

APPROVED

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No. 42

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No. 13



Architectural design competition for the “Concept for Central Area and Pedestrian Street in Valga – Valka Twin – Town Centre”

REFERENCE NO. 169679

RULES OF THE COMPETITION

OPEN SINGLE-STAGE DESIGN COMPETITION

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A General part of the design competition

A1. Contracting Authorities and the organiser of the design competition

The Contracting Authorities are (hereinafter Contracting Authority):

Valga Town Government

Valka Municipality Council (authorises Valga Town Council to organise the procurement until the conditions of the design competition are established)

The organiser of the design competition is the Valga Town Government, address: Puiestee 8, 68203 Valga, Tel. +372-766-9900, Fax: +372-766-1351, E-mail: valgalv@valgalv.ee.

The Contracting Authorities are not divided throughout the procurement contract concluded with the winners of the design competition, and each Contracting Authority may conclude the respective procurement contract independently. The Contracting Authority carries out all obligations arising from the procurement contract completely independently.

A2. Format and language of the design competition

The design competition is public, anonymous and has a single stage. The competition is conducted in English. Some of the relevant materials are also in Estonian or Latvian. If any contradiction emerges between the documents in Estonian, Latvian and English, the document in English will be considered definitive.

A3. Purpose of the design competition

A3.1 The aim of the architecture contest is to find the best and most suitable design for the common public space, including Central Square and Pedestrian Street in the Twin-Town Centre of Valga-Valka. Building design documentation for the public space, Central Area and Pedestrian Street is going to be commissioned from the winner of the design competition, along with involving the winner in the compilation of the detailed plan for the area. The results of the competition will be used in the best manner possible in the further planning and blueprinting of the Twin-Town Centre of Valga-Valka.

The design competition will have three winners. The winning design concepts of the design competition are ranked as 1st, 2nd and 3rd place.

A3.2.1 After the winners of the Competition have been determined, the Contracting authority shall organise a negotiation of procurement proceedings directed towards the 1st place winner, with the objective of concluding a procurement contract for compiling a construction plan for the Twin-Town Centre of Valga-Valka. If the 1st place winner declines to participate in the said unannounced negotiations of procurement proceedings or from concluding a procurement contract or does not agree to the terms of the said procurement contract (incl. the value of the procurement contract), then the Contracting Authority organises unannounced negotiations of procurement proceedings with the 2nd place winner. If an agreement is not reached in the procurement with the 2nd place winner, then the Contracting Authority organises unannounced negotiations of procurement proceedings with the 3rd place winner.

A3.2.2 The layout provided in the winning submission will be taken as the basis for compiling the detailed plans for the area.

A3.3 The terms of reference for the planning of the Twin-Town Centre of Valga-Valka and the applicable requirement are provided in the "Architecture Competition Task" (see Appendix No.6).

A4. Basis for the approval and compilation of the conditions of the design competition

A4.1 The terms and conditions of the design competition have been compiled in cooperation with

the following state authorities and companies:

- A4.1.1 The Union of Latvian Architects
- A4.1.2 The Union of Estonian Architects
- A4.1.3 OÜ NG Investeeringud
- A4.1.4 Valka bus station
- A.4.1.5 Estonian Ministry of Interior
- A.4.1.6 Latvian Ministry of Interior
- A.4.1.7 Estonian Police and Border Guard Board
- A.4.1.8 Latvian Border Guard Board
- A.4.1.9 National heritage board of Estonia
- A.4.1.10 The Environmental Board of Estonia

A4.2 The idea competition is conducted according to these rules of the competition (hereinafter Procurement Document) and the “Guidelines for Estonian Architectural Competitions” of the Union of Estonian Architects and the “Guidelines of good practice for Architectural competitions” from Union of Latvian Architects. In case of any discrepancies between the Procurement Documents and the guidelines, the provisions of the Procurement Documents shall prevail.

A4.3 The Contracting Authority has the right to make changes to the invitation to the design competition and the Procurement Documents in accordance with the provisions of the Public Procurement Act (hereinafter PPA).

A5. Schedule of the design competition

A5.1 The design competition starts with the publishing of the **design competition invitation** in the registry of public procurements in Estonia on **22th of February 2016**.

