
**REPUBLIC OF MOLDOVA
ROAD SECTOR PROGRAM**

STATE ROAD ADMINISTRATION

**CLARIFICATION DOCUMENT No.3 TO THE
TENDER DOCUMENTS**

**Rehabilitation Works on R33 Hincesti-Lapusna-M1 road, km
0+000 – km 37+200, under the Contract RSP/W15/01**

Issued on August 23rd, 2023

Question 1

The participant intends to submit a Tender Security issued by a bank from the Employer's country. The bank is going to issue the guarantee within the financial instruments of joint international financial institutions.

The guarantee instruments of all banks participating in this guarantee transaction cannot have an open expiration date, as they are bound by exact terms: the validity period of the counter-guarantee and Stand-by Letter of Credit must exceed the validity period of the guarantee by at least 15 days.

Considering the above argumentation, and referring to the previous precedents when such a request was satisfied, is it possible to add to the text of the Tender Security the exact date of its validity expiration?

Answer

It is acceptable to indicate the expiration date assuming that the date shall not be earlier than the expected date of submission of Performance Guarantee by the successful tenderer, in accordance with all Tender Documents' set provisions. Moreover, in case the tendering process is delayed, the participant shall ensure the extension of the guarantee, otherwise is subject to disqualification.

Question 2

The Participant did not find requirement details regarding the date of foreign rate for remaining outstanding contract values for Form FIN-4: Current Contract Commitments and Pending Awards. Please specify.

Answer

As stated in Section III: Evaluation Methodology, B. Qualification Requirements of the Tender Documents, *“the values of the projected assets, unencumbered real assets, planned lines of credit, and other financial means, as well as liabilities and commitments for the period of the expected contract implementation, shall be recalculated into the above stated currency, using the exchange rates, set by the above-mentioned bank, as of the date the Invitation for Tender”*.

Thus, the values shall be calculated in **Euro**, at the exchange rate set by **European Central Bank**, at the date of **July 03, 2023**.