



EVROPSKÁ UNIE  
Evropské strukturální a investiční fondy  
Operační program Výzkum, vývoj a vzdělávání



**Name:** Janáčkova akademie  
múzických umění v Brně  
**Registered office:** Beethovenova 650/2, 662 15 Brno  
**Company ID No.:** 62156462

## Explanation of the Terms of Reference no. 1

in analogy with the provisions of Section 98 of Act No. 134/2016 Coll., Public Procurement Act, as amended (hereinafter referred to as the "Act"),

public contract

### **"Fortepiano of original instruments by Anton Walter"**

Public contract number: „P17V00000085“

On 12 December 2017, the contracting authority received a request for an explanation of the terms of reference in the following terms: "Hammer piano according to the original Anton Walter / Fortepiano of original instruments by Anton Walter":

I have some questions.

1. Contract page 2 §4/2. How do I fill in the missing information? The seller is authorized to hand over the item to the buyer by .... /
2. Contract. Is it correct that §5 is to be completed later?
3. Contract § X./3 During the warranty period ( 36 months) the Seller undertakes to provide the Buyer with free maintenance of the delivered goods.....  
This contradicts in Annex 1 Maintenance which states one free maintenance inspection within one year of delivery. Which of the two is correct?
4. Do I return all 4 Annexes found in the E\_ZAK tool? And where do I send them, to your mail address?

The Contracting Authority provides, by analogy with the provisions of Section 98 of the Act, for this explanation, addition or change of the terms of reference:

Answers:

1. In the Contract on page 2, Section 4/2, after delivery of the supplier, the delivery date offered by the winning supplier will be added. However, the deadline for submission must be according to the tender documents within 36 months of signing the contract. The contracting entity states that the supplier is not obliged to submit a completed contract within his tender.
2. Yes. The contracting authority assumes that the contract will be supplemented by the winning contractor.
3. Both service requirements are valid. Annex 1 only specifies more precisely to the contracting authority the expected service / intonation, which will always be performed by the contractor, even if there are no warranty defects. The service terms specified in the contract in Section X. 3 cover only the service



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requirements which will be performed only in the event of defects occurring throughout the warranty period.

4. The tenderer must submit the following:

- Cover sheet, see Appendix 2 TENDER DOCUMENTATION,
- Documents proving the fulfilment of qualification requirements - submitting an affidavit, see Appendix 4 TENDER DOCUMENTATION and overview of realised deliveries,
- Potential other data the tenderer wishes to provide.

Supplemented contract may not be part of the offer. However, the Participant must accept all Terms and Conditions by submitting an offer. Subsequent substantive changes to the contract are inadmissible.

There are only two ways to bid for bidding. The first is that you submit your offer via the electronic system E-zak. The second way is to send your offer by post or personally delivered in writing to: Beethovenova 650/2, 662 15 Brno. Unfortunately, we do not accept bids sent by e-mail.

In order to send this explanation, the contracting authority extended the deadline for submission of tenders by 20 December 2017 to 9:00.

V Brně, dne 13. 12. 2017

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Ing. Josef Vinkler  
Head of the Technical and Investment  
Department



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V Brně dne 12.12.2017

**Ing. Miroslav Šlégl, manažer veřejných zakázek, v.r.**