

Ban the SoE&A!

CONTENTS:

New SoE&A

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First step taken

Almost four months ago, I started a discussion on LinkedIn about “Banning the SoE&A”.

Together with the team of initiators, we not only managed to get the support of more than 600 signatories, but we also gained access to the “Brussels bureaucracy”. And now a first “preliminary” result kicks in.

Thanks for all your support, thanks for starting to make a difference!

Henry Leerentveld

FIRST BIG BREAKTHROUGH

NEW SoE&A: PARTICIPATION IN MULTIPLE BIDS ALLOWED!!!

A few days ago in Newsletter 5 we told you that a major change had been agreed by the Commission. Now we can tell you more because it was publicly announced.

From now on, experts may participate SIMULTANEOUSLY in several bids for EU/EDF projects subject to certain fair conditions (see below).

We are still not permitted to participate in more than one competing bid for the same project, but this very welcome change is a major step in the right direction.

There is a **new SoE&A**, which we reproduce on page 2 and which you can download directly for yourselves, if you wish, at http://ec.europa.eu/europeaid/works/procedures/implementation/services/index_en.htm

The new SoE&A is in “Tender Submission Form”, the third from last file in section B8.

How does it work?

First – and this is also important progress – for part-time assignments, specific dates for missions are to be listed, so we

won't have to commit ourselves to being available for entire periods during which our services will only be used occasionally. This will permit far better time management when juggling the demands of several assignments we participate in simultaneously.

Second, we are required to list any other tenders we are participating in at the same time. (See second table).

Now, read the accompanying note to this table: “Should I receive a confirmed engagement I declare that I will notify the tenderer and the Contracting Authority immediately and that I shall accept the first engagement which is offered to me chronologically.”

So, you can go with the first offer you get, as long as you immediately tell the other contractors and Contracting Authorities that you are no longer available.

There's still a long way to go before all the reforms we all feel are necessary can be achieved, but we believe you will agree with us that this is a very good day for us all!

STATEMENT OF EXCLUSIVITY AND AVAILABILITY¹**PUBLICATION REF:** _____

I, the undersigned, hereby declare that I agree to participate exclusively with the tenderer < tenderer name > in the above-mentioned service tender procedure. I further declare that I am able and willing to work for the period(s) foreseen for the position for which my CV has been included in the event that this tender is successful, namely:

From	To	Availability
< start of period 1 >	< end of period 1 >	< full time/part time >
< start of period 2 >	< end of period 2 >	< full time/part time >
< etc >		

I confirm that I do not have a confirmed engagement as key expert in another EU/EDF-funded project or any other professional activity incompatible in terms of capacity and timing with the above engagements.

By making this declaration, I understand that I am not allowed to present myself as a candidate to any other tenderer submitting a tender to this tender procedure. I am fully aware that if I do so, I will be excluded from this tender procedure, the tenders will be rejected, and I may also be subject to exclusion from other tender procedures and contracts funded by the EU/EDF.

Furthermore, should this tender be successful, I am fully aware that if I am not available at the expected start date of my services for reasons other than ill-health or force majeure, the tenderer may be subject to exclusion from other tender procedures and contracts funded by the EU/EDF and that the notification of award of contract to the tenderer may be rendered null and void.

Additionally I declare that I am not in a situation of conflict of interest or unavailability and commit to inform the Contracting Authority of any change in my situation.

[For information I have signed a Statement of Exclusivity and Availability for the following tender(s):

Tender reference	Submission deadline for the tender	Tendered engagement
< tender reference >	< date >	< full time/part time >
< tender reference >	< date >	< full time/part time >
< etc >		

Should I receive a confirmed engagement I declare that I will notify the tenderer and the Contracting Authority immediately and that I shall accept the first engagement which is offered to me chronologically.]

Name	
Signature	
Date	

¹ To be completed by all key experts