

Architectural competition for the spatial planning of the
Tamula lakeside area

COMPETITION BRIEF
or
PROCUREMENT DOCUMENTS

OPEN PROCUREMENT

PROCUREMENT REGISTRATION NUMBER 105651

Tallinn 2008

A General data

A1. Organizers of the Competition

The Main Organizer of the design competition or the Procuring Entity is the Võru Town Government, address: Jüri 11, 65620 Võru, Phone +372 785 0931, Fax: +372 785 0902, E-mail: vlv@vorulinn.ee

The additional organizer is the Union of Estonian Architects, address: Lai 31, 10133 Tallinn, phone: +372 6117430, fax: +372 6117431, e-mail: info@arhliit.ee.

A2. Format of the Design Competition

The competition is public, anonymous, in one-stage (a negotiated tendering procedure without prior publication of tender notice will follow), and international.

A3. Type of Competition Task, Object and Main Objective of the Competition

A3.1. The competition is a competition of a planning design to find the best possible design solution for the Tamula lakeside area in mid-Võru.

A3.2. The main objective of the competition is to find an outstanding design and spatial solution for the competition area that will take into account ground conditions, location of different functions and buildings (henceforth conceptual design, competition entry) and at the same time to find a person, from whom the Main Organizer will be able to commission further spatial planning based on the winning entry. As a procurement, it is a design competition as specified in the Public Procurement Act of the Republic of Estonia § 79 (1), the objective being to find the best spatial plan for the Tamula lakeside area and to enter into procurement contract negotiations for services with the author of the winning design.

A3.3. The wish of the Main Organizer is to design an attractive city center that would bring activity to the Tamula lakeside area and transform it into an important destination for local people as well as tourist.

A4. Approvals of the Competition Brief and Basis of its Composition

A4.1. The design competition brief and base materials have been approved by the following:

A4.1.1. Võru Town Government

A4.1.2. Union of Estonian Architects

A4.2. The competition is conducted in accordance with the present competition brief "Rules of design competitions conducted in the European Union" by the Architects' Council of Europe and "Guidelines for design competitions in Estonia" by the Union of Estonian Architects. In case of conflict between the competition brief and directive materials occurs, the present competition brief is to be applied.

A4.3. The Main Organizer has the right to change the terms and conditions of the competition during the first half of the competition time limit, announcing relevant changes the same way the competition brief was announced.

A5. Timeline of the Competition

A5.1. The competition begins on **April 14th, 2008**.

A5.2. Questions for obtaining explanations concerning the design competition may be submitted until **August 1st, 2008**.

A5.3. Deadline for registration and sending in qualification documents is **August 1st, 2008**.

A5.4. Deadline for submitting competition entries is **August 22nd, 2008**.

A5.5. The competition will end with announcement of the winners on **September 26th, 2008**.

A6. Participants and Qualification Criteria

A6.1. Participant of the competition or tenderer must be a member of an union of architects or a member of a relevant professional association of EU countries, European Economic Area States or countries which have joined the public procurement agreement of the World Trade Organization, or hold architect qualification within the meaning of Professions Act or the relevant regulation of EU countries, European Economic Area States or countries which have joined the public procurement agreement of the World Trade Organization.

A6.2 Joint tenderers will name an authorized representative to perform operations related to the design competition, concluding and implementing procurement contracts; corresponding letters of empowerment are to be added. The joint tender of joint tenderers must include a confirmation stating that joint tenderers are solidarily responsible for enforcing the procurement. In the case of joint tender all tenderers must fulfill the qualification criteria and present required documents confirming it (stated in appendix 1)

A6.3. The tenderer must not have been punished pursuant to criminal procedure or misdemeanor for organizing a criminal group or belonging into one or for violation of the requirements of public procurements or for fraud or for crimes related to abuse of office or money laundering and have no punishments that have not been deleted from the punishment register pursuant to the Punishment Register Act and no punishments valid pursuant to legislation of his/her place of residence or location.

A6.4. The tenderer must not be bankrupt or in the process of liquidation, his/her business must not be suspended or in similar condition according to the law of his/her residency.

A6.5. The tenderer must have duly fulfilled his/her legislative tax and social security obligations towards his/her place of residence or that of the Procuring Entity.