A5.2 The last day for submitting questions regarding the design competition is **11th of May 2016**.

A5.3 The design concepts are to be submitted to the design competition by **18th of May 2016 at 15:00**.

A5.4 The design competition ends with the public opening of the winners’ name cards and the announcing of the winners **10th of June 2016**, at the latest.

A6. Participants and qualification requirements

A6.1 The idea competition is open to all individuals and groups with at least one co-author and representative of the joint creators (collective) holding the certificate of an authorised professional architect.

The persons may present their design concept jointly (hereinafter, respectively, Joint Participants).

A6.2 Joint Participants shall name an authorised representative for activities related to the design competition and the concluding and execution of the procurement contract, and add their respective letters of authorisation.

A6.3 A participant of the design competition shall submit the following documents in order to participate:

A6.3.1 A written confirmation that the participant or their legal representative has not been convicted of organising a criminal group or belonging there to or violating the requirements of

public procurement or fraud or committing offences relating to professional misconduct or money laundering or tax offences in criminal or misdemeanour proceedings, and whose data concerning the conviction have not been deleted from the registry of convictions in accordance with the Registry of Convictions Act or whose conviction is valid in accordance with the legislation of their country of residence or country of location;

A6.3.2 A written confirmation of the fact that the participant is not bankrupt or under liquidation, their business operations have not been suspended nor are they in another similar state under the legislation of their country of location;

A6.3.3 A written confirmation of the fact that a compulsory liquidation procedure or another similar procedure has not been initiated against the participant in accordance with the legislation of their country of location;

A6.3.4 A written confirmation of the fact that the participant has not received any such information on the design competition that would give them an advantage before the other participants;

A6.3.5 A written confirmation of the fact that on the basis of a decision of the court of honour of a professional association or another similar basis, the participant has not been found guilty of grave professional misconduct;

A6.3.6 A written confirmation of the fact that the participant has not given false information about compliance with the Contracting Authority's established requirements;

A6.3.7 A written confirmation of the fact that the author of the awarded design concept shall hand over the economic intellectual property rights to the Contracting Authority after the prizes are paid out by the Contracting Authority, and guarantees that by handing over the rights, no third person's authorship rights are violated, and gives the organisers the sole licence for using the person's proprietary rights after the project completed as an architectural planner is handed over to the contracting entity;

A6.3.8 A written confirmation of the fact that the author(s) of the design concept recognised as being the best agree that the design concept is taken as the basis for compiling the detailed plan of a larger area and agree to cooperate to adapt the design concept according to any general requirements arising from the detailed plan and the public opinion that could surface during the proceedings related to the detailed plan. Larger changes will be remunerated separately based on a separate agreement.

A6.3.9 For a participant registered in the Republic of Estonia, the absence of Tax Arrears starting from the date of commencement of the procurement procedure which, according to subsection 29 (2) of the PPA is the date of publication of the contract notice in the public procurement register, is verified by the Contracting Authority through an electronic query made to the Tax and Customs Board. For participants located outside of the Republic of Estonia, for the purpose of verifying the payment of all national tax obligations, the Participant shall present a certificate from a respective competent authority of their country of location, indicating the absence of Tax Arrears as of the date of commencement of the procurement proceedings which, according to subsection 29 (2) of the PPA, is the date of publication of the contract notice in the public procurement register. If the respective competent authority of the Participants country of location does not issue such a certificate, then a certificate from that authority is to be presented on the absence of Tax Arrears as at the date provided above.

A6.3.10 A certificate by the tax authority or competent authority of the Participant's place of residence or location on the fact that the participant has duly paid any arrears of national taxes or social security payments or those of their place of residence or location or interest charged on

overdue tax amount (hereinafter Tax Arrears) as of the date of commencement of the procurement proceedings or the payment of the Tax Arrears has been staggered for a period exceeding six months starting from the date of commencement of the procurement proceedings, unless the staggering of payment of the Tax Arrears has been guaranteed in full. For the purposes of this provision, arrears of state taxes or local taxes of the place of residence or seat means state taxes or local taxes of the place of residence or seat not paid by the tenderer or candidate by the due date, which exceeds EUR 100.

