

Warsaw, 28.03.2024

PRICE INQUIRY No. NUSI/66/PR55363/2024
conducted by means of market discernment

In connection with the implementation of the project entitled "Development of a universal fast-response platform, based on RNA technology, ensuring the national drug and epidemiological safety" funded by the state budget from the Medical Research Agency, ZF Polpharma S.A., are requesting bids **for the purchase and delivery of the reference drug Spinraza.**

I. NAME AND ADDRESS OF THE ORDERING PARTY

Zakłady Farmaceutyczne Polpharma S.A.
Pelpinska str. 19
83-200 Starogard Gdanski

II. MODE OF AWARDING THE CONTRACT

- II.1.** This order is not subject to the provisions of the Act of September 11, 2019. Public Procurement Law (i.e. Journal of Laws of 2019, item 2019)
- II.2.** Proceedings conducted by market discernment, in an expedient and economical manner in compliance with the rules:
- 1) getting the best results from given inputs;
 - 2) optimal selection of methods and means to achieve the set goals
 - 3) openness, fair competition and equal treatment of contractors

III. DESCRIPTION OF THE SUBJECT OF THE PRICE INQUIRY

III.1. The subject of the request for quotation is the purchase and supply of the reference product Spinraza 12 mg solution for injection in the amount of 8 packages.

III.2. CPV CODE 33600000-6 pharmaceutical products

III.3. Scope of the price inquiry:

The 8 packages should include 3 different batches of the reference product from two markets, European and Canadian, with a minimum shelf life according to detailed specifications as below:

Lp. Detailed description	Quantity
1 Spinraza 12mg, series 1, European market, expiration date not less than 24m 4 vials	
2 Spinraza 12mg, series 2, European market, expiration date not less than 12m 2 vials	
3 Spinraza 12mg, batch 3, Canadian market, expiration date not less than 18m 2 vials	

III.4. The contract item must be new.

III.5. The buyer does not allow equivalent products.

III.6. The seller will provide certificates of quality, at the time of delivery of the product.

III.7. The contracting authority allows the submission of partial bids.

III.8. The purchaser allows the purchase of the product from more than one supplier.

III.9. Each of the offered series will be evaluated separately. Each batch of the product must be different for each offered item described in Section. III.3.

III.10. The ordering party reserves the right to abandon the offered batch, if the batch number is the same for different items of the specification item. III.3.

IV. PLACE AND DATE OF EXECUTION OF THE PRICE INQUIRY

- IV.1.** Deadline for completion of the subject of the request for quotation: up to **4 months counting from the date of placing the order** by the Purchaser. Bids with a completion date of more than 4 months will be rejected. The Employer plans to place the order immediately after the Contractor is selected.
- IV.2.** The subject of the inquiry must be delivered at the Seller's expense to the Buyer's address: Zakłady Farmaceutyczne Polpharma S. A. Research and Development Branch, 31 Barska Street, 02-315 Warsaw.
- IV.3.** The bidder shall bear the cost of delivery in suitable conditions to ensure proper transportation in accordance with the requirements of the product. Each item of the offered goods must include transportation costs.

V. REQUIREMENTS FROM CONTRACTORS

- V.1.** Contractors who, in carrying out the sale and supply of materials which are the subject of the proceedings, act in accordance with the Pharmaceutical Law of 06.09.2001 (Journal of Laws of 2008 No. 45, item 271, as amended) and do not participate in the so-called reverse drug distribution chain, may apply for the award of the contract.
- V.2.** Entities for which there are circumstances are excluded from participation in the proceedings:
- a) described in Article 7 (1) of the Law of April 13, 2022, on special solutions to prevent support for aggression against Ukraine and to protect national security;
 - b) described in Article 5k of Council Regulation (EU) No. 833/2014 of July 31, 2014 concerning restrictive measures in connection with Russia's destabilizing actions in Ukraine.

Method of verification of grounds/absence of grounds for exclusion:

Verification will be based on the Bidder's statement.

VI. DESCRIPTION OF PRICE CALCULATION

- VI.1.** How to calculate the bid price: the price should be calculated net and gross.
- VI.2.** Bids submitted in a currency other than PLN will be converted into PLN at the average exchange rate of the National Bank of Poland (<https://www.nbp.pl/>) on the closing date for submission of bids.
- VI.3.** The price should include all costs associated with the preparation and execution of the subject of the request- transport, insurance, other.
- VI.4.** Delivery Terms - CIP WARSAW.
- VI.5.** The price submitted in the bid cannot be changed during the execution of the contract.



VII. DESCRIPTION OF THE CRITERIA THAT THE CONTRACTING AUTHORITY WILL BE GUIDED BY WHEN SELECTING A BID

VII.1. In evaluating bids, the Contracting Authority will be guided by the criteria listed:

- Net price of the contract item - 80%,
- delivery time - 20%

VII.2. The evaluation criteria apply to both partial bids and bids covering all parts of the subject matter of the contract. Evaluation and thus scoring will be carried out individually for each part of the subject matter of the contract, regardless of whether the offer will cover all parts of the subject matter of the contract or will be a partial offer.

VII.3. The scoring of the bid will be done according to the formula

$$O_P = P_C + P_S$$

Where:

- O_P - offer scoring
- P_C - point evaluation of the offer in the criterion "Total net price"
- P_S - number of points obtained in the criterion "Delivery time "

VII.4. The number of points (P_C) in the criterion "Total net price" will be calculated according to the formula:

$$P_C = \frac{C_N}{C_B} * 80 \text{ pkt}$$

Where:

- P_C - Number of points for the criterion "Total net price"
- C_N - of the non-rejected bids, the lowest total net bid price
- C_B - total net price of the tested offer

For comparison purposes, bids submitted in a currency other than PLN will be converted into PLN at the average exchange rate of the National Bank of Poland as of the closing date for submission of bids.

VII.5. The number of points (P_S) in the criterion "Delivery time" will be calculated according to the formula:

$$P_S = \frac{C_N}{C_B} * 20 \text{ pkt}$$

Where:

- P_S - Number of points for the criterion "Delivery time"
- C_N - of the non-rejected bids the shortest delivery time
- C_B - delivery time of the tested offer

By delivery time, the Buyer means the time counted in full months from the receipt by the Buyer of the Seller's confirmation of acceptance of the order for execution.

Delivery time will be scored separately for each part of the contract. Bids with a delivery time of more than 4 months will be rejected.

VII.6. The most advantageous offer will be considered the offer from among the non-rejected offers, which in total will obtain the highest number of points. Calculations will be made to two decimal places.

VIII. PLACE AND DEADLINE FOR SUBMITTING BIDS

VIII.1. Bids must be submitted by **the deadline of 05.04.2024** in electronic form (in the form of a scanned signed document or a document signed with a qualified signature) to: barbara.wendolowska@polpharma.com

VIII.2. Submission of a bid will be considered successful if a complete bid is received at the e-mail box with the above address by the deadline specified in this section.

VIII.3. Bids submitted after the deadline will not be considered.

IX. DESCRIPTION OF BID PREPARATION

IX.1. The bidder should prepare one price quotation in accordance with the model form attached as Annex 1 to the request.

IX.2. The bidder may amend or withdraw its bid before the deadline for submission of bids.

IX.3. Bidders are required to carefully review the information contained in the Price Request.

IX.4. For matters related to this inquiry, please contact the Contracting Authority, e-mail: : barbara.wendolowska@polpharma.com

X. OTHER INFORMATION

X.1. The bidder shall bear all costs associated with the preparation and submission of the bid.

X.2. Until the deadline for submission of bids, the Procuring Entity reserves the right to amend or supplement the contents of this price inquiry.

XI. LIST OF ANNEXES

The following documents are attached to this Price Request:

Annex Designation	Name of the Annex
Appendix 1	Sample Bid form

BID FORM

Bidder:

Full name (company)	
Registered office/place of residence/address of main place of business	
The e -mail address to which the Employer should send correspondence related to the price inquiry	
NIP (TAXPAYER ID NUMBER)	
REGON (STATISTICAL NUMBER)	
Phone number	
Contact person for the Purchaser	
Bank details (name, SWIFT, bank account number)	

We offer to perform the subject of the contract **for the purchase and delivery of the reference product SPINRAZA 12 mg, *in*** accordance with the requirements of the Price Request, at a **price:**

Part of	Subject of the price inquiry/ Product Series No.	i.m.	Quantity	Net price PLN/ EUR/ USD* per IU.	Total net value PLN / EUR /USD*, **	Total gross value PLN / EUR / USD*, **	Delivery time [number of months from date of order].	Expiration date calculated from the date of delivery of the product
1	Spinraza 12mg, series 1, European market , expiration date not less than 24m SERIES NO.	vial	4			 month/s	
2	Spinraza 12mg, batch 2, European market , expiration date not less than 12m SERIES NO.	vial	2			 month/s	
3	Spinraza 12mg, batch 3, Canadian market , expiration date not less than 18m SERIES NO.	vial	2			 month/s	

*select the appropriate currency

** all costs must be added, including transportation, insurance, other components

Payment term of invoices is days, calculated after delivery of the goods (prepayments are not accepted)

The bidder has the status of SME / Large Entrepreneur*.**

*** (delete as appropriate)

At the same time, we declare that:

- a. we have familiarized ourselves with the Request for Quotation and its attachments and do not raise any objections, and we have acquired the necessary information to prepare our offer,
- b. The price includes a lump sum remuneration for all the Seller's obligations necessary to complete the subject of the Price Request,
- c. we consider ourselves bound by this bid for a period of 60 calendar days from the deadline for submission of bids ,
- d. we operate in accordance with the Pharmaceutical Law of 06.09.2001 (Journal of Laws of 2008 No. 45, item 271 as amended) and do not participate in the so-called reverse drug distribution chain.
- e. circumstances do not apply to us :
 - 1. described in Article 7 (1) of the Law of April 13, 2022, on special solutions to prevent support for aggression against Ukraine and to protect national security;
 - 2. described in Article 5k of Council Regulation (EU) No. 833/2014 of July 31, 2014 concerning restrictive measures in connection with Russia's destabilizing actions in Ukraine.

.....
(place and date)

.....
(Signature of person(s) authorized to make a statement of intent on behalf of the Bidder)