

CLARIFICATION N° 2

TO SERVICE CONTRACT N° CEFTA 2026-01

**Legal Expertise on Central European Free Trade Agreement (CEFTA)
Negotiations and Implementation**

Clarification request received on 20 February 2026:

We are interested in submitting a bid for the call indicated in the subject and email below. However, we do not meet the selection criterion regarding the technical capacity, namely that the tenderer "has completed services under at least 1 contract implemented at any moment during the last four years preceding the submission deadline". In light of this, are we still able to submit a bid?

CEFTA Secretariat reply

Compliance with the selection criteria, including the requirement regarding technical capacity (i.e. completion of services under at least one contract implemented at any moment during the last four years preceding the submission deadline), is mandatory.

Tenderers must meet all selection criteria as specified in the tender dossier. Failure to comply with the required technical capacity criterion may result in exclusion from further evaluation.

However, in accordance with the applicable procurement rules, an economic operator may rely on the capacities of other entities (e.g. through a consortium arrangement or by relying on the resources of a third party), provided that the conditions set out in the tender documentation are fulfilled and the necessary supporting documentation is submitted.