Gdańsk, 13.06.2024r.

Order no. ZZ/124/001/2024

ANNOUNCEMENT ABOUT ORDER

Contracting body - Gdańsk University of Technology acting pursuant to Art. 2 sec. 2 point 1 of the Act of September 11, 2019. The Public Procurement Law (Journal of Laws of 2023, item 1605, as amended) informs about the intention to contract for the supply of photogrammetry software and invites bids.

1. **Description of the subject matter of the contract:**
   1) The subject of the contract is the delivery of photogrammetry software for the needs of the project entitled 'Laboratory of Digitalisation and Visualisation of Architecture' carried out at the Faculty of Architecture, Gdansk University of Technology.
   2) Detailed description of the subject matter of the contract is enclosed as Annex No. 2 to the announcement.
   3) The subject matter of the contract shall be delivered by the contractor in electronic form to a person authorised by the Ordering Party to receive it.
   4) The subject matter of the contract must be brand new, from the current production, free of any defects and damage, without prior exploitation and must not be subject to third party rights.
   5) The subject matter of the contract is defined by indicating objective technical and quality characteristics.
   6) In order to confirm that the offered subject matter of the contract confirms the fulfilment of the requirements specified by the Awarding Entity, the Awarding Entity may require the submission of a description - technical documentation concerning the subject matter of the contract. The technical documentation shall be understood as technical specifications made available by manufacturers and distributors or the Contractor's own descriptions and information on the offered subject matter of the order, specifying the manufacturer, model. The technical specifications must confirm all the required parameters listed in the detailed description of the subject matter of the contract.
   7) The Contracting body hereby warns that this notice constitutes an invitation to tender and does not constitute an offer, and the receipt of a contractor's offer as a result of this invitation is not tantamount to the placing of a contract by Gdańsk University of Technology or the conclusion of any contract, and furthermore does not entail the conclusion of a contract by the Contracting Authority.
   8) CPV CODE: 48326000-9 - mapping software packages.

2. Deadline for execution of the contract:
   Required delivery time: maximum 7 calendar days from receipt of order.

3. Description of bid price calculation:
   1) The Economic operator shall specify the price for the performance of the contract in the offer form drawn up using the specimen constituting Annex No. 1 to this notice.
   2) **The price must be specified in EURO.**
   3) The price of the offer should be specified in gross amounts to two decimal places.
   4) The VAT rate should be determined in accordance with the legal provisions in force on the day of submitting an offer.
   5) The bid price should be calculated taking into account all the elements related to the correct and timely execution of the contract. The costs incurred by the Economic Operator and not included in the tender price shall not be additionally charged to the Awarding Entity.
   6) All settlements between the Awarding Entity and the Contractor will be carried out in Euros.
   7) The price specified in the offer is valid for the entire period of the offer and will be binding for the conclusion of the contract.
   8) The price will not be subject to any negotiations.
   9) In the case of the Offer competing jointly for the award of the contract, settlements will be made only with the proxy.
   10) If a tender is submitted in a procedure, the selection of which would lead to the creation of a tax obligation for the Awarding Entity pursuant to the VAT Act of 11 March 2004 (i.e. Journal of Laws of 2023, item 1570 as amended), for the purpose of applying the price or cost criterion the Awarding Entity will add the amount of VAT which it would be obliged to add to the price presented

in the tender. In such a case, the Offer, when submitting a tender, is obliged to inform the Ordering Party that the selection of his tender will lead to the creation of a tax obligation for the Ordering Party and to indicate the name and value of the goods or services without the amount of tax as well as to indicate the VAT rate which, to the knowledge of the Offer, will be applicable.

4. The offer (the template is attached as Annex No. 1 to this announcement) should be submitted by 19.06.2024r. in writing to the following address: Gdansk University of Technology Faculty of Architecture, 80-233 Gdansk, 11/12 Gabriela Narutowicza Street, Main Building, room 315 or by means of electronic communication to the following address: aneta.kawala@pg.edu.pl with ZZ/124/001/24 in the subject line of the e-mail. Bids submitted in electronic form should be in the form of a scan of the original and must necessarily include the signature of the person submitting the tender or in pdf* format with electronic signature. The economic operator may request clarification of the content of the notice from the Contracting Authority by e-mail to: aneta.kawala@pg.edu.pl.

5. Bid evaluation criteria:
   1) In selecting the most advantageous tender, the contracting authority will be guided by the following criterion: PRICE - 100%. The Contracting Authority will award the contract to the Economic Operator who submits the tender with the lowest price, meeting all the requirements of the specification, in accordance with point 1 of this notice.
   2) In the case where two or more tenders with the same price are submitted, the Awarding Entity will call upon the Offer who submitted such tenders to submit additional tenders within the time limit specified by the Awarding Entity. The Offer submitting additional bids may not offer higher prices than those offered in their previously submitted bids.
   3) In the course of evaluating the submitted tenders, the Awarding Entity may demand explanations from the Economic Operator regarding the contents of the tender submitted.

