



ITP Appendix 1

Form of Tender

DPS Reference No:	ML/CAS/LCC/24/1667
DPS Title:	Supply of Asphalt, Aggregates and Concrete



This document forms part of the Application to join the DPS, the completed document must be returned by the Applicant with its submission.

This declaration must be completed by all Applicants prior to their admission to the Dynamic Purchasing System. The declaration given herein will remain valid for all future Invitations to Tender that are issued at 'mini-competition' stage.

DECLARATION BY THE TENDERER

I hereby offer to enter into an agreement with the Authority upon the conditions in the proposed Dynamic Purchasing System Agreement documents.

I understand that the Authority is not bound to accept the lowest or any Submission. I also understand that the Authority has the right to accept only part of a Submission unless I have expressly stipulated otherwise. This Submission shall remain open for acceptance by the Authority for a period of **180** days from the Tender Return Deadline for return of Submissions.

CERTIFICATE OF BONA FIDE SUBMISSION

1. I confirm that I have read and understood the draft terms and conditions included within the procurement documents and accept that these will be substantially the Form of Agreement that will govern the service requirement.
2. As a reasonably diligent Tenderer I have taken into account potential increases in National Minimum Wage, National Insurance, Pensions and other external factors, as far as I can at this point.
3. I declare that this is a bona fide Submission, intended to be competitive and that I have not fixed or adjusted the amount of the Submission by or under or in accordance with any agreement or arrangement with any other person ('person' includes any persons anybody or association, corporate or incorporate) except as disclosed below.
4. I declare that we (the Tenderer) are not aware of any connection with a member of the Authority's staff which could affect the outcome of the procurement process.
5. I declare that I have not done, and I undertake that I will not do at any time any of the following:
 - a) communicate to any person, other than those permitted by the ITT, the amount or approximate amount of the proposed Submission;
 - b) enter into any agreement or arrangement with any other person or body that he or it shall refrain from participating in the procurement process or as to the amount of any Submission to be entered;

- c) enter into any agreement or arrangement with any other person or body that we will refrain from participating in a procurement process or entering a Submission on a future occasion;
 - d) offer or pay or agree to pay any sum of money or valuable consideration directly or indirectly to any person for doing or causing to be done in relation to any other Submission for the said work any act of the kind described above;
 - e) canvas or solicit the Authority staff.
6. I understand that any instances of illegal cartels or market sharing arrangements suspected by the Authority will be referred to the Competition and Markets Authority and may be subject to action under the Competition Act 1998.
7. I understand that any misrepresentations may also be the subject of criminal investigation or used as a basis for civil action.
8. In this Certificate “agreement” or “arrangement” includes any transaction private or open, or collusion, formal or informal, and whether or not legally binding.

☐ Please check this tick box to confirm that you have read and accept the above declaration.

Name:

Position:

Acting on behalf of (organisation):

Date:

