

European Single Procurement Document (ESPD)

Part I. Information about the procurement procedure and the contracting authority or entity

Information on the publication

Notice number OL S (for international procurement only):

-

CVP IS notice number (where to find it?)

-

Identity of the contracting authority/entity

Official name:

Kaunas Clinics of the Lithuanian University of Health Sciences

Country

Lithuania

Information about the procurement procedure

Type of procedure

Open

Title:

Physiotherapy and compensatory measures

Brief description

Kinesitherapy and compensatory measures

Document number assigned by the contracting authority or contracting entity (if applicable):

-

Part II. Information about the economic operator

Information about the economic operator

Supplier's name or first and last name (if a natural person):

-

Street and house number:

-

Postal code:

-

City:

-

Country:

Website (if applicable):

-

E-mail:

-

Phone

-

Contact person(s):

-

VAT payer code, if applicable:

-

If there is no VAT payer code, please indicate another national identification number (in Lithuania - company code)

-

Is the economic operator a micro, small, or medium-sized enterprise?

Yes

No

Only if the purchase is reserved: is the economic operator a sheltered workshop (social enterprise for disabled persons) or a social enterprise? Will it perform the contract in accordance with the employment programs of sheltered workshops (social enterprises for disabled persons)?

Yes

No

What is the relevant percentage of disabled or disadvantaged workers?

-

If necessary, indicate which category or categories of disabled or disadvantaged workers the workers concerned belong to.

-

If applicable, is the economic operator included in an official list of approved economic operators or does it have an equivalent certificate (e.g. under a national (preliminary) qualification assessment system)?

an equivalent certificate (e.g. under a national (preliminary) qualification assessment system)? Lithuanian suppliers select "no"

Yes

No

- Answer the remaining questions in this section, section B of this part and, where applicable, section C, complete part V (if applicable) and, in any case, complete and sign part VI.

a) Indicate the relevant registration or certification number, if applicable:

-

b) If the registration or certification certificate is available electronically, indicate:

-

c) Provide references on which the registration or certification and, where applicable, the classification in the official list is based:

-

d) Does the registration or certification cover all the required selection criteria?

Yes

No

- In addition, fill in the missing information in sections A, B, C, or D of Part IV, depending on the specific case, ONLY if required in the relevant notice or procurement documents:

e) Will the economic operator be able to provide a certificate of payment of social security contributions and taxes, or provide information that would allow the contracting authority or contracting entity to obtain it directly by accessing any of the Member States' free national databases?

Yes

No

If the relevant documents are available electronically, please specify:

-

Is the economic operator participating in the procurement procedure together with others? Mark YES if the tender is submitted by a group of economic operators (consortium) under a joint venture agreement.

Yes

No

- Ensure that other related persons submit a separate ESPD form.

a) Specify the role of the economic operator in the group (leadership, responsibility for specific tasks, etc.):

-

b) Indicate other economic operators participating in the public procurement procedure:

-

c) If applicable, name of the participating group:

-

If the procurement is divided into lots, reference to the lot(s) for which the economic operator wishes to participate in the tender:

-

B. Information about the economic operator's legal representatives #1

- This section shall be completed if the supplier's manager authorizes another person to sign the tender, communicate with the contracting authority, authorize representation and sign the ESPD, communicate with the contracting authority regarding the information provided in the ESPD, the documents proving the absence of grounds for exclusion, the tender, etc.

If applicable, indicate the name and address of the person(s) authorized to represent the economic operator for the purposes of this procurement procedure:

First name

-

Surname

-

Date of birth

-

Place of birth

-

Street and house number:

-

Postal code:

-

City:

-

Country:

E-mail

-

Phone

-

Position or status:

-

If applicable, provide detailed information on representation (form, scope, purpose, etc.):

-

Information on reliance on the capacities of other entities

Does the economic operator rely on the capacities of other entities to meet the selection criteria set out in Part IV and the criteria and rules set out in Part V (if any)?