6. The contracting authority reserves the right to cancel the procedure at any time without giving reasons.

7. Contracting Authority:
   1) Correct obvious clerical errors in the text of the tender, immediately informing thereof the Economic Operator whose tender has been corrected. An obvious clerical error shall be understood as, in particular, an obvious misspelling of a word, an obvious misspelling of a word, an obvious grammatical error, an unintentional omission of a word (or parts thereof).
   2) The Awarding Entity shall correct obvious calculation errors, taking into account the calculation consequences of the corrections made, and shall immediately inform thereof the Economic Operator whose tender has been corrected.
   3) The Awarding Entity shall correct other errors consisting in the inconsistency of a tender with the contents of the notice which do not cause significant changes in the contents of the tender, immediately informing thereof the Economic Operator whose tender has been corrected.
   4) The Awarding Entity provides for the possibility of supplementing the documents required with the tender.
   5) The Awarding Entity shall reject a tender in the cases specified in Article 226 of the Public Procurement Law.
   6) The Awarding Entity shall cancel the procedure in the circumstances specified in Article 255 and 256 of the Public Procurement Law.

8. Method of payment reconciliation:
   The basis for invoicing for the completion of the subject matter of the order shall be an acceptance protocol signed by both parties without reservations.
   Payment shall be made within 21 days of the date of receipt by the Purchaser of a correctly issued invoice, from the Purchaser's account to the Contractor's account.
   The date of payment shall be the date on which the Purchaser's account is debited.
   Gdansk University of Technology is a payer of VAT, VAT NO PL5840203593

9. Basis for exclusion of the Offer
   The Contracting Authority shall exclude from the contract award procedure a contractor in relation to whom any of the circumstances referred to in Article 7(1), points. 1-3 in accordance with the Act on Special Solutions to Counteract Supporting Aggression against Ukraine and to Protect National Security of 13 April 2022. (Journal of Laws of 2022, item 835) - hereinafter referred to as the Sanctions Act:
   from a public procurement procedure or competition conducted pursuant to the Public Procurement Law as well as public procurement and proceedings aimed at awarding a public procurement to the

exclusion of the application of this Act, Articles 9 to 12 of the Public Procurement Law, and below PLN 130,000) shall be excluded (Article 7(1) of the Sanctions Act):

1) An economic operator and a participant in a competition listed in the lists set out in Regulation 765/2006 and Regulation 269/2014 or included in the list on the basis of a decision on inclusion in the list ruling on the application of the measure referred to in Article 1(3) of the of the Sanctions Act;

2) A contractor and a participant in a competition whose real beneficiary within the meaning of the of the Act of 1 March 2018 on the prevention of money laundering and financing of terrorism (Journal of Laws of 2022, item 593 and 655) is a person listed in the lists set out in Regulation 765/2006 and Regulation 269/2014 or listed or being such a beneficial owner as from 24 February 2022, provided that he or she has been included in the list pursuant to a a decision on inclusion in the list ruling on the application of the measure referred to in Article 1 point 3 of the Sanctions Act;

3) The economic operator and the participant of the competition, whose dominant entity within the meaning of Art. 3 Item 1 item 37 of the Accounting Act of 29 September 1994 (Journal of Laws of 2021, item 217, 2105 and 2106) is an entity listed in the lists set out in Regulation 765/2006 and Regulation 269/2014 or included in the list or being such a parent entity as from 24 February 2022, provided that it has been included in the list on the basis of a decision on inclusion in the list ruling on the application of the measure referred to in Article 1(3) of the Sanctions Act.

The Contracting Authority shall exclude from the award procedure any contractor in respect of whom whose bid is rejected.

10. **Information clause of Article 13 GDPR regarding the processing of personal data and the free movement of such data:**

Pursuant to Art. 13 sec. 1 and 2 of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016. on the protection of individuals with regard to the processing of personal data and on the free movement of such data and the repeal of Directive 95/46 / EC (General Data Protection Regulation) (Journal of Laws UE L 119 of 04/05/2016, p. 1), hereinafter referred to as "GDPR", the contracting authority informs that:

a) the administrator of your personal data is the Gdańsk University of Technology with its seat in Gdańsk (80-233) at ul. G. Narutowicza 11/12;

b) the inspector of personal data protection at the Gdańsk University of Technology is MSc. Paweł Baniel, phone no. 58 348-66-29, e-mail: iod@pg.edu.pl;

c) Your personal data will be processed on the basis of art. 6 sec. 1 point. c GDPR for the purpose related to the public procurement procedure no. ZZ/124/001/2024 for the supply of photogrammetry software for the project entitled 'Laboratory of digitalisation and visualisation of architecture' carried out at the Faculty of Architecture of the Gdansk University of Technology, conducted pursuant to Art. 2 sec. 2 point 1 of the Public Procurement Law;

d) the recipients of your personal data will be persons or entities to whom the documentation of the procedure will be made available pursuant to art. 18 sec. 1 of the Public Procurement Law;

e) Your personal data will be stored in accordance with art. 78 sec. 1 and 4 of the Public Procurement Law, for a period of 4 years from the date of completion of the contract award procedure, and if the duration of the contract exceeds 4 years, the storage period covers the entire duration of the contract.
Documentation of public procurement procedures financed with funds from the European Union (EU) funds will also be kept for the period resulting from contracts for co-financing projects financed with funds from the EU;

