

THE PARLIAMENT of the REPUBLIC of MOLDOVA

**LAW
ON PUBLIC PROCUREMENTS**

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**CHAPTER IV
PUBLICITY AND TRANSPARENCY**

Article 19. The announcement of intent

(1) The Contracting Authority must publish an announcement of intent in the Public Procurements Bulletin regarding the scheduled public procurements. In the case of the public procurements covered by Article 2 Paragraph (3), the announcement of intent shall be published also in "The Official Journal of the European Community".

(2) The announcement of intent shall be published separately for the goods, works and services within 30 days upon approval of the respective Contracting Authority's budget.

(3) The announcement of intent shall cover all public procurement contracts scheduled to be awarded prior to the end of the budgetary year. It shall not be necessary to publish an announcement of intent in respect of the procurement contracts for goods and services with the estimated value of up to MDL 200,000 and for works - up to MDL 1,000,000.

(4) The publication of the announcement of intent shall not create an obligation for the Contracting Authority to perform the respective public procurements.

Article 20. General rules regarding the development and publication of a request for proposals

(1) The Contracting Authority must publish a request for proposals (further "RFP") in the Public Procurement Bulletin and on the Agency's web page in all cases provided for by this law in accordance with the applied procurement procedures. In the case of the public procurements covered by Article 2 Paragraph (3), the RFP shall be published also in "The Official Journal of the European Community".

(2) The RFP shall be published in the state language and, if necessary, in one of the internationally used languages.

(3) Standardized formats approved for the purpose shall be used to develop and adjust the RFP, making it possible to publicize the public procurements.

(4) To ensure the maximum transparency, the Contracting Authority may publish the RFP in other national or international mass media; however, it may be done solely upon publication of the respective RFP in the Public Procurements Bulletin and on the Agency's web page. The RFP published in the other local, national or international mass media should make reference to the

issue number and date of the Public Procurements Bulletin where the RFP has been first published, and it may not contain any information additional to that published in the Public Procurements Bulletin.

(5) The RFP shall be published well in advance to provide a realistic possibility for any interested supplier to participate without discrimination in the procedures of awarding the public procurements contract.

(6) Should it become necessary to adjust or publish anew the RFP after its initial publication, but prior to the deadline specified for the opening or submission of the bids, the adjusted RFP must be published in the same media and indicate the same value as the initial RFP.

Article 21. The announcement regarding the award of the public procurement contract

(1) The Contracting Authority must publish the announcement regarding the award of the public procurements contract in the Public Procurements Bulletin and on the Agency's web page within 30 calendar days after the conclusion of such contract.

(2) The announcement regarding the award of the public procurements contract shall contain at least the following information:

a) the nature and quantity of the goods, works or services forming the subject matter of the awarded contract;

b) the name and address of the Contracting Authority which has awarded the contract;

c) the day of awarding the contract;

d) the name and other information identifying the winning supplier;

e) the value of the awarded contract;

f) the legal grounds for the use of the respective contract award procedure;

g) the used procedure.

Article 22. Notices to the bidders

(1) Upon request of the bidders, the Contracting Authority must provide:

a) explanations regarding the applied procurement procedures;

b) to the rejected bidders – the reasons for choosing a different bid as well as the relative characteristics and advantages and full name of the winning bidder.

(2) The Contracting Authority shall notify the bidders participating in the procurement procedures, upon their request, about all contract award decisions.

(3) Such information on the awarded contract shall not be provided, the disclosure of which is contrary to the law or public interest.

(4) The rejected bidder may request the information, which evidences the impartiality of the procurement process. For that purpose the Contracting Authority shall provide free of charge

the information regarding the relative characteristics and advantages of the winning bidder and the contract price, excepting the cases where the disclosure of such information might prejudice the competition at future tenders.