A6.3.11 A Participant or, if a design concept is submitted by Joint Participants, then the representative of the Joint Participants must have an authorised architect's certificate of professional qualification issued for an architect who is a resident of Estonia. The Participant shall present a copy of the respective professional qualification. If the Participant is not from the Republic of Estonia, then in order to compile the design concept, an architect needs to be involved who has higher education in architecture and is a member of an architects' union or occupational association of a European Union Member State, a state which is a Contracting Party to the EEA Agreement, or a member state of the World Trade Organisation public procurement contract, or they must have obtained an architect's professional qualification in a European Union member state, a state which is a Contracting Party to the EEA Agreement, or a member state of the World Trade Organisation public procurement contract;

A6.3.12 The Participant, who must be a holder of a registration at the register of economic activities or a registration subject to the legislation of their country of location or a licence for conducting planning works, shall present a printout of the registration subject to the legislation of their country of location or a licence for conducting planning works. (The registration and current data on a Participant who is a legal person in the Republic of Estonia is verified by the Contracting authority through the register of economic activities);

A6.3.13 In case of joint participation the participants shall name an authorised representative for activities related to the design competition and the concluding and execution of the procurement contract, and add their respective letter of authorisation. Joint Participants must present a declaration stating that the Joint Participants are solidarily liable for the execution of the procurement contract.

All documents in any other language than Estonian must have a translation attached.

Please Note!

Declarations referred to in clauses 6.3.1 to 6.3.8 are attached as a form in Annex 3

Declaration referred to in clause 6.3.8 is provided as a form in Annex 4.

A6.4 Participation in the design competition is not permitted for the chairman of the Jury, the secretary, the members and experts of the Jury, along with the members of the Qualification Committee, as well as any persons in a clearly favourable position in relation to preparing and organising the design competition and/or who could influence the Jury's decisions.

A6.5 Participation in the design competition is also not permitted for persons with connections to the chairman of the Jury, its members and experts:

A6.5.1. those close to them (spouses, partners, direct ascendants and descendants, sisters, brothers);

A6.5.2. their business partners who are partners or shareholders in an enterprise operating in the same planning or blueprinting sector as them;

A6.5.3. co-workers working under them.

A7. Jury and Qualification Committee

A7.1. In order to organise the design competition and to establish the winners, two committees have been created: the Qualification Committee (hereinafter Committee) and the Assessment Committee (hereinafter Jury).

A7.2. In order to ensure the anonymity of the participants, their qualification is verified by the Committee before the anonymously submitted design concepts are evaluated. The Committee verifies the integrity of the package, the existence of the design concept and the qualification documents provided in the envelope labelled as "Qualification Documents" and the participants' compliance to the requirements provided in the invitation to the design competition and in the Procurement Documents. The Committee does not conduct an analysis of the content of the design concept. The Committee ensures the anonymity of the participants of the design competition before the Jury and the general public and that the "Name Card" envelope remains unopened until the public meeting of the Jury.

A7.3. Permanent Public Procurements Committee of Valga town plays role of the Qualification Committee.

Members of the Public Procurements Committee of Valga town:

Chairman of the Committee: Ragne Tsätko, Valga Town Government

Members of the Committee: Imbi Rõivassepp, Valga Town Government

Kalev Luts, Valga Town Council

Urmas Möldre, Valga Town Government

Arno Uprus, Valga Town Government

Aira Varblane, Valga Town Government

Invited observers: Viesturs Zariņš, lawyer, vice-chairman of Valka Municipality Council

Ingrid Mald-Villand, The Union of Estonian Architects

A7.4. The Jury evaluates the design concepts and establishes their ranking.

A7.5. Members of the Jury are:

Chairman of the Jury: Kalev Härk, Mayor of Valga town

Members of the Jury: Vents Armands Krauklis, Mayor of Valka Municipality Council

Peeter Kütt, OÜ NG Investeeringud

Līga Marija Putna, city planner, validation agent of construction projects

Andres Levald, The Union of Estonian Architects, authorised professional architect, level 7

Mari Rass, The Union of Estonian Architects, authorised professional architect, level 7

Uģis Kaugurs, The Union of Latvian Architects, authorised professional architect

Egons Bērziņš, The Union of Latvian Architects, authorised professional architect

Secretary of the Jury: Pille Epner, The Union of Estonian Architects

Alternate members of the Jury: Jaak Huimerind, The Union of Estonian Architects, authorised professional architect, level 8

Lenna Hingla, Valga Town Government

Jana Putniņa, Head of Development and Project Unit, Valka Municipality Council

Experts: Jiri Tintera, authorized architect, Valga Town Government
Jolanta Kriviņa, Landscape architect, Valka Municipality Council

A7.6. Voting is open at the Jury meetings.