A6.6. The qualification criteria in detail may be found in appendix 1.

A6.7. Participation in the competition is prohibited to the Chairman, members and experts of the architectural competition Jury, members of Qualification Committee, compiler of the competition brief and persons who are in privileged position because of organizing the architectural competition and/or who could influence the decisions of the Jury and the committee.

A6.8. Participation of the competition is prohibited to persons related to the Chairman, members and experts of the architectural competition Jury:

A6.8.1. spouses, cohabitants, direct ascendants and descendants, sisters and brothers;

A6.8.2. business partners, who are owners or shareholders in the same company as the Chairman, members or experts of the Jury, operating in the field of planning or design;

A6.8.3. co-workers who are employed by the Chairman, members or experts of the Jury.

A7. The Nature and Membership of the Jury and the Qualification Committee

A7.1. For conducting the competition, assessing the designs and determining the winners, two committees have been established: the Qualification Committee and the assessment committee or the Jury.

A7.2. To guarantee anonymity, before assessing the anonymous competition entries, the qualification of the tenderers will be checked by the Qualification Committee. The Qualification Committee will only check whether the qualification documents presented in an envelope titled "Qualification documents" correspond to the Public Procurement Act of the Republic of Estonia and to the demands stated by the Procuring Entity. The Qualification Committee does not analyze the contents of the competition entries. The Qualification Committee guarantees anonymity of the participants from the Jury and the public.

A7.3. Members of the Qualification Committee are:

Chairman of the Qualification Committee: Toivo Piik, Euronext Consulting OÜ

Members of the Qualification Committee:

Ingrid Mald-Villand, The Union of Estonian Architects (UEA)

Heigo Petsi, Võru Town Government

A7.4. The Jury will assess the content and architectural quality of the competition entries and decides the winning entries.

A7.5. The members of the Jury are:

Chairman of the Jury:

Kersti Kõosaar, Võru Town Government, Mayor

Members of the Jury:

Innar Mäesalu, Võru Town Government, deputy mayor

Erki Saarman, deputy chairman of the Võru Town Government

Ülevi Eljand, Võru Town Government, head architect

Ilmar Jalas, architect, UEA

Andres Levald, architect, UEA

Teemu Kurkela, JKMM Architects, Finland

Dace Kalvane, architect, Latvia

Substitute member of the Jury: Toomas Rein, architect, UEA

A7.6. Secretaries of the Jury

Pille Epner, UEA

Remida Aasamäe, Võru Town Government

A7.7. Experts:

Ena Poldimäe, head of Võru Environmental Services

Marti Veldi, Heritage preservation inspector

A8. Awards, Participation Fees and Payment thereof

A8.1. An awards fund of 890 000 Estonian kroons has been established and will be divided as follows:

First prize award: 300 000.- EEK

Second prize award: 250 000.- EEK

Third prize award: 170 000.- EEK

Two prizes for runners-up a' 85 000.- EEK

A8.2. The awards will be paid within one month after the Union of Estonian Architects announces the winners to natural person(s) or company(s) noted on the name card to the account(s) noted on the name card according to the noted percentual distribution of the award.

A8.3. According to the Taxation Act of the Republic of Estonia, the sums awarded to natural persons stated in A8.1 will be subject to income tax deductions.

A8.4. Awards paid by Cultural Endowment of Estonia will not be taxed.

A9. Required contents of the Entry Submission Package

A9.1. The package submitted to the competition contains the competition design and the following sealed non-transparent envelopes:

A9.1.1. A "Name card" with the following information:

- Keyword of the competition entry;

- Name and contact information of the participant (corporate name of legal person or name of natural person who will, in the event of winning the competition, enter into negotiations to

contract the procurement of further designs);

- Names, signatures and contact information of the authors of the competition entry;
- Distribution of the competition award and the bank account numbers where it will be transferred;
- Note about who owns the economic rights of the competition entry.

A9.1.2. An "Address card", with an address for returning a non-awarded entry (will be returned upon request of the participant at his/her expenses)

A9.2. All envelopes and each element of the competition entry (drawings, model, explanatory memorandum, etc.) must be noted with a keyword (an emblem or a numeric combination does not qualify as a keyword).