Yes

No

- For each of the entities concerned, provide a separate ESPD form, duly completed and signed by those entities, containing the information required under sections A and B of this part and Part III.

Please note that all specialists or technical institutions should be included, regardless of whether they belong directly to the economic operator's company, primarily responsible for quality control, and, in the case of public works contracts, the specialists or technical bodies to which the economic operator may have recourse in order to carry out the work.

If it is important to indicate the specific capacity or capacities relied upon by the economic operator, provide the information required in Parts IV and V for each relevant entity.

D. Information on subcontractors whose capacities the economic operator does not rely on

- (This section should only be completed if the contracting authority or contracting entity expressly requests this information.

Does the economic operator intend to subcontract any part of the contract to third parties?

- Yes
- No

If so, and to the extent known, list the proposed subcontractors:

-

- If the contracting authority or contracting entity expressly requests this information, in addition to the information required under this section, provide the information required under sections A and B of this part and Part III for each relevant subcontractor (categories of subcontractors).

Part III. Grounds for exclusion

Grounds related to criminal convictions

Article 57(1) of Directive 2014/24/EU sets out the following grounds for exclusion

A1. Participation in the activities of a criminal organization (Article 46(1)(1) of the Public Procurement Law)

Whether the economic operator itself or any person who is its a member of the administrative, management, or supervisory body, or has powers of representation, decision-making, or control in relation to that economic operator, has been convicted by a final judgment for participation in the activities of a criminal organization, and the conviction was handed down no more than five years ago or, where the conviction explicitly provides for a period of exclusion, that period has not yet expired? As defined in Article 2 of Council Framework Decision 2008/841/JHA of 24 October 2008 on the fight against organized crime (OJ L 300, 11.11.2008, p. 42).

Your reply

- Yes
 No
-

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- Yes
 No

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A2. Corruption (Article 46(1)(2) of the Public Procurement Law)

Has the economic operator itself or any person who is a member of its administrative, management, or supervisory body or has powers of representation, decision-making, or control in relation to that economic operator been convicted by a final judgment for corruption, and the conviction was handed down no more than five years ago or, where the conviction explicitly provides for a period of disqualification, that period has not yet expired? As defined in Article 3 of the Convention on the fight against corruption involving officials of the European Communities or officials of Member States of the European Union (OJ C 195, 25.6.1997, p. 1) and Article 2(1) of Council Framework Decision 2003/568/JHA of 22 July 2003 on combating corruption in the private sector (OJ L 192, 31.7.2003, p. 54). The grounds for exclusion also include corruption as defined in the national law of the contracting authority (entity) or economic operator.

Your response

- Yes
 No
-

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A3. Fraud (Article 46(1)(3) of the Law on Public Procurement)

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision-making or control in relation to that economic operator been convicted by a final judgment for fraud, and the judgment was delivered no more than five years ago or, where the judgment clearly specifies a period of disqualification, that period has not yet expired? In accordance with Article 1 of the Convention on the Protection of the European Communities' Financial Interests (OJ C 316, 27.11.1995, p. 48).

Your answer

Yes

No

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A4. Terrorist crimes or crimes related to terrorist activities (Article 46(1)(5) of the Public Procurement Law)

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision-making or control in relation to that economic operator, been convicted by a final judgment for terrorist crimes or crimes related to terrorist activities, and the judgment was handed down before more than five years, or where the period of exclusion specified in the judgment is still ongoing? As defined in Articles 1 and 3 of the Council Framework Decision of 13 June 2002 on combating terrorism (OJ L 164, 22.6.2002, p. 3). The grounds for exclusion also include incitement to commit a criminal offense, aiding

or participation in or attempts to commit such acts, as referred to in Article 4 of that Framework Decision.

Your reply

Yes

No

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A5. Money laundering or terrorist financing (Article 46(1)(6) of the Law on Public Procurement) Whether the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation,

decision-making or control powers in relation to that economic operator, has been convicted by a final court judgment for money laundering or terrorist financing, and the judgment was handed down no more than five years ago or when the period of disqualification specified in the judgment is still ongoing? As defined in Article 1 of Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing (OJ L 309, 25.11.2005, p. 15).

