



UDF Jessica HF Portugal

KB - 940

Questions and Answers

KB-940: EoI
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Nr.	QUESTION RECEIVED	ANSWER EIB
1	<p>May the applicants request clearance for the maximum amount to be distributed in each lot if and when applying simultaneously for Lots 1, 2, 3 and 6?</p>	<p>As detailed in the table in section III.B.1 of the Terms of Reference (Annex 3 to the Call), applicants shall indicate in their Offer the minimum and the maximum target amount per Lot while respecting the conditions a), b) and c) in the same section. In addition, in case the Offer is for more than one Lot, applicants shall give a minimum global limit, if any, (in terms of number of Lots and/or total amount to be awarded) under which the Offer in its overall should be considered as not valid. An example may be more explicit: Applicant X applies for</p> <ul style="list-style-type: none"> - Lot 1; minimum target amount EUR 20 m; maximum target amount EUR 30 m. - Lot 6; minimum target amount EUR 10 m; maximum target amount EUR 30 m. - Minimum global limit EUR 40 m. <p>Applicant X is awarded EUR 20 m in Lot 1 and EUR 10 m in Lot 6. The total awarded amount is EUR 30 m which is lower than the minimum global limit. Consequently, the overall Offer will not be considered as valid and Applicant X will not be awarded any amount.</p>
2	<p>If not, what will the applicable criteria be in order to determine the amount to be awarded in each lot?</p>	<p>Once all applications have been received, the Offers which comply with the Mandatory Amount Limits per lot described in section III.B.1 of the Terms of Reference will be individually evaluated for each lot on the basis of the Award Criteria. Then the best offers per lot (which in any case have obtained the minimum qualitative scoring foreseen in section III. B.3 of the Terms of Reference) will be selected for the following Stages and the amount to be awarded adjusted in relation to the maximum amount available per lot. Please be aware that this procedure applies for lots 1, 2 and 6 and only for the EUR 100 m of ERDF funds. The EUR 30 m from Direcção-Geral do Tesouro e Finanças will be allocated on top.</p>
3	<p>Regarding the bid for lot 6, are there any mandatory restrictions on geographical allocation of the funds awarded to the North, Centre and Alentejo NUTS-2 regions, or will the fund manager be able to allocate freely among the eligible NUTS-2 regions?</p>	<p>The funds from Lot 6 can be allocated to North, Centre or Alentejo without any geographical restriction.</p>

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4	<p>Could you please clarify if applicants need to identify already in their response to Stage 1 the Lots and market(s) they intend to target (Cf. page 21 - A.3. Selection Criteria (b)) or they should do so only in their response to Stage 2</p>	<p>The EoI sent for Stage 1 will be evaluated on the basis of the Exclusion Criteria first and then the Selection Criteria. Consequently there is not requirement to specify the targeted Lots in this first Stage. However it would be appreciated if the applicants could mention for purely informative purposes the Lots they intend to target even if it could change in the next stage.</p>
5	<p>Could you please clarify what is meant by “Experience in the relevant targeted market <u>during the last three years</u> in the management of equivalent or similar projects” (Cf. page 21 - A.3. Selection Criteria (b))</p>	<p>Applicants are required to have experience in managing funds to be invested in projects whose typology/(ies) is “similar or equivalent” to the ones targeted by the JESSICA initiative as described in section I.C. of the Terms of Reference. Examples of such projects carried out in the past three years should be described.</p>
6	<p>Is it possible to have more than one selected UDF by lot? And by targeted market / geographic coverage? Under what conditions (eg. different UDF thematic scopes)?</p>	<p>Given the conditions (b) and (c) in section III.B.1 of the Terms of Reference, Lot 3, 4 and 5 will have 1 UDF each, Lots 1 and 6 could have up to 3 UDFs (three of EUR 10 m each) and Lot 2 could have up to 2 UDFs (two of EUR 10 m each). This geographical “rigidity” is inherent to the origin of the funds. However the number of UDFs by “targeted market” will entirely depend on the quality of the offers received.</p>
7	<p>ANNEX 1 – item 1.1 It is our understanding that the number asked for in the case of a public entity is the entity’s tax number. We plan to submit as “copy of certificate”, a copy of the entity’s tax card. We would like you to confirm our understanding</p>	<p>Yes. Your interpretation is correct.</p>
8	<p>ANNEX 2 – item 4 In our opinion, the number and date of entry in trade register is not applicable to public entities. We intend to supply you with a copy of the law which established the entity and defined its business activity.</p>	<p>The copy of the resolution, law, decree, decision or any other official document establishing a public entity (e.g. Articles of Association) is sufficient for public entities.</p>
9	<p>ANNEX 2 – item 12 We intend to include with our application, a copy of the law which established the public entity and defined its business activity. Please let us know if you think that this is acceptable. We will have this law translated when we fill in the application for Stage 1.</p>	<p>Yes, this is acceptable for public entities.</p>
10	<p>ANNEX 3 – section III.A.2 – item (a), (b) and (e) We understand that, due to the type of entity that we are (public entity), we will not be required to provide such evidence. Please let us know whether you agree with this understanding, or, if not, what sort of documentation we should provide.</p>	<p>A sworn declaration by the President of the public entity and the relevant extract(s) from the judicial record of the directors of the public entity should be provided.</p>

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11	ANNEX 3 – section III.A.2 – item (c) and (f) Please let us know whether in case of a public entity, a declaration, signed by its President, who is the person empowered to represent it, is adequate (See attached: DECLARATION exclusion criteria (c) + (f).pdf)).	Yes.
12	ANNEX 3 – section III.A.3 – item (b) As referred to the above, we plan to attach to our application the law which established the public entity and defined its business activity. (See attached IHRU Estatutos.pdf). Please indicate to us whether we should attach any additional information which would enable you to comply with the condition expressed under (b).	A description of some similar projects should be provided.
13	ANNEX 3 – section III.A.3 – item (c), (d) and (e) It is our understanding that, due to the nature of our entity, which is part of the Government's public administration, we are not required to provide evidence of rating. Although public entities' obligations are covered by their assets, their creditors can claim satisfaction of their debits from the Portuguese government, if the public entity's assets are not enough to fulfil the liabilities being claimed (nr. 6 of Article 36 of Decree Law 105/2007 of April 3th). Please let us know if the understanding is correct, or if we will have to comply either with item (c) or (d).	A legal opinion certifying this should be submitted.
14	Could you give digital forms of the application to be submitted for Stage 1?	No digital forms are foreseen. The documentation provided in the link on EIB's website is the only documentation which will be provided for the submission of Eol.
15	We also think that, if possible, the deadline date for requests for additional information for Stage 2 should be extended to a later date. The reason for this request is that there might be additional clarifications needed depending on the answers given to Stage 1 queries and on the preparation of specific business plans.	Applicant who will successfully go through the Stage 1 will be invited to an event foreseen on December 14 th consisting of a question/answer session to clarify the additional doubts that may arise while preparing the Offers (Stage 2).
16	We would like to know if the certificates mentioned in the Terms of Reference, concerning III. PROCUREMENT PROCESS FOR THE UDFs SELECTION, A.2. Exclusion Criteria (social security contribution and payment of taxes), can be copies or must be the originals of the documents.	The applicants must send original copies of the certificates.