A9.3. An envelope titled "Qualification documents" which contains all the necessary documents for qualifying (an exact list is given in appendix 1) will be submitted by a separate deadline of August 1st, 2008. This envelope has to carry the same keyword as the competition entry that will be submitted later.

A10. Format of the submitted competition entry

A10.1. The competition entry materials must be submitted in plotting board format, on an unbending board and in digital form on CDs and DVDs, in a printable .pdf or .jpg format.

A10.2. Competition entries must be presented on an unbendable plotting board measuring preferably 700X1000 mm or in A1 format.

A10.3 The Drawings and the explanatory memorandum must be in English or in Estonian.

A10.4 The explanatory memorandum must be bound and in A4 format.

A10.5. Model must be durable enough to withstand transportation.

A11. Required Scope of the Submitted Entry

A11.1 Drawings (on boards):

A11.1.1 Site plan in scale 1:2000 of the area in relation to its functions – should show the functional and urban connections;

A11.1.2 Site plan in scale 1:500 of the entire competition area. On this site plan show:

A11.1.2.1 solution of the public space and its connection with surrounding areas;

A11.1.2.2 new buildings and their surroundings (note function and heights on the buildings);

A11.1.2.3 landscape planning and design;

A11.1.2.4 traffic and parking solutions.

A11.1.3 Detailed drawings in suitable scale, if needed

A11.1.4 At least three 3D visualizations that include the surrounding areas

A11.2. A model in scale 1:500 (plan for area: from Vee street to the lake and from Tartu street to the southern border of the Vee street 8 property)

A11.3. Explanatory memorandum (separately in a sealed A4 envelope, marked "Explanatory memorandum"), which includes:

A11.3.1 a short description of the design concept

A11.3.2 a short description of the public space design concept;

A11.3.3 a short description of the architectural idea behind the new buildings;

A11.3.4 main technical data: construction ground, gross area, heights of the buildings (in floors and meters), number of parking spaces.

A12. Evaluation Criteria of the Competition Entries

A12.1 Correspondence to the needs of the Võru Town Government

A12.2. Suitability to the surrounding urban space.

A13. Terms used concurrently in the competition

A13.1. Conceptual design, competition entry

A13.2. Concept competition, competition, design competition

A13.3. Tenderer, Participant

A13.4. Procuring Entity, Main Organizer

A14. Appendices

A14.1. Appendix 1 – Qualification criteria

A14.2 Appendix 2 – Form – Statement that there are no grounds for disqualifying the tenderer from the competition.

B Competition procedure

B1. Issuing the Competition Terms

The design contest website is at www.arhliit.ee, where it is possible to download the full packet of competition conditions. The competition materials are free of charge.

B2. Posing and answering questions

B2.1. The participants are entitled to obtain additional information and explanations from the Main Organizer concerning the contents of the competition brief. The Main Organizer will answer the questions and publish the answers in 10 work days at the latest.

B2.2. Questions for obtaining clarification about the design competition may be submitted until August 1st, 2008 (that date included) via e-mail at info@arhliit.ee or via fax at +372 611 7434. All questions must be submitted in either Estonian or English. The Main Organizer will answer the questions in Estonian as well as English.

B2.3. All questions and answers will be published on the competition website www.arhliit.ee

B3 Submitting Qualification Documents

B3.1. The deadline for submitting qualification documents is August 1st, 2008, at 16.00.

B3.2. The qualification documents in form of an envelope labeled "Qualification Documents" should be brought to the Union of Estonian Architects, Lai Street 31, 10133, Tallinn, by August 1st, 2008, at 16.00 at the latest.

B3.3. When submitting the documents via mail or a courier, the Participant has to guarantee their arrival by August 1st, 2008, at 16.00 at the latest to the Union of Estonian Architects, Lai Street 31, 10133, Tallinn, Estonia.

B3.4 The envelope "Qualification Documents" must contain the same keyword that will later be used on the competition entry.

B3.5. Upon submitting the qualification documents, participation in the competition is registered.

B3.6. The Qualification Committee will publish the keywords of those participants who qualify for the competition on the website www.arhliit.ee and who can thereafter submit their competition entry.

