

DEAR SIR/MADAM,

In regard to the ongoing tender procedure "**Consultancy services for Senior Commercial and Contract Advisor – Aviation Construction**", please refer to the following clarifications:

1. Question 1: We note that the scope of works includes contract management and administration of works. It is stated also on numerous places in the tender specifications that assistance will be required not only on legal issues, but also on such matters, which are typically excluded from the scope of the legal services, e.g. commercial terms. To this end, please, clarify what is meant by *commercial issues*, e.g. is it advice on commercial terms of a contract (e.g. price), evaluation of offers, quantity surveying, valuation of executed works, calculation of damages (if any) or something different from the above?

Answer: The commercial terms include all the above-mentioned matters plus negotiation of claims and variations and extension of time with Contractors.

2. Question 2: Can you, please, clarify if the scope of works include also supervision and technical management of the works?

To this end, is it possible for a law firm to provide services related to the legal matters of the contract management only, whereas, another technical advisor, appointed by SOF Connect through a separate process, would cover the respective non-legal matters?

Or, in any event, the successful bidder should demonstrate that it has a team of lawyers together with one or several natural persons with a technical degree and adequate professional skills to conduct such type of supervision services? If so, is it possible for a law firm to team up with a consultancy firm (e.g. under a joint-venture agreement) that the bidder has engaged persons with such technical qualification and proper experience?

Answer: The scope of services does not include construction supervision as a legal part of the whole construction process according to the Spatial Development Act. These services are already appointed, together with the Project Management Company, which role is to monitor the progress of works and certify the IPC /Intermediate Payment Certificates/.

Sincerely,
SOF Connect Team