A7.7. If necessary, the Jury may involve experts. The experts will have the right to participate in the Jury meetings; however, an expert does not have voting rights and their opinion serves as a suggestion to the Jury.

A7.8. If necessary, the Jury may involve the alternate member to substitute for the members of the Jury provided in clause A.7.5. The backup member of the Jury only has voting rights when substituting for an absent main member.

A8.The required composition of the competition package

A8.1. The design competition package, as well as all envelopes and parts of the design concept contained in it, needs to be labelled with a textual (term) keyword (a logo or number combination is not permitted).

A8.2. The design competition package must contain the design concept and the following closed and opaque envelopes:

A8.2.1. **“THE NAME CARD”** (see Annex 1, FORM I) with the following information:

- keyword of the design concept;
- the name and contact information of the participant with whom, in case of winning the design competition, negotiations shall be started on concluding a procurement contract for the following planning work;
- names, signatures and contact information of the authors of the design concept;
- a declaration on the ownership of the economic rights of the authors of the design concept.

A8.2.2. **“THE ADDRESS CARD”** with the return address for the designs that were not awarded a prize (done at the request of the participant, at their own expenses), see Annex 2, Form II.

A8.2.3. **“QUALIFICATION DOCUMENTS”**, documents listed in clause A.6.3 of the competition rules, in the order provided there.

A9.The format and volume of the design concept

A9.1 Submit on stiff plotting boards (A1, portrait) and digital PDF copies, in the following volumes:

A9.1.1. Drawings:

A9.1.1.1. Layout of the competition area 1:500. The participant may provide solution for contact area as well. The layout should include: planned pavements, lounges, staircases, market area, playgrounds, bus station operating area.

A9.1.1.2. Sections 1:200, showing the Pedestrian street and connections between main differences of heights;

A9.1.1.3.at least three 3D visualisations;

A9.1.1.4. depending of the solutions, drawings of the urban space elements of in free format and

scale;

A9.1.1.5. preferably also visualisation materials and general schemes in free format

A9.1.2. Explication note (preferably in A4 binder and as digital pdf copies):

A9.1.2.1. general part of the letter of explanation with the description of and justification for the architectural ideas and the solution;

A9.1.2.2. general description of the construction solutions; in case of potential special solutions, sufficient explanations for understanding them to make it possible to evaluate the plausibility of the solution and the estimated cost range of the construction;

A9.1.2.3. in case of deviations from the conditions of the competition, justification for doing so, in order to make it possible to assess the conformity with the objectives and general conditions of the competition;

A9.1.2.4. summary of technical specifications

A10. Evaluation criteria for the design concepts

A10.1. Clarity, functionality and adaptability of the full solution;

A10.2. Pleasantness of the space created and its comprehensibility for the locals and visitors;

A10.3. Suitability of the architectural solution of the outdoor space for representing Valga-Valka as one town. The area's compatibility with the surrounding landscape and urban structure. Versatility;

A10.4. Economically reasonable construction (cost of the construction), cost of maintenance and other similar practical objectives

A11. Annexes

A11.1 Annex No. 1 – Form I “THE NAME CARD”

A11.2 Annex No. 2 – Form II “ADDRESS CARD”

A11.3 Annex No. 3 – Form III Declaration of the absence of bases for removing the participant from the design competition

A11.4 Annex No. 4 – Form IV Declaration on agreeing to have the detailed design concept being taken as the basis for compiling a detailed plan.

A11.5 Annex No. 5 – Form V – Affirmation of submission of package.

A11.6 Annex No. 6 – The competition assignment of the architectural design competition for the Concept for Central Area and Pedestrian Street in Valga-Valka Twin-Town Centre with open procurement proceedings.

