

Invitation to Submit a Purchase Proposal No. EMSA/SA/1/2024 Sale of oil pollution response equipment

Dear Sir/Madam,

1. The European Maritime Safety Agency (EMSA) is planning to sell the asset(s) referred to above. The Sale of Asset(s) documents consist of this invitation, the Call for Purchase Proposals, the Purchase Proposal Form, the draft Sale Contract and the Potential Buyer's checklist.
2. Potential Buyers who wish to submit a Purchase Proposal are invited to send it to the Agency. The time limit for receipt of the Purchase Proposals is 19/06/2024 at 12h00 (Lisbon time). The Purchase Proposal shall be **duly signed** by the authorised representative, scanned and submitted by e-mail to the following address: SA12024@emsa.europa.eu. The size of the mail may not exceed 12 Mb per one e-mail.
3. The period of validity of the Purchase Proposal, during which Potential Buyers may not modify the terms of their Purchase Proposal in any respect shall be until 31 October 2024.
4. Submission of a Purchase Proposal implies full acceptance of all the terms and conditions set out in the Sale of Asset(s) documents and, where appropriate, waiver of the Potential Buyer's own general or specific terms and conditions.
5. All costs incurred during the preparation and submissions of Purchase Proposal are to be borne by the Potential Buyers and will not be reimbursed.
6. Contact between the Agency and Potential Buyers is prohibited throughout the procedure, save in exceptional circumstances and under the following conditions only:

A. Before the final date for submission of Purchase Proposals:

- (i) At the request of the Potential Buyer, EMSA may provide additional information solely for the purpose of clarifying the Sale of Asset(s) documents.

Any requests for additional information must be made in writing and sent to the following e-mail address: SA12024@emsa.europa.eu.

EMSA is not bound to reply to requests for additional information made less than six working days before the deadline for submission of Purchase Proposals¹.

- (ii) EMSA may, on its own initiative, inform interested parties of any error, inaccuracy, omission or any other clerical error in the Sale of Asset(s) documents.
- (iii) Any additional information including that referred to above will be published on EMSA's website in the Procurement section.

¹ EMSA public holidays are available at Documents - EMSA Public Holidays - EMSA - European Maritime Safety Agency (europa.eu).

- (iv) Interested buyers are offered the possibility to attend an 'Assets Visits' at the facilities where the equipment is currently stored in line with section 2.3 of the Call for Purchase Proposals.

B. After the opening of Purchase Proposals:

- (i) If a clarification is required or if obvious clerical errors in the Purchase Proposal need to be corrected, EMSA may contact the Potential Buyer.
7. This invitation to submit Purchase Proposal is in no way binding on EMSA. EMSA contractual obligation commences only upon signature of the Sale Contract with the successful Buyer(s).
8. Up to the point of signature, EMSA may cancel the procedure, without the Potential Buyers being entitled to claim any compensation. This decision must be substantiated, and the Potential Buyers notified.
9. Once EMSA has opened the Purchase Proposal, the document(s) shall become the property of EMSA and it shall be treated confidentially.
10. Potential Buyers will be informed of the outcome of this procedure by e-mail. It is the Potential Buyers' responsibility to provide a valid e-mail address together with their contact details in their Purchase Proposal and to check this e-mail address regularly.
11. If processing a reply to the invitation to submit a Purchase Proposal involves the recording and processing of personal data (such as name, address, and other contact details), the data will be processed pursuant to Regulation (EU) 2018/1725 of the European Parliament and of the Council ². Unless indicated otherwise, replies to Potential Buyers and any personal data requested, shall be used to evaluate the Purchase Proposal in accordance with the specifications of the invitation to submit a Purchase Proposal and will be processed solely for that purpose by the Head of Unit - Sustainability.
12. Details concerning the processing of personal data are contained in the privacy statement "[Information on personal data protection](http://www.emsa.europa.eu/about/personal-data-protection.html)" available at: <http://www.emsa.europa.eu/about/personal-data-protection.html>.
13. In addition to entities established in the Member States of the Union, only entities from the following countries are eligible to participate in the present procedure: Albania, Republic of North Macedonia, Iceland, Liechtenstein, Montenegro, Norway, Kosovo, Serbia and Bosnia and Herzegovina.
14. Potential Buyers must ensure that they are not subject to EU restrictive measures adopted under Article 29 of the Treaty on the European Union (TEU) or Article 215 of the Treaty on the Functioning of the EU (TFEU).³ The prohibition applies throughout the whole performance of the contract...

Yours faithfully,

Maja Markovčić Kostelac
Executive Director

² Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC.

³ Please note that the EU Official Journal contains the official list of entities subject to restrictive measures and, in case of conflict, it prevails over the list of the [EU Sanctions Map](#).