

ARTES ScyLight Full Proposal

Requirements for the Content of the Contractual Proposal

Part 7

Statement of Applicability and Proposal Submission Requirements

Applicable Segment(s)	
Space	Ground
yes	yes

Applicable Development Phase(s)			
Definition	Technology	ScyLight Demonstration	Product
yes	yes	yes	yes

Proposal Submission Requirements
A single Part 7 (Contractual Proposal) shall be included covering all Development Phases for which support is being requested under the ARTES ScyLight Call for Proposals.

Notes on the Content of this Document

- i* This style is used for explanatory notes and guidance to help you to develop the Full Proposal content.
- 1** This numbered style in bold font identifies the sections to be completed in this Part of the Proposal.
- 1.2 This numbered style identifies requirements for the Full Proposal content for each of the main sections of this Part of the Proposal.

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Requirements for the Content of the Contractual Proposal	
1	Compliance with the Contract Conditions
1.1	The Tenderer shall explicitly state that the contract conditions have been read, are understood and accepted, and that any sales conditions of its own do not apply.
2	Insurance Waiver
<i>i</i>	<i>Tenderers are encouraged to discuss with their insurance company to obtain a waiver of subrogation rights from the insurers (foreseen in Clause 18.1.3 of the GCC). This waiver will be available on the side of ESA in case of reciprocity. Failure to present such a waiver at a potential contract signature will result in a hold harmless agreement between the parties in accordance with Clause 18.1.6 of the ESA GCC.</i>
2.1	The Tenderer shall state whether or not a waiver of subrogation rights from their insurers will be available at a potential contract signature.
3	Statement Relating to Export/Import Licences/Authorisations and Related Documentation
3.1	The Tenderer (or its Subcontractor(s)) shall indicate whether or not any export or import restrictions apply. If the Tenderer is subject to such restrictions in accordance with national legislation, it shall state the necessary licences, authorisations or preliminary authorisations and related documentation: <ul style="list-style-type: none"> - it (or its Subcontractor(s)) has obtained in order to submit a Proposal; and/or - it (or its Subcontractor(s)) has or will need to obtain prior to placing of the contract; and/or - it (or its Subcontractor(s)) has or will need to obtain for the implementation of the contract.
4	Use of ESA Technical Assets
<i>i</i>	<i>For the purpose of supporting contractual activities, the Agency can provide, on a best effort basis and free of charge, access to a pool of Technical Assets that can be used by projects originated from the present tender action.</i>
<i>i</i>	<i>More information about such ESA Technical Assets and the associated conditions of access and utilisation can be found under the Telecom User Support Office at: http://artes.esa.int/esa-technical-assets.</i>
<i>i</i>	<i>Whenever the use of such ESA Technical Assets is compatible with the technical, operational and strategic objectives of the Proposal the Tenderer is invited to consider the utilisation of the ESA Technical Assets as an alternative to the procurement of corresponding external services.</i>
<i>i</i>	<i>Tenderers who plan to use the ESA Technical Assets are requested to perform a preliminary verification of their availability before including the option within their Proposal. In this respect, the Tenderer is invited to contact the ESA Telecom User Support Office to verify if the proposed utilisation of the ESA Technical Assets is compatible with their global utilisation plan. Coordinates for accessing the User Support Office can be found at http://artes.esa.int/user-support-office.</i>
<i>i</i>	<i>Decisions whether to grant access to the ESA Technical Assets will be notified to the Tenderer at the time of the Negotiation Meeting.</i>
<i>i</i>	<i>Other requirements applicable to the use of ESA Technical Assets can be found in:</i> <ul style="list-style-type: none"> - <i>Requirements for the Content of the Project Team and Resources Proposal, Part 4B Project Resources (intended utilisation of the ESA Technical Assets and back-up plan in case of unavailability).</i> - <i>Requirements for the Content of the Financial Proposal, Part 6 (option for the commercial procurement of equivalent technical assets).</i>
4.1	If the use of ESA Technical Assets is proposed, the Tenderer shall provide a clear statement that the intended use of those assets is compatible with the technical, operational and strategic objectives of the Proposal.