

Tender for Due Diligence Study for the Jerusalem LRT System Red Line – JTMT Further Response to Bidder Requests for Clarifications

No.	Relevant Section in RFP	Subject	Question	Response
1.	Annex D – General Conditions of Contract Section 13.7 and 13.8 Forms, Annex B3	Conflict of Interest Information	<p>“We understand that the bidder, based on the list of entities participating in the J-Net prequalification (13.7.v [NOTE]), will carry out a diligent assessment of potential conflicts of interest and will indicate any existing or past contacts.</p> <p>We would like to ask to limit the relevance of past contacts to a certain period of time (i.e. contacts in the last 10 years).</p> <p>In addition, we kindly ask to confirm the following understanding of General Conditions 13.7. II S2: “The consultant shall set out in this appendix any relevant information, including with respect to the nature and duration of the connection”</p> <p>We understand that any contacts that, based on the diligent analysis of the bidder, do not bear a conflict of interest, are not to be listed (no “relevant information”).</p> <p>Only contacts leading to a potential conflict should be set out.</p> <p>Should latter contacts under non-disclosure agreements exist, we kindly ask to clarify that these agreements can be respected.</p> <p>In such theoretic case the bidder will supply a generic description of the nature and duration of the connection, without naming the client’s name.”</p>	<p>JTMT wishes to clarify as follows:</p> <ol style="list-style-type: none"> The list of contacts to be provided by the Bidder may be limited to contacts over the past 10 years. JTMT will make a determination over the question of the possible existence of any conflict of interest based on the list to be provided. Contacts which are no longer on-going are unlikely to constitute a conflict of interest but the determination in each case will be solely that of JTMT. Regarding the provision at the end of Section 13.7 of the General Conditions of Contract the question of whether a conflict of interest exists is at the discretion of JTMT only. The phrase "relevant information" does not transfer such discretion to the Consultant/Bidder. Bidders must attach any information which may be relevant in relation to such contacts. With regard to contacts in connection with which an NDA agreement has been concluded, Bidders should include details concerning the nature of such agreement. JTMT reserves the right to require further details of such contact at its sole discretion.