

Thessaloniki, 23/09/2011  
RS/PRO/YSIRAK/2011/0738INVITATION TO TENDER *AO/AREA/ARANI/Sectoral Based Anticipatory System/017/11*  
*‘A short-term Sectoral-Based Anticipatory System for labour market trends and skill needs’***CLARIFICATION (1) – QUESTIONS AND ANSWERS**

Dear Madam/Sir,

In regards to the above mentioned Open Tender Procedure please find below the answer of Cedefop to the requested Clarification, which was raised by one potential tenderer:

**Question 1:**

We would like to know, if Russian actors can participate in the call for tenders “A short-term Sectoral-Based Anticipatory System for labour market trends and skill needs”?

**Cedefop Answer to Question 1**

Please refer to the text in point 4 of the Tender Specifications, where it is stipulated that:

*“Participation in tendering procedures is open on equal terms to all natural and legal persons or groupings of such persons (consortia) falling within the scope of the Treaties. It includes all economic operators registered in the EU and all EU citizens. Pursuant to Article 106 of the general Financial Regulation the participation is also open to all natural and legal persons in any non-EU country which has an agreement with the Union in the field of public procurement on the conditions laid down in that agreement”.*

The last sentence of the above provision implies that economic operators established in third countries have the right to participate in tendering procedures if an international bilateral agreement in the field of public procurement has been signed between the respective country and the EU.

The countries that have signed relevant specific international agreements in the field of public procurement and have access to tendering procedures organised by the Union institutions regardless of the value of the purchase, are:

Croatia, FYROM, Albania, Serbia, Montenegro, Iceland, Norway and Liechtenstein.

Therefore you may participate only as a sub-contractor, but not as tenderer, due to the fact that Cedefop as a European Agency may only sign contracts with natural or legal persons falling within the scope of Art. 106 of the general FR, that does not cover your country.

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