B The process of the design competition

B1. Issuing the Procurement Documents of the design competition

The conditions of the competition (Procurement Document and its appendices, incl. the competition assignment with appendices) are only issued in electronic format and are available for downloading from the Public Procurements Registry <https://riigihanked.riik.ee>.

B2. Asking questions and answering them

B2.1. The participants have the right to receive additional information and explanations on the content of the terms and conditions of the competition. The last day for submitting questions is **11th of Mai 2016**.

Please send questions through the Public Procurements Registry <https://riigihanked.riik.ee>. Questions will be answered in the manner prescribed by the law of Public Procurement Act (RT I 2007, 15, 76). All questions and answers will be published on the Public Procurements Registry <https://riigihanked.riik.ee>. Please state "Architecture competition "Concept for Central Area and Pedestrian Street in Valga – Valka Twin – Town Centre"" as the title of the question. For other additional information you may contact jiri.tintera@valgalv.ee or jolanta.krivina@valka.lv.

B3.Presenting the design competition package

B3.1. Documents referred to in clause A8.2 are to be submitted the Public Procurements Registry <https://riigihanked.riik.ee> by **15:00 on 18th of May 2016**.

B3.2. The package with stiff plotting boards must be delivered to the information desk located on the ground floor of the Valga Town Government, Puiestee 8, 68203 Valga, contact tel.: +37256831218; when sending the package by mail or with a courier, the participant must ensure that the package arrives by **15:00 on 18th of May 2016**, at the latest.

B3.3. Upon the physical delivery of the design competition package the receptionist marks down the arrival number of the package as well as the date and the time, and gives the deliverer a receipt with the same notations confirming delivery of the package (see Form no. 5). Packages sent through the mail or with a courier are registered upon arrival in a similar manner. The registration receipt or the receipt of the postal service or courier is the basis for returning the design concepts.

B3.4. Packages delivered before the due date provided in clause B3.1 are registered in the design competition.

B3.5 Documents delivered after the term referred to in clause B3.1. are not accepted and they are returned to their sender.

B4.Verification of the participants' qualification

B4.1 The integral package that arrived is opened after the due date for submitting the idea competition packages, at a regular meeting of the Committee. Upon the opening of packages a report is compiled, establishing the total number of packages, the keyword corresponding to the arrival number and the composition of the package corresponding to the keyword. The opening report shall be made public via keywords on the Public Procurements Registry <https://riigihanked.riik.ee>.

B4.2. A participant shall not be qualified for the design competition, if:

B4.2.1 the composition and the condition of the package does not comply with the requirements (is opened, damaged, etc.).

B4.2.2 the anonymity requirement provided in clause B5 has been breached upon submitting or compiling the package;

B4.2.3 the participant does not meet the qualification conditions for the participants provided in the invitation to the design competition and the Procurement Documents.

B4.3. The Committee has the right to ask the participant to supplement the package, in relation to the documents required by clauses A8.2.1 – A8.2.3, within three business days after the packages are opened.

B4.4. The Contracting Authority's decision on the qualification or disqualification of the participants in the design competition shall be made public via keywords on the Public Procurements Registry <https://riigihanked.riik.ee>.

B4.5 A participant who is not qualified is not participating in the design competition.

B5 Ensuring anonymity

B5.1. The design competition is anonymous and keyword-based. The package as well as all envelopes and parts of the design concept contained in it need to be labelled with a textual (term) keyword (a logo or number combination is not permitted).

B5.2. At the time the design competition package is submitted, all materials must be contained in a single, closed, uniformly coloured package without any visual distinguishing markings or special features, titled:

“The architecture competition “Concept for Central Area and Pedestrian Street in Valga – Valka Twin – Town Centre””.

B5.3. If the package is sent by mail or with a courier, it is the responsibility of the recipient of the package to ensure the anonymity of the sender. The recipient of the package may not be the chairman of the Jury, the alternate member, or the secretary.

B6. Working procedure of the Jury

The Jury will assess only the design concepts submitted by qualified participants.

B6.1. When assessing the design concepts (at the Jury meetings), only the chairman of the Jury, its members, alternate members, secretary and experts may be present. The Jury meeting is led by the chairman of the Jury. Upon making decisions, the chairman and the members of the Jury have voting rights; the secretary and the experts do not have voting rights.

