

## §8. DEADLINES

### 1. Closing date for submitting tenders

Tenders must be submitted to the Purchasing and Warehousing Department of BOSMAL Automotive Research and Development Institute Ltd at the address of 93 Sarni Stok street, Room 330 or 361, 43-300 Bielsko- Biała, by **12 o'clock noon on 25 August 2014**.

All tenders submitted after the above deadline will, irrespective of the reasons for their late submission, be returned after the expiry of the time limit for objections, of which prior notification will be given to the relevant contractor in accordance with Article 84.2 of the Act.

### 2. Opening tenders

The tenders validly received will be opened in Room 401 in the building of BOSMAL Automotive Research and Development Institute Ltd, at **12:30 (half past twelve in the afternoon) on 25 August 2014**

### 3. Tender binding period

The bidders will be bound by their tenders for a period of 60 days from the closing date for submitting tenders (Article 85.1.1 of the Act).

### 4. Contract performance

The offered Brake dynamometer must be delivered and started up **within 8 (eight) months of the date of entering the contract, as a requirement.**

## §9. OTHER CONDITIONS

### 1. The Contractor has to assure:

- warranty of a minimum of 12 months after acceptance protocol, comprising the periodical, free of charge maintenance obvious from the Contractor point of view to keep the warranty, the extension of the warranty period is evaluation criterion 2 - Table number 2 in §6;
- possibility of noticing the complaints 24/7 at least by mail;
- response of the service – during warranty period – understand as start of the service repair within 3 working days after complain notice;
- availability of spare parts and service for at least 10 years after the test bench commissioning.

### 2. The Contractor is obliged to deliver the test bench together with a complete set of operation manuals and control software descriptions in Polish or English, an installation manual in Polish, a CE declaration of conformity for the machine, and warranty documents.

### 3. In case of unexpected circumstances, BOSMAL will accept an alternative solution that meets the requirements stated in this SECP and corresponds to the submitted tender.

The supply of a substitute product must not result in an increase in the price or an extension of the time limit for the performance of the contract or any extension of any related periods (the warranty period, the service response time, etc.).

### 4. Pursuant to Article 144.1 of the Act, BOSMAL will accept amendments to the contract if the time limit for performance of the contract is extended, in accordance with the description in the Material Provisions of the Contract.

### 5. Contractors and other entities that have or had an interest in being awarded the contract have the right to exercise the legal remedies provided for Articles 179-198g of the Act in cases where the value of the contract is equal to or exceeds the amounts specified in the provisions of law issued under Article 11.8 of the Act.

### 6. The tender procedure may be invalidated in the cases specified in Article 93 of the Act.