f) the obligation to provide your personal data directly concerning you is a statutory requirement specified in the provisions of the Public Procurement Law, related to participation in the proceedings for the award of a public contract; the consequences of not providing certain data result from the Public Procurement Law;

g) in relation to your personal data, decisions will not be made in an automated manner, in accordance with art. 22 GDPR;

h) you have:
  o based on Article. 15 GDPR, the right to access your personal data;
  o based on Article. 16 of the GDPR, the right to rectify your personal data (the exercise of the right to rectification may not result in a change in the result of the public procurement

procedure or a change in the provisions of the contract to the extent inconsistent with the PPL Act and may not violate the integrity of the protocol and its annexes.);

- o based on Article. 18 GDPR, the right to request the administrator to limit the processing of personal data, subject to the cases referred to in art. 18 sec. 2 GDPR (the right to restriction of processing does not apply to storage, to provide legal remedies or to protect the rights of another natural or legal person, or for reasons of important public interest of the European Union or a Member State.);
- o the right to lodge a complaint to the President of the Personal Data Protection Office, if you feel
- - that the processing of your personal data violates the provisions of the GDPR;
- i. you are not entitled to:
   − in connection with Art. 17 sec. 3 lit. b, d or e GDPR, the right to delete personal data;
   − the right to transfer personal data referred to in art. 20 GDPR;
   − based on Article. 21 GDPR, the right to object to the processing of personal data, as the legal basis for the processing of your personal data is art. 6 sec. 1 lit. c GDPR

2) Additionally, pursuant to Art. 19 sec. 4 of the Public Procurement Law, the Contracting Authority informs about the limitations referred to in Art. 19 paragraph 2 and 3 and art. 75 of the Public Procurement Law:
   a) if the Contractor exercises the right to obtain confirmation as to whether personal data concerning him are being processed, the Ordering Party will be entitled to request from the Contractor additional information specifying the request (e.g. the name or date of the completed procurement procedure);
   b) if the Contractor exercises the right to limit the processing of his personal data, the Ordering Party will be entitled to process these data until the end of the procedurę for contract award.

Appendix to the Announcement about order:
   1)   bid form.
   2)   specification,

I approve

Administrative Director

mgr inż. Piotr Iwańczak

SPECIFICATION

1. **Software name: Preferred - 3DF Zephyr Commercia**l or equivalent as described below, offering the same or greater functionality

Number of Licences: 1 workstation

Minimum requirements
Equivalence Description:

1. English language version
2. Compatibility Compatible with Microsoft Windows 11 operating system
3. Perpetual licence
4. Processing of RGB camera images to generate photogrammetric models based on a triangle mesh
5. Support for aerial photographs with attached coordinate system
6. Creation, import and editing of point clouds,
7. Handling of georeferenced photographs
8. Support for fisheye cameras
9. Ability to save in .obj .fbx .stl extensions
10. Possibility of adding images at any time during the process
11. Import of video data and support for videogrammetry
12. Support for spherical and cylindrical cameras
13. Generation of diffuse, occluded and normal texture maps
14. Support for GPU acceleration
15. Unlimited number of photographs to be processed
16. Support for coordinate / distance / area / volume measurements
17. Support for multi-core processors for optimal use of the of available computer processing power and maximum acceleration of tasks performed
18. Direct upload to Sketchfab website possible
19. Possibility to create orthophotos
20. Point cloud comparison tool
21. Automatic marker detection
22. Automatic spherical marker detection
23. Orthophoto editor
24. Processing of images from RGB or multispectral cameras, including multi-camera systems, to generate photogrammetric models based on a triangular grid
25. Handling and conversion of PCS georeferencing
26. Handling of aerial LiDAR data.
27. Processing of multispectral and thermal imagery
28. Georeferencing DSM / DTM generation
29. Processing of satellite images
30. Handling of stereoscopic measurements
31. Support for dense point cloud classification
32. Built-in Python scripting support

2. Software name: Preferred - 3DF Zephyr Lite or equivalent as described below, offering the same or greater functionality

Number of Licences: 2 workstation

Minimum requirements
Equivalence Description:

1. English language version
2. Compatibility Compatible with Microsoft Windows 11 operating system
3. Perpetual licence
4. Processing of RGB camera images to generate photogrammetric models based on a triangle mesh
5. Support for aerial photographs with attached coordinate system
6. Creation, import and editing of point clouds,
7. Handling of georeferenced photographs
8. Support for fisheye cameras
9. Ability to save in .obj .fbx .stl extensions
10. Possibility of adding images at any time during the process
11. Import of video data and support for videogrammetry
12. Support for spherical and cylindrical cameras
13. Generation of diffuse, occluded and normal texture maps
14. Support for GPU acceleration
15. Unlimited number of photographs to be processed
16. Support for coordinate / distance / area / volume measurements
17. Support for multi-core processors for optimal use of the of available computer processing power and maximum acceleration of tasks performed
18. Direct upload to Sketchfab website possible