B6.2. If necessary, the Jury may involve additional experts in addition to the persons referred to in clause A7.5. The experts will have the right to participate in the Jury meetings; however, an expert does not have voting rights and their opinion serves as a suggestion to the Jury.

B6.3. The Jury is independent in its decisions and opinions, and is only guided by the assessment criteria of the design concepts (clause A10).

B6.4. All Jury meetings are recorded in a separate working document not to be published unless required by the legislation or the terms and conditions of this design competition.

B6.5. The Jury shall decide the results of the design competition at their last meeting, on the basis of a consensus or majority vote. The final ranking of the design concepts for the five best design concepts (the rest of the design concepts are not ranked in the final report) is established with the Jury vote. Each Jury member has one vote. Voting starts by choosing the 1st place winner. 1st place is regarded as having been chosen when more than one half of the Jury members vote in favour of the design concept. Then, voting will proceed with the same method for 2nd and 3rd places, and the recipients of the two inducement prizes.

B6.6. At the final meeting of the Jury the secretary shall compile the final report with the general assessment of all design concepts; the decision on the division of prizes along with justification; the decision on the winners of the design competition; propositions for proceeding; potential differences of opinion between the Jury members. The final report shall be made public. Questions submitted to the design competition, along with their answers, are retained as an annex to the final report.

B6.7. The work of the Jury will be regarded as finished after the ranking of all of the assessed design concepts has been determined on a consensus basis, and the decision is formalised by keyword in the final report of the Jury.

B7. Publishing the results of the idea competition

B7.1. By **3th of June 2016**, at the latest, the Jury will announce keywords of the first three prize winning design concepts and the recipients of the inducement prizes on the Public Procurements Registry <https://riigihanked.riik.ee>.

B7.2. The design competition ends with the public opening of the name cards corresponding to the keywords of the prize winning design concepts and announcing the authors at the public meeting of the Jury on **10th of June 2016**, at the latest. The exact time and place of the public meeting of the Jury will be announced on the web page of the town of Valga, at <http://www.valga.ee> and on the web page of the town of Valka at <http://www.valka.lv>.

B7.3. The Contracting Authority has the right to end the design competition without announcing any winners or issuing prizes if there are fewer than five design concepts participating in the assessment and the Jury unanimously decides that the general architectural level of the design concepts under assessment is low.

B8. Contracting Authority's responsibility

B8.1. The design concepts that did not receive a prize shall be returned upon the presenting of the receipt of registration, mailing or courier services, for a period of two weeks, starting 4 (four) weeks after the date on which the results of the design competition were announced. The Contracting Authority is responsible for retaining the design concept anonymously until that time (with the name envelope unopened). From then on, the Contracting Authority is not responsible for the design concepts and they are subject to destruction.

B9. Using the awarded design plans, concluding the procurement contract

B9.1. The total prize fund of the design competition is 20,000 €.

The prize fund is divided as follows:

B9.1.1 First place 7500 €

B9.1.2 Second place 5000 €

B9.1.3 Third place 3500 €

B9.1.4 Two inducement prizes of 2000 €

The prizes shall be paid out directly to the recipients by the Valga Town Government. State taxes are deducted from the designated prize amounts (in case of a payment to a private person, income tax is deducted).

B9.2. In order to realise the design concept, the Contracting Authority or one or several of the persons indicated in clause A1 may commission planning works from the winner of the design competition, as provided in subsection 28 (6) of the PPA.

B9.3. By submitting their design concept to this design competition the person submitting it gives their permission for the design concept to be used if it is awarded a prize, on the conditions and with the objective provided in these Procurement Documents. The prize covers the remuneration for the one-time use of the design concept and taxes provided by law, excluding remuneration for the further planning works.

B9.4 If the 1st place winner of the design competition decides not to conclude the procurement contract or their quote exceeds the financial resources available to the Contracting Authority, or an agreement is not reached on the conditions of the procurement contract, then the Contracting Authority has the right to start negotiations with the submitters of the next prize winning design concepts.