B4. Qualification or Exclusion of a Participant

B4.1. The Qualification Committee will open the envelope labeled "Qualification Documents". Upon opening, documentation in form of a transcript will be made asserting the total number of envelopes received, a serial number will be assigned to a keyword according to its order of arrival and note will be made of the total contents of an envelope.

B4.2. The qualification of the participants must correspond to the qualification requirements by the Main Organizer, as stated in appendix 1, and also to the requirements of the Procurement Act of the Republic of Estonia.

B4.3. The Qualification Committee will verify whether the economic and fiscal situation as well as the technical and professional competence of a participant correspond to the qualification requirements described in Appendix 1.

B4.4. An applicant will not be qualified and registered as a Participant in the competition if:

B4.4.1. the qualification documents do not arrive by the deadline,

B4.4.2. the participant does not meet qualification requirements described in Appendix 1.

B4.5. The decision of the Main Organizer concerning the qualification and non-qualification of the participants is based on suggestions of the Qualification Committee and will be published in keyword format on the competition

website www.arhliit.ee by August 5th, 2008, at the latest.

B5. Submitting Competition Entries

B5.1. The deadline for submitting competition entries is August 22, 2008, at 16.00.

B5.2. The design concept should be brought to the Union of Estonian Architects, Lai Street 31, 10133, Tallinn, by August 22nd, 2008, at 16.00h at the latest.

B5.3. When submitting the documents via mail or a courier, the Participant has to guarantee their arrival by August 22nd, 2008, at 16.00h at the latest to the Union of Estonian Architects, Lai Street 31, 10133, Tallinn, Estonia.

B5.4. If a competition entry is personally delivered, the recipient will write the serial number, arrival date and time on the package, and give the deliverer a receipt containing the same information. Competition entries sent by mail or by courier will be registered upon arrival in the same way. The registration receipt and the posting or courier service receipt will be a basis for returning the design.

B5.5. The entries will be registered for the design competition if they are delivered before the deadline stated in clause B5.1.

B5.6. If an entry arrives late or in the wrong place, only the "Address card" will be opened and the entry will be returned to the address specified by registered mail at the expense of the submitter. If the submitter does not wish to incur the return expenses, the competition entry will be subject to destruction.

B6 Guarantee of Anonymity

B6.1. The design competition is anonymous and keyword-based. Each plotting board, explanatory memorandum and envelope stated in clause A9.1 must be labeled with a notional keyword (consisting of words; emblems or digit combinations are not allowed).

B6.2. At the moment of submitting an entry, all materials including models must be in a single sealed package of uniform color without any external identification marks and without any special marks, labeled "Design competition for the spatial planning of the Tamula lakeside area".

B6.3. If a competition entry is sent by mail or by courier service, the recipient of the design must guarantee the anonymity of the sender. The recipient must not be the Chairman, member, substitute member or secretary of the Jury.

B7. Submitting Competition Entries for Jury Evaluation

B7.1. The Qualification Committee will open the whole competition entry package. Upon opening the whole competition package, a transcript will be made to document the total number of competition entries, a serial number will be assigned to a keyword according to its order of arrival and note will be made of the total contents of a package. The opening transcript will be published on the competition website: www.arhliit.ee ;

B7.2. The participants must have previously qualified for the competition. A note of this will be made in the package opening transcript.

B7.3. The Qualification Committee will deem a competition entry not qualified and it will not be forwarded to the Jury for content review and evaluation if:

B7.3.1. the design concept isn't submitted by the deadline,

B7.3.2. if the participant hasn't qualified for the competition by the deadline,

B7.4. According to the recommendations of the Qualification Committee, the Main Organizer will decide whether the participant will be deemed compliant or non-compliant and the decisions in form of keywords will be published on the competition website: www.arhliit.ee .

B8. Working procedures of the Jury

B8.1. Only the Chairman, members, secretary and experts of the Jury may attend the evaluation of competition designs (Jury meetings). The Chairman will preside over the Jury meeting. The Chairman and the members of the Jury have the right to vote when decisions are being made; the secretary and the experts do not have the right to vote. The substitute member will participate in Jury meetings when necessary and has the right to vote only if he/she substitutes for a main member absent from the meeting.

