



OPEN INVITATION TO TENDER
AO/DRS/ASIA/IWAMA/017/16
Interactive web and mobile applications – IWAMA
Request for Clarification (1) – Questions & Answers

Question No 1

a) *We would like to ask if we can compose our team from both permanent employees and external/freelance experts?*

b) *Are external/freelance experts considered as subcontractors or not?*

Cedefop's answer to question No 1

a) According to points 3.3, 4.1 and 4.2 of the procurement documents, tenderers may compose their team by forming a Consortium and/or using Sub-Contractor(s) and/or rely on the capacities of freelance expert(s).

b) According to point 3.2 of the procurement documents:

'An economic operator may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links which he has with them. He must in that case prove to the contracting authority that he will have at his disposal the resources necessary for performance of the contract, for example by producing an undertaking on the part of those entities to place their resources at his disposal. This obligation may be fulfilled by presenting signed statements from those entities. Please note that natural persons (individuals, freelancers) are also considered 'entities' for this purpose'.

Therefore freelance experts are not considered subcontractors but 'other entities' that the tenderer can rely on.