B9.5. The Contracting Authority notes that the maximum cost of the planning works, which are the

subject of the contract for the planning services made in the unannounced procurement proceedings for the Central Area and pedestrian street in Valga - Valka is 130 000 €, including:

- the necessary preliminary works (incl. geodesy, geology)
- architecture, landscaping and structure planning documentation (including sections 8.1, 8.2., 8.3, 8.4, 8.9 and 8.10 of Estonian standard EVS 811:2012 “Building design”)
- electrical project documentation (section 8.8 of Estonian standard EVS 811:2012 “Building design”)
- preliminary budget of construction works
- the author’s supervision in all stages of planning and construction works

All documentations need to be in the capacity of preliminary, developed building design and construction documentations (terminology from sections 3.8, 3.9 and 3.10 of Estonian standard EVS 811:2012 “Building design”). All documentations need to be composed in accordance to correspondent standard issued by Estonian centre for standardisation. The said amount is given **with VAT**.

B10. Intellectual property rights, ownership rights, economic rights

B10.1. According to the applicable Copyright Act, the personal and economic intellectual property rights of the design concept belong to the authors who submitted the design concept to the design competition.

B10.2. The economic property rights of the prize winning works shall be transferred to the Contracting Authority after the prizes have been paid out by the Contracting Authority.

B10.3. All economic rights of the author of the design concept as provided in Section 13 of the Copyright Act on the planning works to be commissioned, as well as the ownership of the documents presented and materials, shall be transferred to the Contracting Authority after the planning works are delivered and paid for as provided in clause B9.2.

B10.4. By concluding a procurement contract for the planning works and accepting remuneration for them, the author of the design concept that is chosen to be realised shall divest all economic rights of the design concept to the Contracting Authority.

B10.5. The Contracting Authority undertakes to observe the author’s personal rights as provided in the Copyright Act. When using the design concept and planning works, the Contracting Authority must reference the name(s) of the author(s).

B10.6. During the design competition, the Contracting Authority is responsible for any damages incurred by the authors of the design concept in relation to any violation of their intellectual property rights and undertakes to reimburse any damages caused to the authors through the violation of their intellectual property rights on behalf of the Contracting Authority.

B10.7. The authors shall retain the ownership rights to the design concepts that did not receive a prize, as well as the copyright on all design concepts that were submitted.

B10.8. The authors of design concepts that were presented to the design competition, but did not receive a prize, agree that their design concept may be published (incl. online) and displayed at an exhibition for a period of one year after the end of the design competition.

B11. Deciding not to use the design concept

B11.1. The Contracting Authority has the right to not use the design concept that was awarded 1st place or any other design concept chosen to be realised, if it is a result of the economic situation, changes in the Contracting Authority’s development plan or investment plans, or any other

circumstances not arising from the Contracting Authority (incl. the solution being impossible to realise from a techno-engineering aspect), which is usually regarded to be force majeure. Similarly, in case an agreement is not reached on the procurement contract for the planning works, and the presenter of the design concept chosen to be realised does not wish to enter into the procurement contract under the conditions provided in the quote, or does not wish to conclude the contract on any other grounds.

B11.2. If an agreement is not reached with the winner of the design competition on concluding a procurement contract for the planning works, then the Contracting Authority has the right to start negotiations with the author of the design concept awarded 2nd or 3rd place (in case an agreement is not reached with the author of the design concept that placed 2nd) on the realisation of the planning works.

Form I – “THE NAME CARD”

Contracting authority: Valga Town Government and Valka Municipality Council

Name of the design competition: architecture competition “Concept for Central Area and Pedestrian Street in Valga – Valka Twin – Town Centre”

Reference number of the design competition: 169679

“THE NAME CARD”

Keyword: _____

Name of the participant in the design competition:

(business name of a legal person or name of a natural person)

Registry code of the participant in the design competition

(registry code of a legal person or a natural person)

Contact information of the participant in the design competition

(contact information of a legal person or a natural person)

E-mail address of the participant in the design competition

(e-mail of a legal person or a natural person)

Name of the collective of authors, an author, or representative of a legal person or a natural person with whom, in case of winning, negotiations are started for concluding a procurement contract for the planning works.

Information on the authors

| No. in queue | Name of the author | Personal identification number | Contact information address, phone No. e-mail | Division of the prize or participation fee, by % | Name of the bank, bank account No. | The author’s signature verifying the accuracy of the information provided |
|--------------|--------------------|--------------------------------|-----------------------------------------------|--------------------------------------------------|------------------------------------|---------------------------------------------------------------------------|
| 1. | | | | | | |
| | | | | | | |
| | | | | | | |

Confirmation by the collective of authors, an author, or representative of a legal person or a natural person, on the ownership of the intellectual rights of the work presented for the design competition.