B8.2. If necessary, the Jury may engage experts in addition to those stated in clause A7.7. An expert has the right to participate in the meetings of the Jury but he/she has no right to vote in the decision making procedure and his/her opinion is advisory for the Jury.

B8.3. The Jury is independent in its decisions and opinions, which will only be based on the competition brief and criteria of the competition terms.

B8.4. Based on the suggestions of the Qualification Committee, the Jury will decide in its first meeting which entries will be evaluated. A competition entry will not be evaluated and will be excluded if:

B8.4.1. the participant has violated the anonymity requirement or the envelope labeled "Name card" is missing;

B8.4.2. The competition entry has been submitted after the deadline;

B8.4.3. the Jury declares that the competition entry clearly doesn't fulfill the competition task;

B8.4.4. the Jury assesses the entry to be clearly incompatible with the standards of architectural professionalism;

B8.4.5. the competition entry does not meet the required scope (clause A11);

B8.4.6. the Qualification Committee does not qualify the participant;

B8.5. The Jury will assess the qualified entries for the design competition according to their:

B8.5.1. compliance with the requirements of the Võru Town Government

B8.5.2. suitability with the surrounding urban space

B8.6. All Jury meetings will be documented in separate transcripts which are not subject to publication, unless otherwise noted in legal acts or this competition brief.

B8.7. The results of the competition will be decided by the Jury at their last meeting, generally by consensus. In the exceptional case where consensus isn't achieved, the Jury will vote. Each member of the Jury has one vote. At first, votes will be cast for the winner. A design is considered to be the winning entry if more than half of the members of the Jury vote for it. The voting process is carried out in a similar way to find out the 2nd and 3rd places and the runners-up.

B8.8. If the number of qualified designs proves to be equal to or smaller than the number of awards and purchases plus three, and then the Jury has the right to leave a portion of awards unpaid. The first award will be left unpaid only in case the Jury declares the whole competition unsuccessful or determines the necessity of organizing a second stage of the competition.

B8.9. The Jury has no authority to change the award sums. As an exception, in case two competition designs running for the 2nd and 3rd award are obviously equal, the Jury may redistribute the awards so that both designs obtain equal awards of the arithmetic mean of the two original awards to be redistributed.

B8.10. In the last meeting of the Jury, the secretary of the Jury will draw up a final report containing a general description of all competition entries; distribution of awards with reasoning; judgement of the winning entry; suggestions for further actions; possible dissents of the Jury members. The final transcript will be made available to the public on the design competition website: www.arhliit.ee.

B8.11. Jury work is considered to be finished after the winning entries have been determined by a vote, ranked and after the decision has been fixated in keyword format in the final Jury meeting transcript.

B9. Disclosure of the Results of the Competition

B9.1. At the latest, on September 22nd, 2008, the Jury will announce the keywords of the award winning designs in the media and on the internet at www.arhliit.ee .

B9.2. The design competition will terminate with the opening of the name card envelopes corresponding to the keywords of the awarded entries and disclosure of the authors by the Qualification Committee in a public meeting on September 26th, 2008. A precise time and location will be specified on the competition website: www.arhliit.ee .

B9.3. The Main Organizer has the right to terminate the competition without results if the number of qualified participants is smaller than or equal to the number of awards of the design competition.

B10. Returning Entries that were not Awarded/Purchased, Responsibilities of the Organizers

B10.1. The competition entries that were not evaluated and did not receive an award may be received upon presenting the registration receipt, post or courier service receipt until April 1st, 2008 from the Union of Estonian Architects, Lai St. 31, 10133 Tallinn, Estonia.

B10.2. The costs of returning the entry will be incurred by the submitters of the design in question.

B10.3. The organizers are obligated to anonymously (without opening the envelope of the name card) store the designs that were not evaluated and did not receive an award, until the date mentioned above. After that, the organizers are not responsible for the designs in question and unreturned designs will be subject to destruction.

B10.4. The organizers are not liable for the preservation of the competition designs. The participants have the right to insure the designs at their own expense.

B11. Using the Awarded/Purchased Designs, Entering into a Contract with the Winner

B11.1. The organizers will organize a public exhibition of the best competition entries. The exhibition venue and precise dates will be announced after the competition has ended.

