



Warsaw, 08.03.2022

MODIFICATIONS OF THE REQUEST FOR QUOTATION NO 010/2022

concerns: **Supply of a miniature fluorescence microscope**

Dear all,

The Ordering Party shall introduce the following changes to the content of the request for quotation

Understanding the global situation, we understand that the contractual deadline of 30 days for replacement of defective parts may not be met. However, due to our scientific research and the need to use the equipment we purchased, we must set a longer but specific time limit for any replacement. Due to circumstances in recent days (in particular the war in Ukraine and uncertainty in the markets), the Contracting Authority has also decided to reduce the contractual penalties. However, certain penalties must remain in order to safeguard public finances.

In view of the above, the Contracting Authority is introducing the following changes to the model contract constituting Annex 2 to the request for quotation, i.e.,:

1. Article 6 of the agreement shall be as follows:

"Article 6

Terms of goods return

*The Seller shall accept the return and exchange of faulty or transport damaged parts, and to replace them on the Seller's expense within **90 days** of the invoice date"*

2. Article 8 of the agreement shall be as follows:

"Article 8

Contractual fines

The parties have agreed on the following contractual fines:

- 1. In case of a delay in the delivery of the subject of this Agreement, the Seller shall pay the Buyer a contractual fine of 0.05% of the net value for each day of delay, however no more than 5% of the net value of the subject of this Agreement.*
- 2. In case of delay in the invoice payment, the Buyer shall pay statutory interest to the Seller.*
- 3. The Parties may be exempt from responsibility resulting from this Agreement by acts of force majeure. That is, if the Contractor proves that the delays are caused by, for example, a pandemic or war or other event on which the Contractor had no influence and which he could not prevent, penalties will not be applied at all."*

The modified model agreement has been published on our website Appendix No. 2 to the request for quotation.

The deadline for submission of offers remains unchanged. Offers on the form constituting Appendix No. 1 to the request for quotation must be lodged not later than 14.03.2022 at 12:00 P.M, to the e-mail address a.caly@nencki.edu.pl

Best regards

Tomasz Koczyk
Deputy Director for Organization and Development