**Annex No. 1 of Qualification documentation**

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**DRAFT OF A WRITTEN AFFIRMATION FOR QUALIFICATION**

**Written affirmation for qualification**

The economic operator , Company Reg. No.: , with registered office: , postcode , (hereinafter referred to as the "***economic operator***"), as a participant in public procurement procedure called **Framework agreement for the provision of programming services** (hereinafter referred to as the “***Public procurement procedure***”) in accordance with Section 86 (2) of Act No. 134/2016 Coll. on Public Procurement, as amended (hereinafter referred to as the "***Act***") hereby honestly declares that he meets the basic, professional and technical qualification requirements required by the Act and the procurement documents.

**Basic qualification**

In relation to the basic qualification pursuant to Section 74 of the Act the economic operator declares that:

* + 1. wasn’t convicted by final judgement in the country of its registered seat of a crime specified in Annex No. 3 to the Act or another similar crime pursuant to the law of the country of its registered office in the past 5 years preceding the commencement of the procurement procedure; expunged convictions are disregarded,
    2. has no outstanding tax arrears registered in tax records in the Czech Republic or in the country of its registered office,
    3. has no outstanding arrears in respect of payments and penalties of public health insurance in the Czech Republic or in the country of its registered office,
    4. has no outstanding arrears in respect of payments and penalties of social security contributions and contribution to the national employment policy in the Czech Republic or in the country of its registered office,
    5. isn’t in liquidation, hasn’t been declared insolvent, in respect of whom the receivership hasn’t been imposed under another legal regulation or it isn’t in a similar situation pursuant to the law of the country of its registered office.

If the economic operator is a legal person, the economic operator declares that both this legal person and every member of its governing body meet the condition specified in paragraph a) above.

Where a legal person is a member of the governing body of the economic operator, the economic operator declares that the condition specified in paragraph a) above is met by:

1. this legal person,
2. every member of the governing body of this legal person, and
3. the person representing this legal person in the governing body of the economic operator.

If the economic operator is a branch of a business of a foreign legal person, the economic operator declares that the condition specified in paragraph a) above is met by this legal person as well as the head of the branch.

If the economic operator is a branch of a business of a Czech legal person, the economic operator declares that the condition specified in paragraph a) above is met by:

1. this legal person,
2. every member of the governing body of this legal person,
3. the person representing this legal person in the governing body of the economic operator, and
4. the head of the branch.

**Professional qualification**

In relation to the professional qualification pursuant to Section 77 (1) of the Act the economic operator declares that:

1. the economic operator is registered in the Commercial Register or other similar records provided that registration in such records is required pursuant to another legal regulation.

In relation to the professional qualification pursuant to Section 77 (2) (a) of the Act the economic operator declares that:

1. he has a license to undertake business within a scope corresponding to the subject-matter of the public contract provided that such license is required pursuant to other legal regulations, i. e. that he has the relevant trade authorization or license, at least for trades or activities:
   1. **Production, trade and services not listed in Annexes 1 to 3 of the Trade Act**

Branch of activity: Providing software, consulting in the field of information technology, data processing, hosting and related activities and web portals[[1]](#footnote-1)

or another similar trade or activity corresponding to the subject of the public contract.

**Technical qualification**

In relation to the technical qualification pursuant to Section 79 of the Act the economic operator declares that he meets all the technical qualification criteria required by the contracting authority, i. e. that:

1. performed the following most significant services provided over the past three years befote the commencement of the procurement procedure:
   1. the subject of at least 1 significant service was the programming services of software related to the management of data and document storage, their processing and licensing within the open source DSpace framework,
2. has a realization team composed of the following persons for the performance of the public contracts awarded under the framework agreement:
   1. **Project manager**,
   2. **Software architect**,
   3. **Software programmer.**
3. persons forming the realization team for the performance of the public contracts awarded under the framework agreement meet all the requirements set out in the procurement documentation of the Public procurement procedure.

In on

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*(signature)*

1. Translated into Czech language: Výroba, obchod a služba uvedené v přílohách 1 až 3 živnostenského zákona, obor činnosti: Poskytování software, poradenství v oblasti informačních technologií, zpracování dat, hostingové a související činnosti a webové portály. [↑](#footnote-ref-1)