Your reply

Yes

No

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A6. Child labor and other forms of human trafficking (VPJ 46 str. 1 d. 7 p.)

Has the economic operator itself or any person who is a member of its a member of its administrative, management or supervisory body or has powers of representation, decision-making or control in relation to that economic operator, been convicted by a final court judgment for child labor or other forms of human trafficking, and the conviction was handed down no more than five years ago or, where the conviction clearly specifies a period of disqualification, that period has not yet expired? As defined in Article 2 of Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, replacing Council Framework Decision 2002/629/JHA (OJ L 101, 15.4.2011, p. 1).

Your reply

Yes

No

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Reasons related to the payment of taxes or social security contributions

Article 57(2) of Directive 2014/24/EU sets out the following grounds for exclusion

B1. Payment of taxes Article 46(3) of the Public Procurement Law

Has the economic operator breached its obligations relating to the payment of taxes, both in the country where it is established and in the Member State of the contracting authority or contracting entity, if this is not the country where it is established?

Your answer

- Yes
- No

Related country or Member State

Amount involved

-

Has the failure to fulfill obligations been established by means other than a judicial or administrative decision?

- Yes
- No

If the failure to perform duties is established by a court or administrative decision, is this decision final and binding?

- Yes
- No

Please indicate the date of the judgment or decision

-

If a judgment has been issued, the length of the period of disqualification, if specified therein

-

Describe the methods used

-

Has the economic operator fulfilled its obligations by paying the taxes or social security contributions or by entering into a binding agreement to pay the taxes or social security contributions due, including, where applicable, any interest or penalties?

- Yes
- No

Please provide detailed information on this

-

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- No

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B2. Payment of social security contributions Article 46(3) of the Public Procurement Law

Has the economic operator breached its obligations relating to the payment of social security contributions, both in the country where it is established and in the Member State of the contracting authority or contracting entity, if this is not the country where it is established?

Your answer

Yes

No

Related country or Member State

Amount involved

-

Has the failure to fulfill obligations been established by means other than a judicial or administrative decision?

Yes

No

If the failure to fulfill obligations has been established by a court or administrative decision, is this decision final and binding?

Yes

No

Please indicate the date of the judgment or decision

-

If a judgment has been issued, the length of the period of disqualification, if specified therein

-

Describe the methods used

-

Has the economic operator fulfilled its obligations by paying taxes or social security contributions or by entering into a binding agreement to pay the taxes or social security contributions due, including, where applicable, any interest or penalties?

Yes

No

Please provide detailed information on this

-

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C. Grounds related to insolvency, conflicts of interest, or professional misconduct

Article 57(4) of Directive 2014/24/EU sets out the following grounds for exclusion
C10. Agreements with other economic operators aimed at distorting competition (Article 46(4)(1) of the Public Procurement Law)

Has the economic operator entered into agreements with other economic operators concluded agreements with other economic operators with the aim of distorting competition in the procurement procedure?

Your answer

Yes

No

Please provide detailed information about this

-

Have you taken measures to prove your credibility (restoring your reputation, "cleaning up your act")?

Yes

No

Provide detailed information on this

-

C11. Serious professional misconduct VPJ 46 str. 4 d. 7 p., VPJ 46 str. 6 d. 3 p.

For procurements started on or after 01/01/2022: Has the economic operator committed a serious professional misconduct as specified below?

a) has committed a violation of financial reporting and auditing legislation and less than one year has passed since the date of the violation; **From 12 August 2022**

When completing the ESPD, the supplier is informed and understands that failure to submit mandatory financial reporting documents to the Register Center or submitting them in violation of mandatory legal requirements may also be considered a violation of financial reporting and auditing legislation. For more details: [https://vpt.lrv.lt/lt/naujienos-3/ finansiniu-ataskaitu-nepateikimas-gali-tapti-kliutimi-dalyvauti-viesuosiuose-pirkimuose](https://vpt.lrv.lt/lt/naujienos-3/finansiniu-ataskaitu-nepateikimas-gali-tapti-kliutimi-dalyvauti-viesuosiuose-pirkimuose)

b) does not meet the minimum criteria for a reliable taxpayer established by Lithuania Article 40¹ of the Republic of Lithuania Tax Administration Law. When applying this basis for excluding a supplier from the procurement procedure, the provisions of Article 40(1) of the Republic of Lithuania Tax Administration Law shall be followed.

