an additional Solemn Statement, outlining the reasons for which the submission of the above documents has not been possible and, also, confirming the proficient, successful, timely and due provision of the services, as well as the duration of their provision.
With regard to the data that must be submitted, it is noted that any contract undertaken by a partnership or consortium should be declared by each business referring to it only by the share or part of the business' participation in it and with each business specifying the subject matter of the services it provided under that specific contract.
In the case of the second subparagraph of paragraph 13.8 of the Contract Notice via Competitive Dialogue, as proof of experience of the ability to provide services for the operation and maintenance of the Project's facilities, the company, or , if in case of a group of companies, the companies that will undertake the operation, maintenance and operation of the project's facilities, must submit a Solemn Statement stating that they have undertaken and executed, within the last three years prior the deadline for submitting the application for the expression of interest in this Procurement Process, the management and operation of the facilities referred in paragraph 13.8 of the Contract Notice via Competitive Dialogue, either as owners of these establishments or had undertaken and performed the management and functioning of these intention of these operators to provide/dispose their financial resources to the Candidate in respect to the sole implementation of this project is fully proven.

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facilities as operators for at least six (6) months, proving the abovementioned required subjects.
D. Invocation of the third body's technical ability:
As set in paragraph III.22.C of the inclusive and 15.7 of the Contract via Competitive Dialogue.

III.2.4) Information about reserved contracts: *(if applicable)*

☐ The contract is restricted to sheltered workshops

☐ The execution of the contract is restricted to the framework of sheltered employment programmes

III.3) Conditions specific to services contracts:

III.3.1) Information about a particular profession:

Execution of the service is reserved to a particular profession: ○ yes ◉ no

(if yes) Reference to the relevant law, regulation or administrative provision :

III.3.2) Staff responsible for the execution of the service:

Legal persons should indicate the names and professional qualifications of the staff responsible for the execution of the service: ○ yes ◉ no

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Section IV : Procedure

IV.1) Type of procedure:

IV.1.1) Type of procedure:

○ Open
○ Restricted
○ Accelerated restricted — Justification for the choice of accelerated procedure:

○ Negotiated — Some candidates have already been selected (if appropriate under certain types of negotiated procedures) : ○ yes ○ no
(if yes, provide names and addresses of economic operators already selected under Section VI.3 Additional information)
○ Accelerated negotiated — Justification for the choice of accelerated procedure:

◉ Competitive dialogue

IV.1.2) Limitations on the number of operators who will be invited to tender or to participate: *(restricted and negotiated procedures, competitive dialogue)*
Envisaged number of operators:
or
Envisaged minimum number: and *(if applicable)* maximum number
Objective criteria for choosing the limited number of candidates:

IV.1.3) Reduction of the number of operators during the negotiation or dialogue: *(negotiated procedure, competitive dialogue)*
Recourse to staged procedure to gradually reduce the number of solutions to be discussed or tenders to be negotiated : ○ yes ◉ no

IV.2) Award criteria

IV.2.1) Award criteria *(please tick the relevant box(es))*

○ Lowest price

or

◉ The most economically advantageous tender in terms of

○ the criteria stated below *(the award criteria should be given with their weighting or in descending order of importance where weighting is not possible for demonstrable reasons)*

◉ the criteria stated in the specifications, in the invitation to tender or to negotiate or in the descriptive document

Criteria	Weighting	Criteria	Weighting
1.		6.	
2.		7.	
3.		8.	
4.		9.	

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Criteria	Weighting	Criteria	Weighting
5.		10.	

IV.2.2) Information about electronic auction

An electronic auction will be used ○ yes ◉ no

(if yes, if appropriate) Additional information about electronic auction:

IV.3) Administrative information:

IV.3.1) File reference number attributed by the contracting authority: *(if applicable)*

IV.3.2) Previous publication(s) concerning the same contract:

◉ yes ○ no

(if yes)

◉ Prior information notice ○ Notice on a buyer profile

Notice number in the OJEU: 2012/S 119-197314 of: 23/06/2012 (dd/mm/yyyy)

☐ Other previous publications*(if applicable)*

IV.3.3) Conditions for obtaining specifications and additional documents or descriptive document: *(in the case of a competitive dialogue)*

Time limit for receipt of requests for documents or for accessing documents

Date: 02/04/2013 Time: 14:30

Payable documents ○ yes ◉ no
(if yes, give figures only) Price: Currency:

Terms and method of payment:

IV.3.4) Time limit for receipt of tenders or requests to participate:

