HORIZON EUROPE - The Framework Programme for Research and Innovation

Project: CircularPSP
Title: Public Service Platforms for Circular, Innovative and Resilient Municipalities through PCP
Grant Agreement Number: 101092208
Call Identifier: HE-CL4-2022-RESILIENCE-02-PCP

PCP SPECIFIC CONTRACT FOR PHASE [I] [II] [III] TEMPLATE

Circular PSP project has received funding from the European Union's Horizon Europe Research and Innovation Programme under the Grant Agreement No. 101092208. The sole responsibility for the publication lies with the editor and does not necessarily reflect the opinion of the European Commission or Agency. The European Commission is not responsible for any use that may be made of the information contained herein.

1 Preamble

This agreement is a Specific Contract executed and performed under the Framework Agreement concluded between

on the one part,

the "contracting authority" (lead procurer), ISTANBUL METROPOLITAN MUNICIPALITY [IMM], acting in the name and on behalf of the other members of the Buyers Group (together with the contracting authority: "procurers"):

- CIRCULAR CITY - ZIRKULARE STADT EV [CB]
- FORUM VIRIUM HELSINKI OY [FVH]
- MUNICIPIO DE GUIMARAES [CMG]
- SANDYFORD BID CLG [SBID]
- SKUPNOST OBCIN SLOVENIJE [SOS]
- SVERIGES KOMMUNER OCH REGIONER [SKR]

and

the "Contractor", [insert details of the Contractor],

OPTION for joint tenders: acting in the name and on behalf of the other members of a Group of Tenderers:

1. [insert the details of the members of the group of tenderers]
2.

The members of the Group of Tenderers are hereafter collectively referred to as "the Contractor" and will be jointly and severally liable vis-à-vis the Contracting Authority for the performance of this Framework Agreement and the Specific Contracts.]

The Contracting Authority, the Buyers Group and the Contractor(s) shall be referred to together as "the Parties", unless otherwise specified.

The provisions of the Framework Agreement form an integral part of this agreement.

The agreement is composed of:

Annex 1: Framework Agreement

Annex 2: Contractor's Offer / Tender

Annex 3: Training and Learning AI Data Sets

Annex 4a-z: Subcontractor agreements

2 Terms and conditions

Article 1 — Subject of the contract

This specific contract defines the specific terms and conditions for the implementation of the PCP procurement of R&D services set out in Article 3 — for PCP Phase *[*I*][*II*][*III*]*.

Article 2 — Duration

This contract shall come into force as of the date of signature of the last party and shall continue in full force and effect until terminated in accordance with the provisions of the Framework Agreement or until complete discharge of all obligations and at the latest by *[*date*]*.

The period of execution of the tasks may be extended only with the express written agreement of the Parties before the expiration of the period for execution of the tasks.

Article 3 — R&D services to be provided

The Contractor shall provide the R&D services (tasks, supplier deliverables and milestones) set out in the offer for this phase and deliver the Expected Outcomes specified for this phase in the Call for Tender.

Article 4 — Price and payment arrangements

The price to be paid by ISTANBUL METROPOLITAN MUNICIPALITY [IMM] for the R&D services set out in Article 3 shall be EUR [amount in figures and in words].

Required supplier deliverable/ milestone	**Amount of payment**	**Expected date**
SDx.y	€x0,000	dd.mm.yyyy

Approval of supplier deliverables and invoicing shall proceed as specified in Section 5.5 of the Call for Tender.

[IN CASE OF TURKISH CONTRACTOR] The Turkish Contractor is to provide the formal e-government 'tax debt letter' with the invoice. In case of unpaid tax, the owned amount is paid to the Turkish tax authority and the remainder to the Contractor.

[IN CASE OF NON-TURKISH CONTRACTOR] Should the lead procurer have been approached by any other government on tax owned by the Contractor, the Lead Procurer may have to pay the tax amount owed to the corresponding tax authority.

Article 5 — Subcontractor agreements

The Contractor shall provide originally signed agreement including a clear description of the work with each subcontractor either:

- as annex(es) to this contract or
- at the latest five days before any works or services are conducted.

[Phase III to be decided: Article 6 — Sites to be supplied]

The Contractor has to supply the following sites: [sites allocated].

SIGNATURES

Authorised to sign for the Buyers Group

(Full Name, Date, Place, Signature)

Authorised to sign for the Contractor

(Full Name, Date, Place, Signature)

Annex 3: Training and Learning AI Data Sets

Building on Annex 1 and updated by any evolution in the CE Taxonomy, a list of data sets which must or should be taken into consideration to train the AI or to utilise during use of the CE-solution. Suppliers will be exempted from using any given data set provided they can document why access or use is not possible and/or imped AI results.

The list will evolve in parallel with progress on the CE Taxonomy.

Annex 4[a-z]: Subcontractor agreement [Template]

The following template can be modified, extended or entirely replaced with another bilateral agreement with one or all subcontractors provided each agreement contains at least the following information. The Contractor will have to be prepare an agreement for each subcontractor with most content already being available:

- The subcontractor identification can be copied from the Declaration of Honour (TD3a).
- The description of services and works has been provided in the Technical Offer and just needs to be allocated to a specific subcontractor.
- The declaration required by TD1 is included.

Note that the format will remain throughout Phase I, II and III. Hence, we suggest keeping an editable copy so that future iterations only require a change of the description of work or services.

The subcontractor:

<table>
<tr><th>(only for natural persons) himself or herself:</th><th colspan="2">(only for legal persons)
the following legal person:</th></tr>
<tr><td rowspan="6">ID or passport number:
insert ID/passport number] [

(‘the person’)</td><td>Full official name:</td><td>[...]</td></tr>
<tr><td>Official legal form:</td><td>[...]</td></tr>
<tr><td>Statutory registration number:</td><td>[...]</td></tr>
<tr><td>Full official address:</td><td>[...]</td></tr>
<tr><td>VAT registration number:</td><td>[...]</td></tr>
<tr><td colspan="2">(‘the person’)</td></tr>
</table>

agrees to conduct the following work or service for the Contractor:

[Description of work or service – e.g. copy of text provided in the technical proposal relevant for current subcontractor]

SIGNATURES

Authorised to sign for the Subcontractor

(Full Name, Date, Place, Signature)

Authorised to sign for the Contractor

(Full Name, Date, Place, Signature)