Republic of Lithuania Tax Administration Law 40¹ of the Tax Administration Law of the Republic of Lithuania, counting from the date of the violations specified in Article 40⁽¹⁾ of the Tax Administration Law, but in any case these terms may not exceed 3 years;

c) has committed a violation of the prohibition on entering into prohibited agreements, as established in the Competition Law of the Republic of Lithuania or a similar legal act of another state, and less than 3 years have passed since the date of the violation;

d) has committed any other serious professional misconduct not mentioned above, less than one year has passed since the date of the violation?

For procurements initiated before 01/01/2022: Has the economic operator been found guilty of a serious professional misconduct as specified below?

I. whether the economic operator has committed a professional violation when an administrative penalty or economic sanction has been imposed on the economic operator or its manager for violations of financial reporting and auditing legislation, as established by the laws of the Republic of Lithuania or the laws of other countries, and less than one year has passed since the date of entry into force of the decision imposing this sanction or since the date on which the person complied with the administrative order?

II. Has the economic operator committed any of the following

serious professional misconduct (applicable only when and to the extent specified in other procurement documents):

a) breach of professional ethics, where less than one year has passed since the economic operator was found to be in breach of professional ethics standards;

b) violation of competition, employee safety and health, information protection, intellectual property protection, for which an administrative penalty or economic sanction has been imposed on the economic operator or its manager, established by the laws of the Republic of Lithuania or other countries, where less than one year has passed since the date of the decision imposing the sanction or since the date of entry into force of the administrative order;

c) prohibition to conclude prohibited agreements, established in the Competition Law of the Republic of Lithuania or a similar legal act of another state, violation of the prohibition on concluding prohibited agreements, established in the Competition Law of the Republic of Lithuania or other similar legal acts of other countries, where less than three years have passed since the date of entry into force of the decision imposing the economic sanction established in the Competition Law or other legal acts of other countries;

d) an economic operator who is a natural person, or the head of an economic operator who is a legal person, another organization or its division, another member of the management or supervisory body, or another person who has the right to represent or control the economic operator a participant who has the right to make decisions on its behalf, conclude transactions, or a participant who has a majority of votes at the meeting of participants of a legal entity, is found guilty of intentional bankruptcy as defined in the Law on Bankruptcy of the Republic of Lithuania or similar legislation of other countries, and less than 3 years have passed since the date of the court decision?

Your answer

Yes

No

Please provide detailed information about this

-

Have you taken measures to prove your credibility (restoring your reputation, "cleaning up")?

Yes

No

Please provide detailed information on this

-

C12. Conflict of interest regarding participation in the procurement procedure (Article 46(4)(2) of the Public Procurement Law)

Is the economic operator aware of any [conflicts of interest](#), as specified in national law, the relevant notice, or the procurement documents, arising from its participation in the procurement procedure?

Your answer

Yes

No

Please provide detailed information on this

-

C13. Direct or indirect involvement in the preparation of this procurement procedure (Article 46(4)(3))

Has the economic operator or an undertaking affiliated with it advised the contracting authority or contracting entity or otherwise participated in the preparation of the procurement procedure?

Your answer

- Yes
 No

Please provide detailed information on this

-

C14. Early termination of the contract, damages, or other similar penalties (Article 46(4)(6) of the Public Procurement Law)

Did the economic operator have such experience: a previous public contract, a previous contract with the contracting authority, or a previous concession contract was terminated early; or compensation was demanded for damages related to the previous contract or other similar sanctions were imposed?