B11.2. For realizing the concept design, the Procurer will organize a negotiated tendering procedure without prior publication of tender notice to sign a procurement contract with the winner of the competition in compliance with the Public Procurement Act of the Republic of Estonia §28 p 6, the scope of which is stated by the Standard of the Republic of Estonia 811:2006 (including draft project, main project, technical drawings and author's supervision).

B11.3. By submitting a competition entry to the current design competition, the submitter agrees to the use of his/her design in case it will be awarded according to the objectives and terms described in the present competition terms. The award will cover the royalties of single use of the winning entry including corresponding legal taxes, excluding fees for further design work.

B11.4. In case the winner of the competition waives the participation in negotiated tendering procedure without prior publication of tender notice of the design work or entry into contract for the performance of the design work or the parties will not reach an agreement the Main Organizer has the right to enter into negotiations with the submitter of next awarded design.

B11.5 The procurement of the performance of the design work after the design competition does not include the further architectural planning of the new buildings.

B11.6 For further design work the Procurer has the right to demand that the contracted author takes a subcontractor as a collaboration partner, if the contracted author doesn't have experience in realizing a detailed plan of similar magnitude and function in Estonia. The collaboration partner must have said experience.

B12. Copyright, Right of Ownership, Economic Rights

B12.1. The right of ownership to the awarded designs will transfer to the Procuring Entity after the awards have been paid. Economic rights are not transferred.

B12.2. According to the valid Copyright Act, the moral and economic copyright of the designs belong to the authors of the competition designs submitted to the design competition.

B12.3. All the economic rights of the author of the competition design specified in §13 of the Copyright Act to the design work to be ordered in the public procurement of negotiated tendering procedure without prior publication of tender notice as well as the ownership of submitted documents and materials will transfer to the Main Organizer after the acceptance of the design work ordered on the basis of clause B11.2. and payment thereof. The remuneration payable to the author of the winning design by the Main Organizer for the use of the design is included in the cost of the ordered design.

B12.4. By accepting the design work and paying for it, the Main Organizer will obtain all economic rights of the corresponding competition design.

B12.5. The Main Organizer is obliged to follow the moral rights of the author provided in the Copyright Act. When using the competition design and the design work, the Main Organizer is obliged to refer to the names of the authors.

B12.6. The Main Organizer will be liable to the authors for any damages caused by the violation of the Copyright Act during the design competition and will be obliged to compensate for all the damages caused to the authors by violation of the Copyright Act.

B12.7. The right of ownership of unawarded competition designs and the copyrights of all submitted competition designs will remain with the authors thereof.

B12.8. The authors of submitted but unawarded competition designs will give their consent to the publication and exhibiting of the competition designs within one year from the end of the competition.

B13. Waiver of Use of the Winning Entry

B13.1. The Main Organizer has the right to waive the use of the winning design or any other design selected for realization if it proves necessary due to economic status, unsuitability of the competition design for the development plans of the Main Organizer, changes in development or investment plans of the Main Organizer or other circumstances commonly deemed to be *force majeure*. The right also applies in case no agreement on the contract of the design work is reached and the submitter of the conceptual design selected for realization does not want to sign a contract for the design work on the terms specified in the tender or does not want to enter in the contract for other reasons.

B13.2. In case an agreement isn't reached with the winner of the competition for signing a contract for the design work, the Main Organizer has the right to commence a new negotiated tendering procedure without prior publication notice, aiming to enter into design contract with the author of the competition design having awarded the second prize (the author of the design having awarded the third prize if agreement with the latter is also not reached) for the performance of the design work.

Qualification Criteria and Required Documents for Participants of the Design Competition

To participate in the design competition, a Tenderer will submit the following documents:

1. written confirmation that the participant or his/her legal representative has not been punished pursuant to criminal procedure or misdemeanor for organizing a criminal group or belonging into one or for violation of the requirements of public procurements or for fraudulence or for crimes related to abuse of office or money laundering and that the participant has no punishments that have not been deleted from the punishment register pursuant to the Punishment Register Act and the participant has no punishments valid pursuant to legislation of his/her place of residence or location;
2. written confirmation stating that the participant is not in bankruptcy or under liquidation, his/her business activities have not been suspended and he/she is in no similar situation pursuant to the legislation of his/her place of residence;
3. written confirmation that no compulsory liquidation or other similar processes have been initiated with regard to the participant pursuant to the laws of his/her place or residence;
4. written confirmation that the participant has not obtained any kind of information giving him/her advantage over other participants;
5. written confirmation that no court of honor of a professional union or the like has proved him/her guilty of harsh violation of professional regulations;
6. a certificate from the Tax and Customs Board and from local taxes administrator of the participant's or the tenderer's place of residence or corresponding government office of the participant's place of residence certifying that the participant has duly fulfilled his/her legislative national tax obligations and local tax obligations and social security payments of the participant's or the tenderer's place of residence. The issuing date of the certificates must be no earlier than 30 days before the registering to the competition and the deadline for submitting qualification documents;
7. written confirmation that the participant has presented no false information about the qualification criteria set by the Procuring Entity;
8. written confirmation that the ownership of the design will be transferred to the organizer;
9. written confirmation that the author of the competition design will transfer the economic rights of the intellectual property of the winning design to the organizer and guarantees that in regard to the transfer, no third parties' rights to authorship will be violated, and grants the organizer an exclusive license to use the economic rights after handing over the design project performed as the main designer;
10. proof that the Tenderer, or if the competition design is submitted by a collective, the leader of a collective is a member of an Architects' Union or a relevant professional association of a Member State of the European Union, of one of the European Economic Area States or countries which have joined the public procurement agreement of the World Trade Organization, or holds architect's qualification within the meaning of the Professions Act or the relevant regulation of a Member State of the European Union, one of the European Economic Area States or countries which have joined the public procurement agreement of the World Trade Organization. The Tenderer will submit an extract of a certification document pursuant to the law of his/her place of residence concerning the membership of the Tenderer or the leader of the collective in the Architects' Union or the relevant professional association of the place of residence or the architect's qualification assigned;
11. the Tenderer, who shall be entered in the commercial register or hold a license to perform the design work pursuant to the legislation of the place of residence, will submit the relevant certificate of registration or the license to perform the design work. (Valid data of the Tenderers who are legal persons of the Republic of Estonia will be verified by the Procuring Entity from the Register of Economic Activities);
12. in case of joint tenders the Tenderers will name an authorized representative to perform actions related to the design competition and to concluding and implementation of the procurement contract, corresponding letters of empowerment are to be added. The joint tender of joint Tenderers must include a confirmation

stating that joint Tenderers are solidarily responsible for implementation of the procurement. In the case of joint tender all Tenderers must fulfill the qualification criteria and present the abovementioned documents confirming it.

NB! Points 1-5 and 7-9 of the forementioned documents are available as forms in Annex 2.

Appendix 2

Application I – Statement that there are no grounds for disqualifying the tenderer from the competition.

Name of the Procuring Entity: Võru Town Government

Procurement title: Architectural Competition for the spatial planning of the Tamula lakeside area

Procurement registration number: 105651

With this I confirm that:

1. Neither I nor my legal representative have not been punished pursuant to criminal procedure or misdemeanor for organizing a criminal group or for belonging into one or for violation of the requirements of public procurements or for fraud or for crimes related to abuse of office or money laundering and have no punishments that have not been deleted from the punishment register pursuant to the Punishment;
2. I am not bankrupt or in the process of liquidation, my business is not suspended or in similar condition according to the law of my country of residency;
3. I am not in a forced divestiture process or a similar condition according to the law of my country of residency;
4. I have not received information about the competition that would give me an advantage over other participants;
5. No court of honor of a professional union or the like has proved me guilty of the harsh violation of professional regulations;
6. I have not submitted false documents to meet the requirements set by the Procuring Entity;
7. In case of an award winning place in the competition, the ownership of my entry will be transferred to the Organizer;
8. I hereby agree to transfer the economic rights of the intellectual property of the winning design to the organizer and I guarantee that in regard to the transfer, no third parties' rights to authorship will be violated, and I grant the organizer an exclusive license to use the economic rights after handing over the design project performed as the main designer;

Comments: _____

.....
(Name of Tenderer)

.....
(Name and signature of tenderer's legal representative)

.....
(date)