Date: 18/04/2013 Time: 12:00

IV.3.5) Date of dispatch of invitations to tender or to participate to selected candidates: *(if known, in the case of restricted and negotiated procedures, and competitive dialogue)*

Date:

IV.3.6) Language(s) in which tenders or requests to participate may be drawn up:

○ Any EU official language
◉ Official EU language(s):
EL
☐ Other:

IV.3.7) Minimum time frame during which the tenderer must maintain the tender:

until: :

or
Duration in months : or in days : (from the date stated for receipt of tender)

IV.3.8) Conditions for opening of tenders:
Date : (dd/mm/yyyy) Time
*(if applicable)*Place:
Persons authorised to be present at the opening of tenders *(if applicable)* :
○ yes ○ no
(if yes) Additional information about authorised persons and opening procedure:

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Section VI: Complementary information

VI.1) Information about recurrence: *(if applicable)*

This is a recurrent procurement : ○ yes ◉ no

(if yes) Estimated timing for further notices to be published:

VI.2) Information about European Union funds:

The contract is related to a project and/or programme financed by European Union funds : ○ yes ◉ no

(if yes) Estimated timing for further notices to be published:

VI.3) Additional information: *(if applicable)*

1. More information about the project and the competitive dialogue procedure can be found in the Contract via Competitive Dialogue and its annexes, which are available as set out in section IV.3.3 of this notice.
2. Any modification or change of the composition of the authorities, bodies or services mentioned in this document or their relocation to another address does not affect the legality of this document. In such a case, the Contracting Authority shall notify the Interested Economic Operators / Candidates/ Prequalified and Short-listed Candidates/Contestants in writing.
3. The Contracting Authority reserves the right to amend the time-schedules of any phase of the Procurement Process at its absolute discretion, without bearing any responsibility to the Interested Parties, Candidates, Short-Listed Candidates, Contestants and/or third parties. It also reserves the right, after consulting the Tender Conducting Committee, to postpone or to cancel the procurement process or even to decline to award the contract, at any time and for any reason, at its absolute discretion, without bearing any responsibility towards the economic operators participating in the procurement process and/or third parties.
4. Participation in this procedure constitutes proof that the Candidate, as well as all of its Members (in the case of a Group of Economic Operators), are fully aware of this Invitation and of the information and documents accompanying it and of the applicable legislation.
5. Participation in this procedure constitutes proof that the Candidate, as well as all of its Members (in the case of a Group of Economic Operators), unreservedly accept the terms and provisions of this document.
6. The Candidate's participation in the Procurement Process does not entitle it to make any claims including, but not limited to, claims for compensation or the return of expenses associated to the participation or the submission of the application for the expression of interest or of a Binding Bid for the Project, at any stage of the Procurement Process. Similarly, no claim for compensation or payment of expenses will be taken into account and no Candidate or Contestant will be entitled to raise such a claim, if the Contracting Authority rejects the Candidate or Contestant or if, for any reason and at any stage, it decides that the Procurement Process should be suspended, discontinued, cancelled, repeated or aborted pursuant to article 6 of the Contract Notice via Competitive Dialogue.
7. The Contracting Authority reserves the right to allow the submission of alternative bids in accordance with article 40 of P.C. no. 60/2007 (article 24 Directive 2004/18/EC) with a special clause that will be included within the Invitation to Submit Binding Bids, which will provide in detail the requirements of the submission of alternative bids.
8. The Procurement Process and the Partnership Contract will be subject to Greek Law and will be interpreted in accordance with it. The contracts will be drafted in Greek.
9. The Invitation to participate in Dialogue, the Invitation to Submit a Binding Bid and the other documentation accompanying these, including the Draft Partnership Contract, will be drafted and distributed to the Short-listed Candidates and the Contestants in Greek. It is solely for the purposes of aiding the Contestants that the text of the Invitation to Submit a Binding Bid, without any of its Annexes, as well as the Draft Partnership Contract will be prepared in English. The applicable text will be the one in Greek.