In Lithuania (among other things) - is the economic operator included in the list of unreliable suppliers?

Your answer

- Yes
 No

Please provide detailed information about this

-

Have you taken measures to prove your credibility (restoring your reputation, "cleaning up")?

- Yes
 No

Provide detailed information on this

-

C15. Admission of guilt for distortion of facts, concealment of information, failure to provide the required documents, and receipt of confidential information related to this procedure (Article 46(4)(4) and Article 46(4)(5)). 4(5))

Is the economic operator involved in one of the following cases where it:

a) has significantly distorted the facts by providing information (**providing false information**) necessary to verify that there are no grounds for exclusion or to verify compliance with the selection criteria;

- b) concealed such information;
- c) delayed the submission of supporting documents requested by the contracting authority or contracting entity,
- d) sought to exert unlawful influence on the decision-making process of the contracting authority or contracting entity in order to obtain confidential information that would give it an unfair advantage in the procurement procedure, or deliberately provided misleading information that could have a material influence on decisions regarding exclusion, selection, or contract award?

Your answer

- Yes
- No

D. Exclusively national grounds for exclusion

Exclusively national grounds for exclusion, specified in the relevant notice or procurement documents.

D1. Exclusively national grounds for exclusion due to criminal bankruptcy (Article 46(1)(4) of the Public Procurement Law)

For procurements commenced on or after 1 January 2022:

Has the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision-making or control in relation to that economic operator been **convicted by a final judgment of a court () for criminal bankruptcy () () () () ()**, and the conviction was handed down no more than five years ago or when the period of disqualification specified in the conviction is still ongoing?

For purchases initiated before 01/01/2022:

Is the economic operator involved in one of the following cases, where:

- a) it **does not meet the minimum reliable tax payer criteria**, set out in Article 40¹(1) of the Tax Administration Law of the Republic of Lithuania and is therefore considered to have committed a serious professional misconduct.
- b) the economic operator itself or any person who is a member of its administrative, management or supervisory body or has powers of representation, decision-making or control in relation to that economic operator has been **convicted by a final court decision for criminal bankruptcy**, and the conviction was handed down no more than five years ago or when the period of disqualification specified in the conviction is still ongoing?

Your response

- Yes

No

Please provide detailed information about this

-

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Yes

No

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D2. Exclusively national grounds for exclusion due to a criminal penalty imposed (Article 46⁽²⁾(1) of the Public Procurement Law) For procurements initiated from 01-02-2025:

Is the economic operator subject to the condition that it has not been subject to imposed criminal sanctions – prohibition of a legal person from participating in public procurement?

Your answer

Yes

No

Please provide detailed information on this

-

Is this information available to public authorities free of charge in the database of an EU Member State?

Yes

No

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Code

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Issuer

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Part IV. Selection criteria

a. General reference to all selection criteria

With regard to the selection criteria, the economic operator declares that it meets all the required selection criteria

Your response

- Yes
 No

Finish

Part IV. Final declarations

Economic operators formally declare that the information provided in Parts II to V is accurate and correct and that it has been provided in full awareness of the consequences of any material misrepresentation.

The economic operators formally declare that they are able to provide the certificates and other forms of supporting evidence immediately upon request, except in cases where:

- a) the contracting authority or contracting entity has the possibility of obtaining the relevant supporting documents directly by accessing any of the Member States' free national databases (provided that the economic operator has supplied the necessary information (web address, issuing authority or body, precise references to the documents) enabling the contracting authority or contracting entity to do so (upon request for such access, the relevant consent must be attached), or
- b) the contracting authority or contracting entity has received and holds the relevant documents from previous (other) procurement procedures.

Economic operators formally agree to allow the contracting authority or contracting entity referred to in Part I to consult the documents supporting the information provided in Parts III and IV of this European Single Procurement Document insofar as it relates to the procurement referred to in Part I.

Date, place and, if necessary or required, signature(s):

Date

-

Place

-

Signature