

In Prague on 26/ 9/ 2016

**Decision of the contracting entity on the selection of the most appropriate offer**

Within the meaning of the provision of Sec. 81 of Act No. 137/2006 Sb. (Coll.), Public Procurement Act, as amended by subsequent regulations (hereinafter referred to as the "Act"),

**I decide**

that the offer best fulfilling evaluation criteria of the above-the-threshold public contract "**MV - Jablonec nad Nisou – SZNR 2016 – Lyžařský trenážer pro oddělení biatlonu (Ski simulator for biathlon section)**" being the offer of the tenderer:

**h/p/cosmos sports & medici gmbh, Am Sportplatz 8, 83365 Nussdorf/Traunstein, DE,  
Company ID number: 163/128/70278**

**with the tender price at 707,079 EUR, VAT exclusive (in words: seven hundred seven thousand seventy-nine EUR).**

**R e a s o n i n g**

Public contract takes place pursuant to Sec. 27 of the Act in the open procedure. Notice of the contract was published on 1 August 2016 in the Public Procurement Bulletin and on 4 August 2016 in the Official Journal of the European Union. The Evaluation Committee (hereinafter referred to as the "Committee") met at their first session on 19. 9. 2016. The Committee stated that in the open procedure with respect to the aforesaid above-the-threshold public contract only a single offer was submitted within the time limit stipulated, namely the offer of the company-tenderer h/p/cosmos sports & medici gmbh, Am Sportplatz 8, 83365 Nussdorf/Traunstein, DE, Company ID number: 163/128 70278. After that, the Committee proceeded to open the envelope with the offer of the tenderer in the presence of his representative. The Committee checked completeness of the offer pursuant to Sec. 71 subsec. 7 of the Act. In this point, the tenderer's offer complied with the terms. In accordance with the provision of Sec. 71 subsec. 8 of the Act, the Committee informed the tenderer's representative present of tenderer's identification data and provided information whether the offer complied with requirements pursuant to Sec. 71 subsec. 7 of the Act. The Committee also provided the tenderer present with the information about the tender price. Further, the Committee proceeded to assess qualifications of the given tenderer. Company h/p/cosmos sports & medici gmbh complied with all qualifications set by law and tender documentation. Subsequently, the Committee interrupted its first meeting due to subsequent thorough studying of further documents contained in the tenderer's offer from the viewpoint of fulfilment of other statutory requirements and also requirements of the contracting entity stated in tender conditions relating to this subject-matter of the public contract which - by its particularly demanding technical specification and required relevant documents - requires considerable caution within the scope of accomplishment of all required things relating to the subject-matter of the public contract. Subsequent thorough studying of further documents contained in the tenderer's offer relating to the subject-matter of this public contract was necessary due to the fact that it is an offer from a foreign supplier and the documents submitted by that foreign supplier were the documents issued in the country of its registered office by its relevant bodies and within the scope of proper subsequent evaluation of the given offer it was

necessary to read up on other legislative and administrative acts of the given submitted documents issued in the country of the registered office of the supplier.

Afterwards, the Committee met at its second session on Monday on 26/ 9/ 2016, and the Committee proceeded to evaluate the tenderer's offer. With respect to the fact that in this public tender only a single offer was submitted - already on the basis of the said above - the Committee further proceeded - when evaluating this offer - with regard to Sec. 76 and Sec. 79 subsec. 6 and subseq. of the Act.

Thus, the Committee carried out the evaluation of the offer of only a single, the above-mentioned tenderer in accordance with methodical instructions of the Ministry for Regional Development. The contracting entity selected for the award of this above-the-threshold public contract as a basic evaluation criterion - in accordance with Sec. 78 subsec. 1 par. b) of the Act - the lowest tender price.

On the basis of the above-mentioned facts in accordance with Sec. 79 subsec. 6 of the Act, the Committee did not carry out the evaluation of offers as - with regard to the said above - it had only the offer of a single tenderer left for evaluation which complied with all prescribed and required elements set by law and in tender conditions, and therefore, in accordance with Sec. 81 subsec. 2 of the Act the Committee decided on the selection of the above-mentioned offer of only a single tenderer which it had left for evaluation, namely the offer of the company h/p/cosmos sports & medici gmbh, Am Sportplatz 8, 83365 Nussdorf/Traunstein, DE, Company ID number: 163/128/70278. The Committee recommended that the contracting entity should undertake negotiations to conclude a purchase contract with the company h/p/cosmos sports & medici gmbh, Am Sportplatz 8, 83365 Nussdorf/Traunstein, DE, Company ID number: 163/128/70278. The contracting entity - on the basis of recommendations of the Committee and assessment of the above-the-threshold public contract "MV - Jablonec nad Nisou – SZNR 2016 – Lyžařský trenážér pro oddělení biatlonu (Ski simulator for biathlon section)" - decided as stated in this decision statement.

### Notice

It is possible to raise an objection to this decision in accordance with provisions of Sec. 110 of the Act. The objection must be delivered by the complainer to the contracting entity within 15 days of the date of delivery of the notice of selection of the most appropriate public bid.



  
**Ing. Jiří Beran**  
director