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10. The PSP shall be selected through competitive dialogue as described in article 13 of Law no. 3389/2005 and in article 23 of the P.C. no. 60/2007 (Article 29 of Directive 2004/18/EC) and shall be conducted in accordance with:
the provisions of Law no. 3389/2005 on “Public Private Partnerships” (Government Gazette A΄ 232/22.09.2005) as in force;
the provisions of Directive 2004/18/EC of the European Parliament and of the Council of 31 March 2004 on the coordination of procedures for the award of public works contracts, public supply contracts and public service contracts “regarding the coordination of procedures for establishing public contracts for works, procurement and services”, as in force;
Presidential Decree no. 60/2007 (Government Gazette A΄ 64/16.03.2007), titled “Adjustment of the Greek Legislation to the provisions of Directive 2004/18/EC “regarding the coordination of procedures for establishing public contracts for works, procurement and services” as amended by Directive 2005/51/EC of the Commission and Directive 2005/75/EC of the European Parliament and the Council issued on 16 November 2005”, as in force;
The provisions of Law no. 3886/2010 (Government Gazette A 173/30.9.2010), titled ‘Judicial Protection during the award of public contracts - Harmonization of the Greek Legislation to the provisions of Directive 89/665/EEC of the Council issued on 21 December 1989 (L395) and Directive 92/13/EEC of the Council issued on 25 February 1992 (L76) and the Directive 2007/66/EC of the European Parliament and the Council issued on 11 December 2007 (L335), as amended by Article 63 of Law 4055/2012;
the provisions of Presidential Decree no. 774/1980 (Government Gazette A΄ 189/1980) “ Codification of the applicable provisions regarding the Court of Auditors into one single text under the title “Court of Auditors Organisation”, and especially with article 19 of the said Degree (pre-contractual audit by the Court of Auditors), as amended and in force, following the amendments made by the Law no.2741/99 “Tual control of the Court of Auditors” (Government Gazette A΄199/28.09.1999), as amended by the Law no. 3060/2002 (Government Gazette A΄ 242/11.10.2002), the Law no. 3090/2002 (Government Gazette A΄ 329/24.12.2002), the Law no. 3310/2005 (Government Gazette A΄ 267/3.12.2007) and the article 25 of the Law no. 3614/2007 (Government Gazette A΄ 267/3.12.2007) and
the terms and conditions of the tender documents of the Phase A and B of the Procurement Process.
11. More specifically, the tender procedure shall be conducted in two phases as follows:
Phase A: Pre-qualification and short-listing
Phase B: Dialogue (Stage I) and submission of Binding Bids – contract award (Stage II).

VI.4) Procedures for appeal:

VI.4.1) Body responsible for appeal procedures:

Official name: Municipality of Naoussa

Postal address: 30 Dimarchias street

Town: Naoussa Postal code: 59200 Country: Greece (GR)

Telephone: +30 2332350300

E-mail: info@naoussa.gr Fax: +30 2332024260

Internet address: *(URL)* http://www.naoussa.gr

Body responsible for mediation procedures *(if applicable)*

Official name:

Postal address:

Town: Postal code: Country:

Telephone:

E-mail: Fax:

Internet address: *(URL)*

VI.4.2) Lodging of appeals: *(please fill in heading VI.4.2 or if need be, heading VI.4.3)*

1. For any alleged infringement during the pre – contractual stage the provisions of Law no. 3886/2010, titled "Judicial Protection in the pre-contractual stage", as in force, will apply. According to the abovementioned provisions, before the submission of any provisional measures application, the interested party has, within ten (10) days from the knowledge of the action or omission which the party consider as illegal, to submit a prejudicial complaint, before the Contracting Authority, defining the legal or actual matters which justify its complaint. The Contracting Authority has to issue its justified decision within fifteen (15) days of said prejudicial complaint being submitted otherwise its rejection will be assumed. The Contracting Authority is possible to accept the prejudicial complaint in total or in its part, after the deadline of the abovementioned delay and by the day before the oral hearing of the provisional measures. In this case the trial regarding the said application is being repealed. The interested party, within ten (10) days from the explicit or tacit rejection of the prejudicial complaint, may submit a provisional measures application before the competent Court, with the same justification as in the prejudicial complaint.
2. Where a prejudicial appeal is are submitted in the context of the above paragraph, notwithstanding the claimant's obligation to notify his prejudicial appeal to the other Candidates, the Tender Conducting Committee will notify the prejudicial appeal to the other Candidates by e-mail or fax. In case where the Tender Conducting Committee considers that the notification of the prejudicial appeal by e-mail or fax is technically impossible, it informs the other Candidates about the submission of the prejudicial appeal and invites them to appear before the Tender Conducting Committee and collect their copies on the first business day after this notification. The Candidates that collected the prejudicial complaint as per the above may submit a memorandum to the Tender Conducting Committee with their views on the justifications included in the complaints and which relate to them, within an exclusive time frame of three (3) working days of the above notification. Following the above, the Tender Conducting Committee will submit these complaints, and any relevant submitted memoranda to the Contracting Authority together with a related judgement by the TCC on the appeals.
3. The Contracting Authority will decide on prejudicial appeals.
4. The decisions on the prejudicial complaints will be disclosed to all the Candidates under the responsibility of the TCC President. No further objections or disagreements may be submitted after a decision on the complaint has been issued by the Contracting Authority.