/first and last name, signature and date/

Form II – “ADDRESS CARD”

Contracting Authority: Valga Town Government and Valka Municipality Council

Name of the design competition: architecture competition “Concept for Central Area and Pedestrian Street in Valga – Valka Twin – Town Centre”

Reference number of the design competition: 169679

“ADDRESS CARD”

Keyword: _____

Name of the participant in the design competition:

_____ (business name of a legal person or name of a natural person)

Postal address of the participant in the design competition

_____ (postal address of a legal person or a natural person)

A note on whether the design concept is to be returned after the design competition, at the participant's expense, to the postal address specified on the address card.

Confirmation by the collective of authors, an author, representative of a legal person or a natural person.

/first and last name, signature and date/

Form III – Declaration of the absence of bases for removing the participant from the design competition

Contracting Authority: Valga Town Government and Valka Municipality Council

Name of the design competition: architecture competition “Concept for Central Area and Pedestrian Street in Valga – Valka Twin – Town Centre”

Reference number of the design competition: 169679

We hereby confirm that

1. Neither us or our legal representative has been convicted in criminal or misdemeanour proceedings for organising a criminal group or belonging thereto, or violating the requirements of public procurement or fraud or committing offences relating to professional misconduct or money laundering or tax offences; there is no current data on us in the registry of convictions in accordance with the Registry of Convictions Act and we have no valid convictions in accordance with the legislation of our country of residence or country of location (clause 38 (1) 1) of the Public Procurement Act).
2. We are not bankrupt or under liquidation, our business operations have not been suspended and we are not in another similar state under the legislation of our country of location (clause 38 (1) 2) of the Public Procurement Act).
3. No compulsory liquidation procedure or another similar procedure has been initiated against us in accordance with the legislation of our country of location (clause 38 (1) 3) of the Public Procurement Act).
4. We have not received any such information on the design competition that would give us an advantage before the other participants;
5. We have not been found guilty of an act of grave professional misconduct against the professional or occupational codes of conduct in a court of honour of a professional or occupational association or other similar bases;
6. We have not submitted false information regarding compliance with the Contracting Authority’s requirements;
7. In the event that our design is awarded a prize, the ownership rights of our design will be handed over to the Contracting Authority.
8. We shall hand over the economic intellectual property rights to the Contracting Authority and guarantee that by handing over the rights no third person’s authorship rights are violated, and grant the Contracting Authority the sole licence to use the proprietary rights after the project, completed as an architectural planner, is handed over to the Contracting Authority;
9. We agree that the design concept is taken as the basis for compiling the detailed plan for a larger area, and agree to cooperate to adapt the design concept according to any general requirements arising from the detailed plan and the public opinion that could surface during the proceedings related to the detailed plan.

.....
(name of the participant)

.....
(name and signature of an authorised representative)

.....
(date)

Form IV – Declaration on agreeing to have the detailed design concept being taken as the basis for compiling a detailed plan.

Contracting Authority: Valga Town Government and Valka Municipality Council

Name of the design competition: architecture competition “Concept for Central Area and Pedestrian Street in Valga – Valka Twin – Town Centre”

Reference number of the design competition: 169679

We hereby agree that the design concept is taken as the basis for compiling the detailed plans for a larger area, and agree to cooperate to adapt the design concept according to any general requirements rising from the detailed plans and the public opinion that could surface during the proceedings related to the detailed plans. We agree to provide the design concept in CAT format for the base material for compiling the detailed plans.

.....
(name of the participant)

.....
(name and signature of an authorised representative)

.....
(date)

Form V– Affirmation of submission of package.

Procurer: Valga Town Government and Valka Municipality Council

Name of idea competition: architecture competition “Concept for Central Area and Pedestrian Street in Valga – Valka Twin – Town Centre”

Idea competition reference number: 169679

The Procurer hereby confirms that it has received the package

with the sequential number

Date: (to be supplied by the Procurer)

Time: (to be supplied by the Procurer)

Name and signature of the representative of the Procurer:

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