



EPI Ltd
25 High Street
Cobham, Surrey
KT11 3DH, UK
+44 (0) 8702 406 699
sales@epigroup.com
epigroup.com

EXPLORATION, PRODUCTION, INNOVATION

OFFICIAL COMPLAINT

5th October 2018

To whom it may concern,

Subject : 71350000-6 – Науково-технічні послуги в галузі інженерії (Лот № 1 - Супервізія польових сейсморозвідувальних робіт 3D на Колонтаївській площі; Лот № 2 - Супервізія польових сейсморозвідувальних робіт 3D на Західно-Волохівській площі; Лот № 3 - Супервізія польових сейсморозвідувальних робіт 3D на Західно-Медведівській площі)

№ 18П-151 від 21.08.2018 р. – DISQUALIFICATION

EPI Limited would like to lodge an official complaint and investigation into the procurement process for the above named procurement for the following reasons:

The documents that EPI Ltd uploaded to the zakupki.prom.ua website prior to the auction, and in order to qualify to participate in the auction, were in line with the required documentation. We have downloaded the other bidders' submitted documentation and on review this does not appear to be in-line with the requirements to participate in the auction!

The reasons given for disqualification on the grounds of missing documentation, as given below in the rejection letter, are inaccurate and / or require clarification:

4. Розглядали:

" Службову записку заступника начальника департаменту МТП та З №29.2/5435-С від 26.09.2018 р. про те, що учасник EPI Limited по Лоту №1, 2, 3 за процедурою закупівлі №18П – 151 - 71350000-6 – Науково-технічні послуги в галузі інженерії (Лот № 1 - Супервізія польових сейсморозвідувальних робіт 3D на Колонтаївській площі; Лот № 2 - Супервізія польових сейсморозвідувальних робіт 3D на Західно-Волохівській площі; Лот № 3 - Супервізія польових сейсморозвідувальних робіт 3D на Західно-Медведівській площі) не завантажив в Систему:

- початкову цінову пропозицію та оновлену цінову пропозицію (після зменшення ціни);

EPI dispute this statement:

- The initial price offer (Annex 6.1) **was loaded** into the zakupki.prom.ua auction site for № 18П-151 Lots 1,2 and 3 before the auction, and



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- the completed price offer (Annex 6.1 and 6.2) **was loaded** to the zakupki.prom.ua auction site for № 18П-151 Lots 1,2 and 3 after the auction.

- [копію паспорта керівника;](#)

EPI do not dispute that the passport copy of the head of EPI was not loaded into the system. This was an oversight on our part. Previously we have been notified of any missing documentation and given 5 days in which to provide it. Additionally, the head of EPI to which this passport refers to has previously provided his passport copy with proof of his power of attorney as he has signed contracts with UGV previously.

- [фінансову звітність за 2017 рік;](#)

EPI dispute this statement. A letter stating why the financial statements for 2017 were not available was given as part of the Annex 1, Section 2 Financial Accreditation, signed by our Chief Financial Officer.

- [не заповнено \(з внесенням відомостей щодо Виконавця та вартостей\) проекти договорів та додатків до договорів, в тому числі, із зазначенням прізвища та ініціалів особи, що підписує договір зі сторони Виконавця;](#)

EPI dispute this statement. All contract documentation has been signed by an authorised signatory who has signed previous contracts. Additionally, there is no space to give a specific name on the contract documents, as all of the contract documents only have spaces available for the persons' position and signature, as per the example taken from the contract document below:

ВИКОНАВЕЦЬ

(посада)

(підпис) (ПІБ)

МП

- [копію договорів на придбання програмного забезпечення та/або копій паспорту обладнання з ліцензійним програмним забезпеченням.](#)

EPI do not dispute that the software license was not loaded into the system on this occasion. This was an oversight on our part. Previously we have been notified of any missing documentation and given 5 days in which to provide it. Additionally, we have submitted the software license previously on the previous project (Sviatohirska) after receiving a notification on missing documentation.



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In summary, EPI are very disappointed that we were not notified of the missing documentation in our submission as per previous auctions, which amounts to a passport copy and software license, both of which have previously been supplied to UGV.

We dispute the accuracy of the reasons for rejection and also request an investigation into the procurement process which allowed bidders to participate in the auction without submitting the requested documentation as per the downloaded document "DPZ_ET_18П-151_Сейсмозвідувальні роботи_3 лоти".

Yours Faithfully,

A handwritten signature in blue ink, appearing to be 'J. Anderson', written over a faint, circular watermark or stamp.

J. Anderson
Senior Operations Manager