VI.4.3) Service from which information about the lodging of appeals may be obtained:

Official name: Municipality of Naoussa

Postal address: 30 Dimarchias street

Town: Naoussa Postal code: 59200 Country: Greece (GR)

Telephone: +30 2332350300

E-mail: info@naoussa.gr Fax: +30 2332024260

Internet address: *(URL)* http://www.naoussa.gr

VI.5) Date of dispatch of this notice:

Unofficial Translation

Annex A

Additional addresses and contact points

I) Addresses and contact points from which further information can be obtained

Official name: National ID: *(if known)*

Postal address:

Town: Postal code: Country:

Contact point(s): Telephone:

For the attention of:

E-mail: Fax:

Internet address: *(URL)*

II) Addresses and contact points from which specifications and additional documents can be obtained

Official name: National ID: *(if known)*

Postal address:

Town: Postal code: Country:

Contact point(s): Telephone:

For the attention of:

E-mail: Fax:

Internet address: *(URL)*

III) Addresses and contact points to which tenders/requests to participate must be sent

Official name: National ID: *(if known)*

Postal address:

Town: Postal code: Country:

Contact point(s): Telephone:

For the attention of:

E-mail: Fax:

Internet address: *(URL)*

IV) Address of the other contracting authority on behalf of which the contracting authority is purchasing

Official name National ID (if known):

Postal address:

Town Postal code

Country

---------- (Use Annex A Section IV as many times as needed) ----------

Unofficial Translation

Annex B
Information about lots

Title attributed to the contract by the contracting authority

Lot No : **Lot title :**

1) Short description:

2) Common procurement vocabulary (CPV):

Main vocabulary:

3) Quantity or scope:

(if known, give figures only) Estimated cost excluding VAT: Currency:

or

Range: between : and: Currency:

4) Indication about different date for duration of contract or starting/completion: *(if applicable)*

Duration in months : or in days : (from the award of the contract)

or

Starting: (dd/mm/yyyy)

Completion: (dd/mm/yyyy)

5) Additional information about lots:

Unofficial Translation

Annex C1 – General procurement

Service categories referred to in Section II: Object of the contract

Directive 2004/18/EC

Category No [1]	**Subject**
1	Maintenance and repair services
2	Land transport services [2], including armoured car services, and courier services, except transport of mail
3	Air transport services of passengers and freight, except transport of mail
4	Transport of mail by land [3] and by air
5	Telecommunications services
6	Financial services: a) Insurances services b)Banking and investment services [4]
7	Computer and related services
8	Research and development services [5]
9	Accounting, auditing and bookkeeping services
10	Market research and public opinion polling services
11	Management consulting services [6] and related services
12	Architectural services; engineering services and integrated engineering services; urban planning and landscape engineering services; related scientific and technical consulting services; technical testing and analysis services
13	Advertising services
14	Building-cleaning services and property management services
15	Publishing and printing services on a fee or contract basis
16	Sewage and refuse disposal services; sanitation and similar services
Category No [7]	**Subject**
17	Hotel and restaurant services
18	Rail transport services
19	Water transport services
20	Supporting and auxiliary transport services
21	Legal services
22	Personnel placement and supply services [8]
23	Investigation and security services, except armoured car services
24	Education and vocational education services
25	Health and social services
26	Recreational, cultural and sporting services [9]
27	Other services

1 Service categories within the meaning of Article 20 and Annex IIA to Directive 2004/18/EC.
2 Except for rail transport services covered by category 18.
3 Except for rail transport services covered by category 18.
4 Except financial services in connection with the issue, sale, purchase or transfer of securities or other financial instruments, and central bank services. The following are also excluded: services involving the acquisition or rental, by whatever financial means, of land, existing buildings or other immovable property or concerning rights thereon. However, financial service contracts concluded at the same time as, before or after the contract of acquisition or rental, in whatever form, shall be subject to the Directive.

5 Except research and development services other than those where the benefits accrue exclusively to the contracting authority for its use in the conduct of its own affairs on condition that the service provided is wholly remunerated by the contracting authority.
6 Except arbitration and conciliation services.
7 Service categories within the meaning of Article 21 and Annex IIB of Directive 2004/18/EC.
8 Except employment contracts.
9 Except contracts for the acquisition, development, production or co-production of program material by broadcasters and contracts for broadcasting time.